

Washington, Saturday, March 5, 1955

TITLE 7—AGRICULTURE

Chapter IX—Agricultural Marketing Service (Marketing Agreements and Orders), Department of Agriculture [Navel Orange Reg. 50]

PART 914—NAVEL ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

LIMITATION OF HANDLING

§ 914.350 *Navel Orange Regulation 50*—(a) *Findings*. (1) Pursuant to the marketing agreement, as amended, and Order No. 14, as amended. (7 CFR Part 914; 19 F. R. 2941), regulating the handling of navel oranges grown in Arizona and designated part of California, effective September 22, 1953, under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.) and upon the basis of the recommendation and information submitted by the Navel Orange Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such navel oranges, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication thereof in the FEDERAL REGISTER (60 Stat. 237; 5 U. S. C. 1001 et seq.) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The Navel Orange Administrative Committee held an open meeting on March 3, 1955, after giving due notice thereof, to consider supply and market conditions for navel oranges and the need for regulation; interested persons were afforded an opportunity to

submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein was promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such navel oranges; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject thereto which cannot be completed on or before the effective date hereof.

(b) *Order*. (1) The quantity of Navel oranges grown in Arizona and designated part of California which may be handled during the period beginning at 12:01 a. m., P. s. t., March 6, 1955, and ending at 12:01 a. m., P. s. t., March 13, 1955, is hereby fixed as follows:

- (i) District 1: 184,800 boxes;
- (ii) District 2: 346,500 boxes;
- (iii) District 3: Unlimited movement;
- (iv) District 4: Unlimited movement.

(2) Navel oranges handled pursuant to the provisions of this section shall be subject to any size restrictions applicable thereto which have heretofore been issued on the handling of such oranges and which are effective during the period specified herein.

(3) As used in this section, "handled," "boxes," "District 1," "District 2," "District 3," and "District 4" shall have the same meaning as when used in said amended marketing agreement and order.

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

Dated: March 4, 1955.

[SEAL] S. R. SMITH,
Director, Fruit and Vegetable
Division, Agricultural Mar-
keting Service.

[F. R. Doc. 55-1966; Filed, Mar. 4, 1955; 11:48 a. m.]

CONTENTS

Agricultural Marketing Service	Page
Proposed rule making:	
Dates, domestic, produced or packed in Los Angeles and Riverside Counties of California, handling of	1363
Rules and regulations:	
Limitation of shipments:	
California and Arizona; lemons	1360
Florida:	
Grapefruit	1359
Oranges	1359
Tangerines	1358
Maine; Irish potatoes	1360
Oranges, navel, grown in Arizona and designated part of California; limitation of handling	1357
Agriculture Department	
See Agricultural Marketing Service.	
Civil Aeronautics Administration	
Rules and regulations:	
Restricted areas; alterations	1361
Civil Aeronautics Board	
Notices:	
Hearings, etc.	
Air Freight Forwarders investigation	1368
ALPA, reopened Route No. 68 labor case	1367
Braniff Airways, Inc., service to Fairmount and Fort Dodge	1368
States-Alaska fare case	1368
Commerce Department	
See Civil Aeronautics Administration.	
Federal Communications Commission	
Notices:	
Hearings, etc.	
Radio Order Service, Inc.	1368
Texas Star Broadcasting Co. and KTRH Broadcasting Co. (KTRH)	1368
Federal Power Commission	
Notices:	
Hearings, etc.	
Elliott-Cain Gas Co. et al	1369



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

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1954-55 Edition

(Revised through July 1)

Published by the Federal Register Division,
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General Services Administration

742 pages—\$1.00 a copy

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

CONTENTS—Continued

Federal Power Commission—	Page
Continued	
Notices—Continued	
Hearings, etc.—Continued	
Homestead Oil and Gas Co. et al.	1368
Mid-Georgia Natural Gas Co.	1368
Tennessee Gas Transmission Co. and Central Hudson Gas & Electric Corp.	1369
Union Oil Co. of California et al.	1369
Federal Trade Commission	
Rules and regulations:	
Commercial Travelers Insur- ance Co., cease and desist order.	1361

CONTENTS—Continued

Interior Department	Page
See Land Management Bureau.	
Interstate Commerce Commis- sion.	
Notices:	
Applications for relief:	
Alumina, calcined or hy- drated:	
Between points in Illinois territory and from south- ern territory to Illinois territory	1371
From and to points in southwestern territory	1371
Ammonium sulphate from Houston, Tex., to St. Louis, Mo., and East St. Louis, Ill.	1372
Beet sugar final molasses from Canada to Illinois territory	1370
Dressed poultry from Win- chester, Ky., to Chicago, Ill., Cleveland, Ohio and Detroit, Mich.	1371
Dried beans, peas, and lentils from south Pacific Coast territory to Kansas, Okla- homa, and Texas.	1370
Ladders from Pacific Coast territory to New Orleans, La.	1372
Lumber from Utah to Iowa and Wisconsin	1370
Scrap paper from Nashville, Tenn., to Texas, Oklahoma, and Louisiana	1371
Land Management Bureau	
Rules and regulations:	
Alaska; reserving public land for use by Department of Ter- ritorial Police as a headquar- ters site	1363
Arizona, reserving lands within Coronado National Forest for use of Forest Service as camp- ground, picnic, and recreation areas	1362
Securities and Exchange Com- mission	
Notices:	
Potomac Edison Co. et al., filing regarding issuance by wholly- owned subsidiaries of common stock to parent holding com- pany for cash	1369

CODIFICATION GUIDE

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

Title 7	Page
Chapter IX.	
Part 914	1357
Part 933 (3 documents)	1358, 1359
Part 953	1360
Part 970	1360
Part 1003 (proposed)	1363
Title 14	
Chapter II.	
Part 608	1361
Title 16	
Chapter I:	
Part 3	1361

CODIFICATION GUIDE—Con.

Title 43	Page
Chapter I:	
Appendix C (Public land or- ders)	
1080	1362
1081	1363

[Tangerine Reg. 159]

**PART 933—ORANGES, GRAPEFRUIT, AND
TANGERINES GROWN IN FLORIDA**

LIMITATION OF SHIPMENTS

§ 933.727 *Tangerine Regulation 159*—(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 33, as amended (7 CFR Part 933) regulating the handling of oranges, grapefruit, and tangerines grown in the State of Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.), and upon the basis of the recommendations of the committees established under the aforesaid amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of shipments of tangerines, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication thereof in the FEDERAL REGISTER (60 Stat. 237 5 U. S. C. 1001 et seq.) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient; a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective not later than March 7, 1955. Shipments of tangerines, grown in the State of Florida, are presently subject to regulation by grades and sizes, pursuant to the amended marketing agreement and order, and will so continue until March 7, 1955; the recommendation and supporting information for continued regulation subsequent to March 6, 1955, was promptly submitted to the Department after an open meeting of the Growers Administrative Committee on March 1, such meeting was held to consider recommendations for regulation, after giving due notice of such meeting, and interested persons were afforded an opportunity to submit their views at this meeting; the provisions of this section, including the effective time hereof, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such tangerines; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period hereinafter set forth so as to provide for the continued regulation of the handling of

tangerines; and compliance with this section will not require any special preparation, on the part of persons subject thereto which cannot be completed on or before the effective time hereof.

(b) *Order* (1) During the period beginning at 12:01 a. m., e. s. t., March 7, 1955, and ending at 12:01 a. m., e. s. t., July 31, 1955, no handler shall ship:

(i) Any tangerines, grown in the State of Florida, that do not grade at least U. S. No. 2 Russet; or

(ii) Any tangerines, grown in the State of Florida, that are of a size smaller than the size that will pack 246 tangerines, packed in accordance with the requirements of a standard pack, in a half-standard box (inside dimensions $9\frac{1}{2} \times 9\frac{1}{2} \times 19\frac{1}{8}$ inches, capacity 1,726 cubic inches)

(2) As used in this section, "handler," "ship," and "Growers Administrative Committee" shall have the same meaning as when used in said amended marketing agreement and order and the terms "U. S. No. 2 Russet," and "standard pack" shall have the same meaning as when used in the revised United States Standards for Florida Tangerines (§§ 51.1810 to 51.1836 of this title)

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

Dated: March 2, 1955.

[SEAL] FLOYD F. HEDLUND,
Acting Director, Fruit and
Vegetable Division, Agricultural
Marketing Service.

[F. R. Doc. 55-1918; Filed, Mar. 4, 1955;
8:50 a. m.]

[Grapefruit Reg. 219]

PART 933—ORANGES, GRAPEFRUIT, AND
TANGERINES GROWN IN FLORIDA

LIMITATION OF SHIPMENTS

§ 933.729 *Grapefruit Regulation 219—(a) Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 33, as amended (7 CFR Part 933) regulating the handling of oranges, grapefruit, and tangerines grown in the State of Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.) and upon the basis of the recommendations of the committees established under the aforesaid amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of shipments of grapefruit, as hereinafter provided, will tend to effectuate the declared policy of the act.

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

of the act is insufficient; a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective not later than March 7, 1955. Shipments of grapefruit, grown in the State of Florida, are presently subject to regulation by grades and sizes, pursuant to the amended marketing agreement and order, and will so continue until March 7, 1955; the recommendation and supporting information for continued regulation subsequent to March 6, 1955, was promptly submitted to the Department after an open meeting of the Growers Administrative Committee on March 1, such meeting was held to consider recommendations for regulation, after giving due notice of such meeting, and interested persons were afforded an opportunity to submit their views at this meeting; the provisions of this section, including the effective time hereof, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such grapefruit; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period hereinafter set forth so as to provide for the continued regulation of the handling of grapefruit; and compliance with this section will not require any special preparation on the part of persons subject thereto which cannot be completed by the effective time hereof.

(b) *Order* (1) During the period beginning at 12:01 a. m., e. s. t., March 7, 1955, and ending at 12:01 a. m., e. s. t., March 21, 1955, no handler shall ship:

(i) Any white seeded grapefruit, grown in the State of Florida, which do not grade at least U. S. No. 1 Russet;

(ii) Any pink seeded grapefruit, grown in the State of Florida, which do not grade at least U. S. No. 2;

(iii) Any seedless grapefruit, grown in the State of Florida, which do not grade at least U. S. No. 2 Russet;

(iv) Any white seeded grapefruit, grown in the State of Florida, which are of a size smaller than a size that will pack 70 grapefruit, packed in accordance with the requirements of a standard pack, in a standard nailed box;

(v) Any pink seeded grapefruit, grown in the State of Florida, which are of a size smaller than a size that will pack 80 grapefruit, packed in accordance with the requirements of a standard pack, in a standard nailed box;

(vi) Any seedless grapefruit, grown in the State of Florida, which are of a size smaller than a size that will pack 98 grapefruit, packed in accordance with the requirements of a standard pack, in a standard nailed box; or

(vii) Any white seeded grapefruit, grown in "Regulation Area I," that grade U. S. No. 2 Bright, U. S. No. 2 or U. S. No. 2 Russet, which are of a size larger than a size that will pack 64 grapefruit, packed in accordance with the requirements of a standard pack, in a standard nailed box.

(2) As used in this section, "handler," "ship," "Growers Administrative Committee," and "Regulation Area I" shall

have the same meaning as when used in said amended marketing agreement and order; and the terms "U. S. No. 1 Russet," "U. S. No. 2 Bright," "U. S. No. 2," "U. S. No. 2 Russet," "standard pack," and "standard nailed box" shall have the same meaning as when used in the revised United States Standards for Florida Grapefruit §§ 51.750 to 51.790 of this title).

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

Dated: March 2, 1955.

[SEAL] FLOYD F. HEDLUND,
Acting Director Fruit and Veg-
etable Division, Agricultural
Marketing Service.

[F. R. Doc. 55-1919; Filed, Mar. 4, 1955
8:50 a. m.]

[Orange Reg. 274]

PART 933—ORANGES, GRAPEFRUIT, AND
TANGERINES GROWN IN FLORIDA

LIMITATION OF SHIPMENTS

§ 933.728 *Orange Regulation 274—(a) Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 33, as amended (7 CFR Part 933), regulating the handling of oranges, grapefruit, and tangerines grown in the State of Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.) and upon the basis of the recommendations of the committees established under the aforesaid amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of shipments of all Florida oranges, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication thereof in the FEDERAL REGISTER (60 Stat. 237; 5 U. S. C. 1001 et seq.) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient; a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective not later than March 7, 1955. Shipments of all oranges, including Temple oranges, grown in the State of Florida, are presently subject to regulation by grades and sizes, pursuant to the amended marketing agreement and order, and will so continue until March 7, 1955; the recommendation and supporting information for continued regulation subsequent to March 6, 1955, was promptly submitted to the Department after an open meeting of the Growers Administrative Committee on March 1; such meeting was held to consider recommendations for regulation, after giv-

ing due notice of such meeting, and interested persons were afforded an opportunity to submit their views at this meeting; the provisions of this section, including the effective time hereof, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such oranges; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period hereinafter set forth so as to provide for the continued regulation of the handling of all oranges; and compliance with this section will not require any special preparation on the part of the persons subject thereto which cannot be completed by the effective time hereof.

(b) *Order* (1) During the period beginning at 12:01 a. m., e. s. t., March 7, 1955, and ending at 12:01 a. m., e. s. t., March 21, 1955, no handler shall ship:

(i) Any oranges, except Temple oranges, grown in the State of Florida, which do not grade at least U. S. No. 1 Russet;

(ii) Any oranges, except Temple oranges, grown in the State of Florida, which are of a size smaller than a size that will pack 288 oranges, packed in accordance with the requirements of a standard pack, in a standard nailed box; or

(iii) Any oranges, except Temple oranges, grown in the State of Florida, which are of a size larger than a size that will pack 150 oranges, packed in accordance with the requirements of a standard pack, in a standard nailed box.

(2) During the period beginning at 12:01 a. m., e. s. t., March 7, 1955, and ending at 12:01 a. m., e. s. t., July 31, 1955, no handler shall ship:

(i) Any Temple oranges, grown in the State of Florida, which do not grade at least U. S. No. 2.

(3) As used in this section, the terms "handler," "ship," and "Growers Administrative Committee" shall each have the same meaning as when used in said amended marketing agreement and order and the terms "U. S. No. 1 Russet," "U. S. No. 2," "standard pack," and "standard nailed box" shall have the same meaning as when used in the revised United States Standards for Florida Oranges (§§ 51.1140 to 51.1186 of this title)

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

Dated: March 2, 1955.

[SEAL] FLOYD F HEDLUND,
Acting Director Fruit and Vegetable Division, Agricultural Marketing Service.

[F. R. Doc. 55-1920; Filed, Mar. 4, 1955; 8:50 a. m.]

[Lemon Reg. 579]

PART 953—LEMONS GROWN IN CALIFORNIA AND ARIZONA

LIMITATIONS OF SHIPMENTS

§ 953.686 *Lemon Regulation 579—(a) Findings.* (1) Pursuant to the marketing agreement, as amended, and Order

No. 53, as amended (7 CFR Part 953; 19 F. R. 7175) regulating the handling of lemons grown in the State of California or in the State of Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.) and upon the basis of the recommendation and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of the quantity of such lemons which may be handled, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication thereof in the FEDERAL REGISTER (60 Stat. 237; 5 U. S. C. 1001 et seq.) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. Shipments of lemons, grown in the State of California or in the State of Arizona, are currently subject to regulation pursuant to said amended marketing agreement and order: the recommendation and supporting information for regulation during the period specified herein was promptly submitted to the Department after an open meeting of the Lemon Administrative Committee on March 2, 1955, such meeting was held, after giving due notice thereof to consider recommendations for regulation, and interested persons were afforded an opportunity to submit their views at this meeting; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such lemons; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period hereinafter specified; and compliance with this section will not require any special preparation on the part of persons subject thereto which cannot be completed by the effective time thereof.

(b) *Order* (1) The quantity of lemons grown in the State of California or in the State of Arizona which may be handled during the period beginning at 12:01 a. m., P. s. t., March 6, 1955, and ending at 12:01 a. m., P. s. t., March 13, 1955, is hereby fixed as follows:

- (i) District 1: 5 carloads;
- (ii) District 2: 270 carloads;
- (iii) District 3: Unlimited movement.

(2) As used in this section, "handled," "carloads," "District 1," "District 2," and "District 3" shall have the same meaning

as when used in the said amended marketing agreement and order.

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

Dated: March 3, 1955.

[SEAL] FLOYD F HEDLUND,
Acting Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[F. R. Doc. 55-1960; Filed, Mar. 4, 1955; 8:59 a. m.]

[970.301, Amdt. 3]

PART 970—IRISH POTATOES GROWN IN MAINE

LIMITATION OF SHIPMENTS

Findings. (a) Pursuant to Marketing Agreement No. 122 and Order No. 70 (7 CFR Part 970; 19 F. R. 5469), regulating the handling of Irish potatoes grown in the State of Maine, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (48 Stat. 31, as amended; 7 U. S. C. 601 et seq.), and upon the basis of the recommendation and information submitted by the Maine Potato Marketing Committee, established pursuant to said marketing agreement and order, and upon other available information, it is hereby found that the amendment to the limitation of shipments, as hereinafter provided, will tend to effectuate the declared policy of the act.

(b) It is hereby found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this amendment until 30 days after publication in the FEDERAL REGISTER (5 U. S. C. 1001 et seq.) in that (1) the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient, (2) more orderly marketing in the public interest, than would otherwise prevail, will be promoted by regulating the shipment of potatoes, in the manner set forth below, on and after the effective date of this amendment, (3) compliance with this amendment will not require any special preparation on the part of handlers which cannot be completed by the effective date, and (4) information regarding the committee's recommendations, has been made available to producers and handlers in the production area.

Order as amended. The provisions of § 970.301 (b) (1) (i) (19 F. R. 7284, 8556, 9171, November 10, December 15, and December 24, 1954, respectively) are hereby amended as follows:

(b) *Order* (1) During the period March 7, 1955, to June 30, 1955, both dates inclusive, no handler shall ship:

(i) Potatoes of the round white varieties or of the red skin varieties in packs of one hundred (100) pounds or more unless the potatoes meet the requirements of the U. S. No. 1 grade, and (a) if such potatoes are of the Irish Cobbler

or Bliss Triumph variety they are of a size not smaller than 2 inches minimum diameter, and (b) if such potatoes are of a variety other than the Irish Cobbler or Bliss Triumph variety they are of a size not smaller than $2\frac{1}{4}$ inches minimum diameter;

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

Done at Washington, D. C., this 2d day of March 1955 to become effective March 7, 1955.

[SEAL] FLOYD F. HEDLUND,
Acting Director Fruit and Veg-
etable Division, Agricultural
Marketing Service.

[F. R. Doc. 55-1921; Filed, Mar. 4, 1955;
8:51 a. m.]

TITLE 14—CIVIL AVIATION

Chapter II—Civil Aeronautics Admin- istration, Department of Commerce

[Amdt. 105]

PART 608—RESTRICTED AREAS

ALTERATIONS

The restricted area alterations appearing hereinafter have been coordinated with the civil operators involved; the Army, the Navy, and the Air Force, through the Air Coordinating Committee, Airspace Subcommittee, and are adopted to become effective when indicated in order to promote safety of the flying public. Since a military function of the United States is involved, compliance with the notice, procedure, and effective date provisions of section 4 of the Administrative Procedure Act is not required.

Part 608 is amended as follows:

1. In § 608.51, the Del Rio, Texas, Laughlin AFB, areas (R-462, R-453, and R-464) published on August 12, 1954, in 19 F. R. 5085 and amended on September 10, 1954, in 19 F. R. 5861, are rescinded.

2. In § 608.40, the Oswego, New York, area, (R-70) amended on February 19, 1955, in 20 F. R. 1072, is further amended by changing the "Time of Designation" column to read: "Daylight hours only, 7 days a week."

(Sec. 205, 52 Stat. 984, as amended; 49 U. S. C. 425. Interprets or applies Sec. 601, 52 Stat. 1007, as amended; 49 U. S. C. 551)

This amendment shall become effective on March 7, 1955.

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

[F. R. Doc. 55-1890; Filed, Mar. 4, 1955;
8:45 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket 6241]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

COMMERCIAL TRAVELERS INSURANCE CO.

Subpart—Advertising falsely or mis-
leadingly; § 3.260 Terms and conditions;
§ 3.275 Undertakings, in general. Sub-

part—Offering unfair improper and deceptive inducements to purchase or deal: § 3.2080 Terms and conditions; § 3.2090 Undertakings, in general. In connection with the offering for sale, sale, and distribution in commerce, of any accident, health, hospital, or surgical insurance policy, (A) representing, directly or by implication: (1) That said insurance policy may be continued in effect indefinitely or for any period of time, when, in fact, said policy provides that it may be canceled by respondent or terminated under any circumstances over which insured has no control, during the period of time represented; (2) that said policy provides indemnification to insured in cases of sickness or accident generally or in any or all cases of sickness or accident, when such is not the fact; (3) that said policy provides indemnification for hospital room and board, hospital extras, ambulance service, surgeon's fees, doctor's fees, additional doctor expenses, delivery fees in maternity cases or for any other medical, surgical, or hospital expenses in any or all cases which are in excess of what is actually provided; and (4) that said policy will pay in full or in any specified amount or will pay up to any specified amount for any medical, surgical, or hospital service unless the policy provides that the actual cost to the insured for that service will be paid in all cases up to the amount represented; prohibited.

(Sec. 6, 38 Stat. 721; 15 U. S. C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 15 U. S. C. 45) [Cease and desist order, Commercial Travelers Insurance Company, Salt Lake City, Utah, Docket 6241, Jan. 27, 1955]

This proceeding was heard by Abner E. Lipscomb, hearing examiner (following his substitution, as consented to by counsel, for Hearing Examiner William L. Pack who had theretofore been duly appointed to preside in the matter but was temporarily unavailable), upon the complaint of the Commission which charged respondent with disseminating false, misleading, and deceptive advertisements concerning the terms and conditions of various of its contracts of insurance with reference to accident and health or sickness, and with failure to reveal the limitations of coverage of such policies, and upon a stipulation for consent order disposing of all the issues in the proceeding, entered into pursuant to agreement by respondent with counsel supporting the complaint, and upon an amendment to said stipulation, subsequently submitted by counsel, and duly received by said examiner.

By the terms of said stipulation, respondent admitted all the jurisdictional allegations set forth in the complaint; agreed that the record might be taken as if the Commission had made findings of jurisdictional facts in accordance therewith; and expressly waived the filing of an answer, hearing before the hearing examiner or the Commission, the making of findings of fact or conclusions of law by said examiner or the Commission, the filing of exceptions and oral argument before the Commission, and all further and other proceedings before said examiner or the Commission to which respondent might be entitled

under the Federal Trade Commission Act or the rules of practice of the Commission.

It was further agreed by respondent that the order contained in said stipulation should have the same force and effect as if made after full hearing, presentation of evidence, and findings and conclusions thereon, respondent specifically waiving any and all right, power, or privilege to challenge or contest the validity of the order entered in accordance with its stipulation; and that said stipulation for consent order, together with the complaint, should constitute the entire record in the proceeding, upon which the initial decision should be based; and it was further set forth in said stipulation that the complaint in the matter might be used in construing the terms of such order, which might be altered, modified, or set aside in the manner provided by statute for orders of the Commission, and that the signing of the stipulation for consent order was for settlement purposes only, and did not constitute an admission by the respondent that it had violated the law as alleged in the complaint.

Concluding, in view of such facts, and the further fact that the order embodied in said stipulation was, in substance, the default order which accompanied the complaint, and was adequate to forbid all the acts and practices charged therein, that such order would safeguard the public interest to the same extent as could be accomplished by full hearing and all other adjudicative proceedings waived in said stipulation, said examiner, accordingly, in consonance with the terms of said stipulation, accepted said Stipulation for Consent Order, together with the amendment thereto, found that the proceeding was in the public interest, and issued order to cease and desist.

No appeal having been filed from said initial decision of said hearing examiner, as provided for in Rule XXII of the Commission's rules of practice, nor any other action taken as thereby provided to prevent said initial decision becoming the decision of the Commission thirty days from service thereof upon the parties, said initial decision, including said order, accordingly, under the provisions of said Rule XXII, became the decision of the Commission on January 27, 1955.

Said order to cease and desist is as follows:

It is ordered, That the Commercial Travelers Insurance Company, a corporation, and its officers, agents, representatives and employees, directly or through any corporate or other device, in connection with the offering for sale, sale and distribution in commerce, as "commerce" is defined in the Federal Trade Commission Act, of any accident, health, hospital or surgical insurance policy, do forthwith cease and desist from:

(A) Representing, directly or by implication:

(1) That said insurance policy may be continued in effect indefinitely or for any period of time, when, in fact, said policy provides that it may be canceled by respondent or terminated under any circumstances over which insured has

no control, during the period of time represented;

(2) That said policy provides indemnification to insured in cases of sickness or accident generally or in any or all cases of sickness or accident, when such is not the fact;

(3) That said policy provides indemnification for hospital room and board, hospital extras, ambulance service, surgeon's fees, doctor's fees, additional doctor expenses, delivery fees in maternity cases or for any other medical, surgical or hospital expenses in any or all cases which are in excess of what is actually provided;

(4) That said policy will pay in full or in any specified amount or will pay up to any specified amount for any medical, surgical, or hospital service unless the policy provides that the actual cost to the insured for that service will be paid in all cases up to the amount represented.

By "Decision of the Commission and Order to File Report of Compliance" Docket. 6241, January 27, 1955, which announced and decreed fruition of said initial decision, report of compliance was required as follows:

It is ordered, That respondent Commercial Travelers Insurance Company, a corporation, shall, within sixty (60) days after service upon it of this order, file with the Commission a report in writing setting forth in detail the manner and form in which it has complied with the order to cease and desist.

Issued: January 27, 1955.

By the Commission.

[SEAL] ROBERT M. PARRISH,
Secretary.

[F. R. Doc. 55-1911; File, Mar. 4, 1955;
8:49 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

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

Appendix C—Public Land Orders [Public Land Order 1080]

ARIZONA

RESERVING LANDS WITHIN CORONADO NATIONAL FOREST FOR USE OF FOREST SERVICE AS CAMPGROUND, PICNIC, AND RECREATION AREAS

By virtue of the authority vested in the President by the act of June 4, 1897 (30 Stat. 34, 36, 16 U. S. C. 473) and otherwise, and pursuant to Executive Order No. 10355 of May 26, 1952, it is ordered as follows:

Subject to valid existing rights, the following-described public lands within the Coronado National Forest in Arizona are hereby withdrawn from all forms of appropriation under the public-land laws, including the mining but not the mineral-leasing laws, and reserved for the use of the Forest Service, Department of Agriculture, as campground, picnic, and recreation areas, as indicated:

GILA AND SALT RIVER MERIDIAN

BARFOOT PARK ADMINISTRATIVE SITE

T. 17 S., R. 30 E.,
Sec. 28, SW $\frac{1}{4}$.

The area described aggregates 160 acres.

CAVE CREEK RECREATION AREA

T. 18 S., R. 30 E., (unsurveyed),
Sec. 12, N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$
NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$.

T. 18 S., R. 31 E. (unsurveyed),
Sec. 7, N $\frac{1}{2}$ NW $\frac{1}{4}$,
Sec. 3, E $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$
NW $\frac{1}{4}$ SE $\frac{1}{4}$.

Sec. 4, SE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$,
Sec. 9, NW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$
SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$,
SW $\frac{1}{4}$ SW $\frac{1}{4}$.

The areas described aggregate 610 acres.

COCHISE STRONGHOLD RECREATION AREA

T. 17 S., R. 23 E.,
Sec. 25, SW $\frac{1}{4}$ SW $\frac{1}{4}$.

The area described aggregates 40 acres.

DEER CREEK ADMINISTRATIVE SITE

T. 9 S., R. 20 E.,
Sec. 10, (unsurveyed), NE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$
NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$,
Sec. 11, N $\frac{1}{2}$ NW $\frac{1}{4}$.

The areas described aggregate 280 acres.

FLORIDA ADMINISTRATIVE SITE

T. 19 S., R. 15 E.,
Sec. 19, SE $\frac{1}{4}$, E $\frac{1}{2}$ W $\frac{1}{2}$.

The area described aggregates 320 acres.

MADERA CANYON RECREATION AREA

T. 19 S., R. 14 E.,
Sec. 35, NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$.

T. 20 S., R. 14 E.,
Sec. 1, W $\frac{1}{2}$ SW $\frac{1}{4}$, except as in conflict with
patented mining claims;
Sec. 2, Lot 1, SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$,
W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$,
except as in conflict with patented mining
claims.

The areas described aggregate approximately 523.59 acres.

MARIJILDA PICNIC GROUNDS

T. 8 S., R. 25 E.,
Sec. 33, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$.

The area described aggregates 120 acres.

NOON CREEK ADMINISTRATIVE SITE

T. 9 S., R. 25 E.,
Sec. 9, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$,
Sec. 10, SW $\frac{1}{4}$ NW $\frac{1}{4}$.

The areas described aggregate 120 acres.

NOON CREEK PICNIC GROUND

T. 9 S., R. 25 E.,
Sec. 9, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$.

The area described aggregates 60 acres.

PENA BLANCA RECREATION AREA

T. 23 S., R. 12 E.,
Sec. 26, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$,
Sec. 35, W $\frac{1}{2}$ NW $\frac{1}{4}$.

The areas described aggregate 200 acres.

PORTAL RANGER STATION ADMINISTRATIVE SITE

T. 17 S., R. 31 E.,
Sec. 34, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$
SE $\frac{1}{4}$.

The area described aggregates 100 acres.

POWER'S GARDEN ADMINISTRATIVE SITE

T. 9 S., R. 19 E.,
Sec. 13, W $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$,
E $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$
NW $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$.

The areas described aggregate 120 acres.

RUCKER CANYON RECREATION AREA

T. 19 S., R. 29 E.,
Sec. 24, S $\frac{1}{2}$ SE $\frac{1}{4}$.

T. 19 S., R. 30 E.,
Sec. 9, S $\frac{1}{2}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$,
Sec. 10, NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$
NE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$
NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$,
Sec. 16, NW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$,
Sec. 17, N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$
SE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$,
Sec. 18, E $\frac{1}{2}$ SE $\frac{1}{4}$,
Sec. 19, NW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$
NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$.

The areas described aggregate 700 acres.

RUSTLER POND RECREATION AREA

T. 17 S., R. 30 E.,
Sec. 33, S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$.

The area described aggregates 160 acres.

SABINO-BEAR CANYON ADMINISTRATIVE SITE

T. 13 S., R. 15 E.,
Sec. 9, E $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$
SW $\frac{1}{4}$, SE $\frac{1}{4}$, S $\frac{1}{2}$ S $\frac{1}{2}$ NE $\frac{1}{4}$.

The areas described aggregate 280 acres.

SABINO-BEAR CANYON RECREATION AREA

T. 12 S., R. 15 E.,
Sec. 26, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$,
Sec. 35, W $\frac{1}{2}$ W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ E $\frac{1}{2}$ NW $\frac{1}{4}$,
E $\frac{1}{2}$ SW $\frac{1}{4}$.

T. 13 S., R. 15 E.,
Sec. 2, NW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$,
Sec. 3, SE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$
SE $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$,
Sec. 9, N $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ S $\frac{1}{2}$ NE $\frac{1}{4}$,
Sec. 10, SE $\frac{1}{4}$.

The areas described aggregate 680 acres.

TANQUE VERDE RECREATION AREA

T. 13 S., R. 16 E.,
Sec. 36, SE $\frac{1}{4}$,
T. 14 S., R. 16 E.,
Sec. 1, Lots 1, 2, 7, 8, and S $\frac{1}{2}$ NE $\frac{1}{4}$.

The areas described aggregate 351.43 acres.

TURKEY CREEK ADMINISTRATIVE SITE

T. 18 S., R. 29 E.,
Sec. 13, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$,
NW $\frac{1}{4}$ SE $\frac{1}{4}$.

The areas described aggregate 160 acres.

TURKEY CREEK RECREATION AREA

T. 18 S., R. 29 E.,
Sec. 13, SE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$,
SW $\frac{1}{4}$ SW $\frac{1}{4}$,
Sec. 14, SE $\frac{1}{4}$ SE $\frac{1}{4}$.

T. 18 S., R. 29 $\frac{1}{2}$ E.,
Sec. 13, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$,
NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$.

The areas described aggregate 260 acres.

The combined areas described aggregate 5,245.02 acres.

This order shall take precedence over but not otherwise affect the existing reservation of the lands for national forest and power purposes.

ORME LEWIS,
Assistant Secretary of the Interior.

FEBRUARY 28, 1955.

[F. R. Doc. 55-1892; Filed, Mar. 4, 1955; 8:45 a. m.]

[Public Land Order 1081]

ALASKA

RESERVING PUBLIC LANDS FOR USE BY
THE DEPARTMENT OF TERRITORIAL POLICE
AS A HEADQUARTERS SITE

By virtue of the authority vested in the President by section 1 of the act of March 12, 1914 (38 Stat. 305, 307; 48 U. S. C. 303) and pursuant to Executive Order No. 10355 of May 26, 1952, it is ordered as follows:

Subject to valid existing rights, the following-described public land in Alaska

is hereby reserved and set apart under the jurisdiction of the Department of the Interior for use by the Department of Territorial Police as a headquarters site:

SEWARD MERIDIAN

ANCHORAGE TOWNSITE

Lot 7, Block 28E, East Addition, as shown on amended plat accepted May 6, 1953.

ORME LEWIS,
Assistant Secretary of the Interior.

FEBRUARY 28, 1955.

[F. R. Doc. 55-1893; Filed, Mar. 4, 1955; 8:45 a. m.]

PROPOSED RULE MAKING

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[7 CFR Part 1003 I]

[Docket No. AO-269]

HANDLING OF DOMESTIC DATES PRODUCED OR PACKED IN LOS ANGELES AND RIVERSIDE COUNTIES OF CALIFORNIA

NOTICE OF HEARING WITH RESPECT TO PRO- POSED MARKETING AGREEMENT AND ORDER

Pursuant to the Agricultural Marketing Agreement Act of 1937, as amended (48 Stat. 31, as amended; 7 U. S. C. 601 et seq.) and in accordance with the applicable rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders (7 CFR Part 900; 19 F. R. 57) notice is hereby given of a public hearing to be held in the Coachella Valley Water District Auditorium, Coachella, California, beginning at 9:30 a. m., P. M., March 23, 1955, with respect to a proposed marketing agreement and order regulating the handling of domestic dates produced or packed in Los Angeles and Riverside Counties of California. The proposed marketing agreement and order have not received the approval of the Secretary of Agriculture.

The public hearing is for the purpose of receiving evidence with respect to the economic and marketing conditions which relate to the provisions of the proposed marketing agreement and order hereinafter set forth, to proposed additions to such provisions, and to any appropriate modifications thereof.

The Date Packers Council of California submitted, and requested a hearing on, the proposed marketing agreement and order, the provisions of which are as follows (sections marked with an asterisk apply only to the proposed marketing agreement and not to the proposed order)

DEFINITIONS

§ 1003.1 *Secretary.* "Secretary" means the Secretary of Agriculture of the United States, or any officer or employee of the Department to whom authority has heretofore been delegated, or to whom authority may hereafter be delegated, to act in his stead.

§ 1003.2 *Act.* "Act" means Public Act No. 10, 73d Congress, as amended and reenacted and amended by the Agricultural Marketing Act of 1937, as amended (7 U. S. C. 601 et seq., 68 Stat. 906, 1047.)

§ 1003.3 *Person.* "Person" means an individual, partnership, corporation, association, or any other business unit.

§ 1003.4 *Area of production.* "Area of production" means the counties of Riverside and Los Angeles located within the State of California.

§ 1003.5 *Dates.* "Dates" means all varieties of domestic dates produced or packed in the area of production.

§ 1003.6 *Crop year.* "Crop year" means the 12 months from August 1 to the following July 31, both inclusive.

§ 1003.7 *Producer.* "Producer" is synonymous with grower and means any person in the area of production engaged in a proprietary capacity in the production of dates for sale.

§ 1003.8 *Handler.* "Handler" means any person handling dates which have not been inspected and certified for handling in the hands of a previous holder: *Provided:* That for the purposes of §§ 1003.22 and 1003.24 such person shall qualify as a handler only if he has acquired the dates directly from producers.

§ 1003.9 *To handle.* "To handle" means to sell, consign, transport, ship (except as a common carrier of dates owned by another person) or in any other way to put dates into the current of commerce, either within the area of production or from such area to points outside thereof, except that sales or deliveries by producers to a handler within the area of production shall not be considered as handling.

§ 1003.10 *Handler carry-over.* "Handler carry-over" means, as of any date, all merchantable dates then held by a handler or for his account (whether or not sold), plus the estimated quantity of merchantable dates in ungraded or unprocessed lots then held by said handler.

§ 1003.11 *Trade demand.* "Trade demand" means the quantity of mer-

chantable dates which the trade will acquire from all handlers during the crop year for distribution in the continental United States, Canada, and such other countries as will acquire dates at prices reasonably comparable with prices received in the continental United States.

§ 1003.12 *Merchantable dates.* "Merchantable dates" means, for any crop year, dates which are certified as equal to or higher than the minimum grade permitted to be handled by the regulations imposed by this part.

§ 1003.13 *Free tonnage dates.* "Free tonnage dates" means those dates which are free to be handled pursuant to the free percentage established by the Secretary pursuant to § 1003.43.

§ 1003.14 *Restricted tonnage dates.* "Restricted tonnage dates" means those dates which must be withheld from marketing in normal channels of trade pursuant to the restricted percentage established by the Secretary pursuant to § 1003.43.

§ 1003.15 *Administrative committee or committee.* "Administrative committee" or "committee" means the date administrative committee established pursuant to § 1003.21.

§ 1003.16 *Cooperative handler.* "Cooperative handler" means any handler which is a cooperative marketing association of growers organized under the laws of the State of California.

§ 1003.17 *Part and subpart.* "Part" means the order regulating the handling of domestic dates produced or packed in Los Angeles and Riverside counties of California, and all rules, regulations, and supplementary orders issued thereunder. The aforesaid order shall be a "subpart" of such part.

DATE ADMINISTRATIVE COMMITTEE

§ 1003.21 *Establishment of Date Administrative Committee.* A Date Administrative Committee consisting of seven members, with an alternate member for each such member, is hereby established to administer the terms and conditions of this part.

§ 1003.22 *Membership representation.* Members and alternates shall be selected

by the Secretary from each of the following groups and on the following basis:

(a) Three to represent handlers. *Provided*. That when the volume handled by any or all cooperative handlers in the preceding crop year exceeds 5 million pounds, one of the handler members and his alternate shall be nominees of cooperative handlers.

(b) Two to represent producer-handlers whose total volume handled in the preceding crop year exceeded 250,000 pounds of which not less than 100,000 pounds was of his own production.

(c) Two to represent producers and producer handlers whose volume handled did not exceed 250,000 pounds in the preceding crop year.

§ 1003.23 *Term of office*. In each group specified in § 1003.22, one member and his alternate shall serve until March 31 of odd-numbered years and the others shall serve until March 31 of even-numbered years but all shall serve until their respective successors have been selected and have qualified.

§ 1003.24 *Nominations*—(a) *Initial members*. Nominations for each of the initial members, together with nominations for the initial alternate members, may be submitted to the Secretary by individual, or groups of, producers, producer-handlers, or handlers. Such nominations, if made, shall be received by the Secretary no later than the effective date of this part. In the event such nominations are not received as prescribed, the Secretary may select such initial members and alternate members without regard to nominations.

(b) *Successor members*. Each of the groups specified in § 1003.22 may nominate members and alternates for such members at nomination meetings to be held by the Secretary's representative on or before February 28 of each year. At such meetings each person shall be entitled to cast one vote for each position to be filled except that the votes cast in groups mentioned in § 1003.22 (a) and (b) shall be weighted by the tonnage of dates handled in the preceding crop year. The individual receiving the highest number of votes shall be the nominee. Immediately after the completion of such meetings, but not later than March 15, the committee shall report to the Secretary the nominees for each position together with a certificate of all necessary tonnage data and other information deemed by the committee to be pertinent or which is requested by the Secretary. In the event nominations for any position on the committee are not received within the prescribed time, the Secretary may select members or their alternates without regard to nominations but such selections shall be on the basis prescribed in § 1003.22.

§ 1003.25 *Qualification*. Each person selected as a member or alternate member of the committee shall, prior to serving on the committee, qualify by filing with the Secretary a written acceptance after receiving notice of his selection. Any member or alternate who, at the time of his selection, was a member of or employed by a member of the group which nominated him shall,

upon ceasing to be such member or employee, become disqualified to serve further and his position on the committee shall be deemed vacant.

§ 1003.26 *Vacancies*. In the event of any vacancy occasioned by the failure of any person selected as a member or alternate member of the committee to qualify or by the removal, resignation, disqualification, or death of any member or alternate member, a successor for such person's unexpired term shall be nominated within thirty calendar days after such vacancy occurs and selected in the manner, and subject to the conditions, provided in this subpart.

§ 1003.27 *Alternates*. An alternate for a member of the committee shall act in the place and stead of such member during his absence or in the event of his removal, resignation, disqualification, or death, until a successor for such member's unexpired term has been selected and has qualified.

§ 1003.28 *Expenses*. The members of the committee shall serve without compensation but shall be allowed their necessary expenses.

§ 1003.29 *Powers*. The committee shall have the following powers:

- (a) To administer the terms and provisions of this subpart.
- (b) To make rules and regulations to effectuate the terms and provisions of this subpart.
- (c) To receive, investigate, and report to the Secretary complaints of violations of this subpart, and
- (d) To recommend to the Secretary amendments to this subpart.

§ 1003.30 *Duties*. The committee shall have, among other things, the following duties:

- (a) To act as intermediary between the Secretary and any producer or handler.
- (b) To keep minutes, books, and records which will clearly reflect all of its transactions and such minutes, books, and other records shall be subject to examination by the Secretary at any time.
- (c) To investigate the growing, handling, and marketing conditions with respect to dates, to assemble data in connection therewith, and, with the prior approval of the Secretary, to undertake or contract for research designed to assist, improve, or promote the marketing, distribution, and consumption of dates.

(d) To furnish to the Secretary such available information as may be deemed pertinent to the administration of this subpart or as he may request and to give to the Secretary the same notice of meetings of the committee as is given to the members of the committee.

(e) To appoint such employees as it may deem necessary and to determine the salaries, define the duties and where desirable fix the bonds of such employees.

(f) To cause the books of the committee to be audited by a certified public accountant at least once each crop year and at such other times as the committee may deem necessary or the Secretary may request. The report of each such

audit shall show among other things the receipt and expenditure of funds pursuant hereto. Two copies of such audit shall be submitted to the Secretary; and

(g) To investigate compliance and to use means available to the committee to prevent violations of this part.

§ 1003.31 *Procedure*. The members of the committee shall select a chairman from their membership and shall select such other officers and adopt such rules for the conduct of its business as it may deem advisable. All decisions of the committee shall be by at least five affirmative votes. The presence of five members shall be required to constitute a quorum. The committee may vote by mail or telegram upon due notice and full and identical explanation to all members, but one dissenting vote shall prevent the adoption of any proposition presented to voting by this method. At all assembled meetings of the committee all votes shall be cast in person.

MARKETING POLICY

§ 1003.34 *Development*. As early as practicable, but no later than August 1, the committee shall prepare and submit to the Secretary a report setting forth its marketing policy, including the data on which it is based, for the regulation of dates in the ensuing crop year. In developing the marketing policy the committee shall give consideration to the following factors:

- (a) Its estimate of the total production of dates, separated as to grades, which will be produced in such crop year;
- (b) Its estimate of handler carry-over as of July 31 and of any non-merchantable dates held by handlers or users.
- (c) Its estimate of the trade demand, taking into consideration imports, economic conditions and the anticipated market price, within the limitations of the act;
- (d) Its recommendation with respect to the free and restricted percentages to be fixed; and
- (e) Its recommendations as to additional grade regulations or other controls permitted under this subpart.

§ 1003.35 *Modifications*. In the event the committee subsequently determines that the marketing policy should be modified due to changing supply or demand conditions, it shall formulate and submit to the Secretary its modified marketing policy along with the data which it considered in connection with such modification.

§ 1003.36 *Notice*. The committee shall give notice through newspapers having general circulation in the area of production or by other means of communication to producers and handlers of the contents of each marketing policy report submitted to the Secretary and of each report modifying such marketing policy. Copies of all such reports shall be maintained in the office of the committee where they shall be available for examination by producers and handlers.

GRADE REGULATION

§ 1003.38 *The establishment of minimum standards*. In order to effectuate

the declared policy of the act all whole and pitted dates handled under this subpart shall meet the requirements of U. S. Grade C, of the effective United States Standards for Grades of Dates: *Provided*, That the Secretary may, upon recommendation of the committee, prescribe higher minimum standards of quality, or limit the application of grade regulations to specific commercial varieties. To aid the Secretary in prescribing such higher minimum standards, the committee shall furnish to the Secretary the data upon which it acted in recommending such standards. The provisions hereof relating to minimum standards of quality and to inspection requirements, within the meaning of 2 (3) of the act, and any other provisions relating to the administration and enforcement thereof shall continue in effect irrespective of whether the season average price to producers for dates is or is not in excess of the parity level specified in 2 (1) of the act. Notice of each minimum standard regulation shall be sent by the committee to all handlers of record, and thereafter each handler shall pack dates in accordance with such minimum standards.

§ 1003.39 *Additional grade regulation.* Whenever the committee deems it advisable to establish grade restrictions in addition to those provided by the minimum standards, to govern shipments of dates during any period, it shall recommend to the Secretary controls based on modification of United States Standards for Grades of Dates, on restriction of an entire grade, or any percentage thereof, contained in such Standards, or on restriction of the quality of dry dates which are acceptable in dry or hydrated form under such Standards. If the Secretary finds upon the basis of such recommendation or other information available to him, that such additional grade regulation would tend to effectuate the declared policy of the act he shall establish such restrictions and notice thereof shall be sent by the committee to all handlers of record. Thereafter each handler shall pack dates in accordance with such restrictions.

§ 1003.40 *Inspection*—(a) *Handling for further processing.* Notice of applicable grade regulations shall be sent to all handlers and thereafter but prior to shipment each handler shall, at his own expense, cause an inspection and certification to be made of all dates handled by him for further processing. At the time of such certification such handler shall meet the assessment requirements provided in § 1003.68 and shall withhold a sufficient quantity of dates to meet his withholding percentage as required in § 1003.45.

(b) *Packed inspection.* Prior to shipment each handler shall, at his own expense, cause an inspection to be made of all dates packed for handling and such dates shall be certified as meeting the grade regulations provided in this part: *Provided*, That the requirements of this section shall not apply to inter-handling transfers of unprocessed field run dates.

(c) All dates shipped shall be identified by seals, stamps, or other means

prescribed by the committee and affixed to the containers by the handlers under the supervision of the committee or the designated inspectors. Inspection shall be performed by inspectors of the United States Department of Agriculture's Processed Products Standardization and Inspection Branch or such other inspection agency as may be recommended by the committee and approved by the Secretary.

VOLUME REGULATION

§ 1003.43 *Free and restricted percentages.* (a) Whenever the committee finds that the available supply of merchantable dates for any crop year or of a specified variety or varieties, exceeds or is likely to exceed the total trade demand therefore, and that limiting the volume to be sold in whole or pitted form through establishing free and restricted percentages, applicable to such supply would tend to effectuate the declared policy of the act it shall recommend such percentages to the Secretary. If the Secretary finds, upon the basis of the committee's recommendation and supporting data or other information available to him, that the establishment of such percentages would tend to effectuate the declared policy of the act, he shall establish such percentages. The sum of the free and restricted percentages for any crop year shall equal 100 percent.

(b) The dates shipped by any handler in accordance with the provision hereof shall be determined to be that handler's quota fixed by the Secretary within the meaning of section 8 (a) (5) of the act. Any handler willfully exceeding such quota shall forfeit to the United States a sum equal to three times the current market value of such excess.

§ 1003.44 *Increase of free percentage.* The Secretary may at any time prior to January 1 of the crop year, on recommendation of the committee or on the basis of other information available to him, increase the free percentage to conform with such new relation as may be found to exist between trade demand and available supply.

§ 1003.45 *Withholding restricted dates.* (a) Whenever a regulation has been established for a crop year by the Secretary in accordance with § 1003.43, each handler, before or upon shipping dates, shall have withheld from shipment a quantity of merchantable dates, or their equivalent in graded dates, having a weight equal to the restricted percentage referable to such shipment. The weight to be set aside shall be determined by dividing the restricted percentage by the free percentage and applying the resultant withholding percentage, rounded to the nearest one-tenth of one percent, to the weight of dates shipped.

(b) Compliance by any handler with the withholding of restricted dates may be deferred to any date not later than April 30 of any crop year, upon request to the committee and when accompanied by a written undertaking that on or prior to such date, he will have fully satisfied his withholding obligation. Such undertaking shall be secured by a bond or bonds to be filed with, and acceptable

to, the committee and with a surety or sureties acceptable to the committee, in an amount conditioned upon full compliance with such undertaking. The amount shall be determined by multiplying the poundage of the deferred restricted obligation by a bonding rate per pound which would provide funds estimated to be sufficient for the committee to purchase on the open market a volume of dates equivalent to the deferred obligation. Such bonding rate shall be established annually, and modified as necessary, by the committee. Any sums collected through default by a handler on his bond shall be used by the committee to purchase dates to meet the violated restricted obligation, reimburse the committee for expenses relative to the default, and any excess money remaining shall be refunded to the violating handler. The dates so purchased by the committee shall be turned over to the defaulting handler for disposition as restricted dates. In the event the committee is unable to purchase a poundage of dates equal to the defaulted volume, the sums collected shall, after reimbursement of committee expenses in connection with the default, be distributed among all handlers other than the defaulting handler in proportion to the volume of certified dates handled during the crop year in which the default occurred.

(c) Dates may be certified for handling at any time during a crop year and at the time of certification shall be inspected and identified by appropriate seals, stamps, or tags to be furnished by the committee and to be affixed to the containers by the handler under the direction and supervision of the committee or its designated inspectors at which time the assessment requirements provided in § 1003.68 and the restricted obligation with respect to such dates shall be met by withholding a sufficient quantity of dates for this purpose. Dates so certified may thereafter be carried over into the new crop year and need not meet the requirements of any free or restricted percentages established for such year.

(d) Dates withheld to meet the restricted obligation shall be stored at the expense of the handler, in storage of his own choosing and disposed of in accordance with § 1003.52. All such dates shall be inspected and identified by appropriate seals, stamps, or tags to be furnished by the committee and to be affixed to the containers by the handler under the direction and supervision of the committee or its designated inspectors. All withholding and movement of restricted dates shall be subject to the supervision and accounting control of the committee and reports shall be filed as required by this subpart.

§ 1003.46 *Revisions of percentages.* Upon any revision in the free and restricted percentages the control obligation of each handler with respect to dates handled or certified for handling by him for the entire crop year shall be recomputed in accordance with such revised control percentages. The handler shall be permitted to select, insofar as practicable, under the supervision and direc-

tion of the committee the particular dates to be removed from any dates withheld.

§ 1003.47 *Application of percentages and bonding rates after end of crop year.* The control percentages and the bonding rates established for any crop year shall continue in effect with respect to all dates for which control applications have not been previously met, until percentages and bonding rates are established for the new crop year. Thereupon the control obligations for all dates handled or certified for handling during such crop year shall be adjusted to the newly established percentages and a similar adjustment shall be made in any bond or bonds already given for that crop year.

§ 1003.48 *Inter-handler transfers.* Any handler may, upon notice to, and under supervision and direction of, the committee acquire dates from another handler and the committee shall make such adjustments in the control obligations of the respective handlers involved in a transaction as will result in the fulfillment of the restrictions imposed in the crop year.

§ 1003.49 *Assistance to handlers.* The committee, on written request, may assist handlers in obtaining storage for restricted tonnage dates, in accounting for their control obligations or in acquiring dates to meet any deficiency in a handlers control obligation.

§ 1003.50 *Exemption.* The committee may exempt from regulation, upon written request of any producer or handler, the dates he sells to consumers through roadside stands, local date shops or mail order, if it determines that the particular request is not likely to materially interfere with the objectives of this subpart. All dates handled pursuant to exemptions under this section shall be reported to the committee in such manner and in such form as the committee may prescribe. The committee shall issue, with the approval of the Secretary, appropriate rules and regulations establishing the bases on which exemptions may be granted.

DISPOSITION OF OTHER THAN FREE TONNAGE DATES

§ 1003.52 *Outlets for restricted or standard.* Restricted tonnage dates and any standard grade but non-merchantable dates may be disposed of through exportation to such countries as the committee may approve or by diversion in such form as rings, chunks, pieces, butter, macerated, paste, or other products which the committee determines to be appropriate and which will result in the dates moving into consumption in a form other than that of whole or pitted dates.

§ 1003.53 *Outlets for substandard or culls.* Substandard grade dates or culls shall be disposed of in feed, non-table syrup, alcohol, brandy or such other outlets as the committee finds are non-competitive with the outlets for free tonnage dates or with restricted tonnage dates in those crop years when a restricted percentage is in effect.

PACKAGING REGULATION

§ 1003.57 *Packaging regulations.* If the committee determines, with the approval of the Secretary, that restrictions as to size or type of package or usage of specified film wrap or specified spoilage inhibitors are necessary to promote the declared purposes of the act, the Secretary shall establish appropriate packaging requirements and thereafter all handlers shall pack in accordance with such requirements.

REPORTS AND RECORDS

§ 1003.59 *Reports of handler carry-over.* Each handler shall file with the committee a written report of his carry-over of dates as of January 1 and May 1 of any crop year and at such other times as the committee may prescribe. Such reports shall be filed within 15 days of the aforesaid dates.

§ 1003.60 *Reports of dates shipped.* Each handler who ships dates during a crop year shall submit to the committee, in such form and at such intervals as the committee may prescribe, reports showing the net weight of dates shipped by him and such other information pertinent thereto as the committee may specify.

§ 1003.61 *Reports on restricted dates withheld.* Each handler from time to time, on demand of the committee, shall file with it a report of the restricted dates withheld by him in satisfaction of his withholding obligation. Such reports shall show such information as the committee may require and may be in such form as the committee may prescribe.

§ 1003.62 *Reports on disposition of restricted dates.* Each handler disposing of any quantity of restricted dates held by him shall give the committee the following reports:

(a) Prior to the dates of planned disposition, a notice of intention to dispose.

(b) Upon completion of disposition, a notice, including pertinent data, of the completion of disposition.

§ 1003.63 *Other reports.* Upon request of the committee each handler shall furnish to it in such manner and at such times as it prescribes, such other information as will enable the committee to perform its duties and exercise its powers hereunder.

§ 1003.64 *Certification of reports.* All reports submitted to the committee as required in this part shall be certified to the United States Department of Agriculture and to the committee as to the completeness and correctness of the information therein.

§ 1003.65 *Confidential information.* All data or other information constituting a trade secret or disclosing a trade position or business condition shall be received by, and kept in the custody of, one or more designated employees of the committee and information which would reveal the circumstances of a single handler shall be disclosed to no person other than the Secretary.

§ 1003.66 *Verification of reports.* For the purpose of checking and verifying reports made by handlers to it, the committee, through its designated employees, shall have access to handler premises wherein dates are held and, at any time, during reasonable business hours, shall be permitted to examine any dates held and any and all records with respect to dates held or disposed of by such handlers. Handlers shall furnish labor necessary to facilitate such examinations at no expense to the committee. All handlers shall store dates withheld from the whole or pitted date market in a manner which will facilitate examination and shall maintain complete records on the handling, withholding and disposition of dates. Such records shall be retained by handlers for not less than two years subsequent to the termination of each crop year.

EXPENSES AND ASSESSMENTS

§ 1003.67 *Expenses.* The committee is authorized to incur such expenses as the Secretary may find are reasonable and likely to be incurred by it during each crop year for the maintenance and functioning of the committee and such other purposes determined to be appropriate. The recommendation of the committee as to total expenses and allocation thereof for each crop year, together with all data supporting such recommendation, shall be submitted to the Secretary within a reasonable time after the marketing policy for each crop year is recommended.

§ 1003.68 *Assessments.* The Secretary shall fix rates of assessments for each crop year to be paid by each handler with respect to dates handled or certified for handling. At any time during or after a crop year the Secretary may increase such assessment rates to secure sufficient funds to cover the expenses authorized in § 1003.67. Any such increase shall apply to all dates handled during the crop year. The rate of assessment for the initial crop year is hereby established at fifteen (15) cents per hundredweight. The committee may accept the payments of assessments in advance and may borrow money in any amount not to exceed ten percent of the estimated expenses set forth in its budget for the then fiscal year.

§ 1003.69 *Requirement for payment.* Each handler shall pay his pro rata share of the expenses which the Secretary finds are reasonable and likely to be incurred during each crop year. Each handler's share of such expenses shall be based on the ratio of the total quantity of dates handled or certified for handling by him to the total quantity of such dates handled or certified for handling by all handlers during each crop year.

§ 1003.70 *Refunds.* Excess funds held by the committee at the conclusion of a crop year may be used to defray expenses for no more than the ensuing four months and thereafter, within a reasonable time, the committee shall refund the aforesaid excess to each handler on the basis of the ratio of the total amount paid by him to the total amount paid by all handlers.

MISCELLANEOUS PROVISIONS

§ 1003.72 *Personal liability.* No member or alternate member of the committee, or any employee or agent thereof, shall be held personally responsible, either individually or jointly with others, in any way whatsoever, to any handler or any other person for errors in judgment, mistakes, or other acts either of commission or omission, as such member, alternate member, agent, or employee, except for acts of dishonesty, wilful misconduct or gross negligence.

§ 1003.73 *Separability.* If any provision of this part is declared invalid, or the applicability thereof to any person, circumstance, or thing is held invalid, the validity of the remainder of this part or the applicability of this part to any other person, circumstance, or thing shall not be affected thereby.

§ 1003.74 *Derogation.* Nothing contained in this part is, or shall be construed to be, in derogation or in modification of the rights of the Secretary or of the United States to exercise any powers granted by the act or otherwise, or, in accordance with such powers, to act in the premises whenever such action is deemed advisable.

§ 1003.75 *Duration of immunities.* The benefits, privileges, and immunities conferred upon any person by virtue of this subpart shall cease upon its termination except with respect to acts done under and during its existence.

§ 1003.76 *Agents.* The Secretary may, by a designation in writing, name any person, including any officer or employee of the United States Government, or name any bureau or division of the United States Department of Agriculture, to act as his agent or representative in connection with any of the provisions of this part.

§ 1003.77 *Effective time, suspension, or termination—(a) Effective time.* The provisions of this part, as well as any amendments to this part, shall become effective at such time as the Secretary may declare, and shall continue in force until terminated or suspended in one of the ways hereinafter specified in this section.

(b) *Suspension or termination—(1) Failure to effectuate policy of act.* The Secretary shall terminate or suspend the operation of any or all of the provisions of this part, whenever he finds that such provisions do not tend to effectuate the declared policy of the act.

(2) *When favored by growers.* The Secretary shall terminate the provisions of this part at the end of any crop year whenever he finds that such termination is favored by a majority of the growers of dates who during that crop year have been engaged in the production for market of dates in the area of production: *Provided,* That such majority have during such period produced for market more than 50 percent of the volume of such dates produced for market within said area; but such termination shall be effective only if announced on or before June 1 of the then current crop year.

(3) *If enabling legislation is terminated.* The provisions of this part shall, in any event, terminate whenever the provisions of the act authorizing them cease to be in effect.

(c) *Proceedings after termination—(1) Designation of trustees.* Upon the termination of the provisions of this part, the members of the committee then functioning shall continue as joint trustees, for the purpose of liquidating the affairs of the committee, of all funds and property then in the possession or under the control of the committee, including claims for any funds unpaid or property not delivered at the time of such termination. Action by said trusteeship shall require the concurrence of a majority of the said trustees.

(2) *Duties of trustees.* Said trustees shall continue in such capacity until discharged by the Secretary; shall, from time to time, account for all receipts and disbursements and deliver all property on hand, together with all books and records of the committee and the joint trustees, to such person as the Secretary may direct; and shall, upon request of the Secretary, execute such assignments or other instruments necessary or appropriate to vest in such persons full title and right to all funds, property, and claims vested in the committee or the joint trustees pursuant to this part.

(3) *Obligations of persons other than board members and trustees.* Any person to whom funds, property, or claims have been transferred or delivered by the committee or its members, pursuant to this section, shall be subject to the same obligations imposed upon the members of the said committee and upon the said joint trustees.

§ 1003.78 *Effect of termination or amendment.* Unless otherwise expressly provided by the Secretary, the termination of this part or of any regulations issued pursuant to this part, or the issuance of any amendment to either thereof, shall not:

(a) Affect or waive any right, duty, obligation, or liability which shall have arisen or which may thereafter arise in connection with any provision of this part or any regulation issued under this part; or

(b) Release or extinguish any violation of this part or of any regulation issued under this part; or

(c) Affect or impair any rights or remedies of the Secretary or of any other person, with respect to any such violation.

§ 1003.79 *Amendments.* Amendments to this part may be proposed, from time to time, by any person or by the committee.

SPECIAL AGREEMENT PROVISIONS

§ 1003.82 *Counterparts.** This agreement may be executed in multiple counterparts and when one counterpart is signed by the Secretary, all such counterparts shall constitute, when taken together, one and the same instrument as if all signatures were contained in one original.

§ 1003.83 *Additional parties.†* After the effective date of this agreement, any handler may become a party hereto if a counterpart is executed by him and delivered to the Secretary. This agreement shall take effect as to such new contracting party at the time such counterpart is delivered to the Secretary, and the benefits, privileges, and immunities conferred by this agreement shall then be effective as to such new contracting party.

§ 1003.84 *Order with marketing agreement.** Each signatory handler hereby requests the Secretary to issue, pursuant to the act, an order providing for the regulating of the handling of domestic dates produced or packed in Los Angeles and Riverside Counties of California in the same manner as is provided for in this agreement.

Copies of the notice of hearing may be obtained from the office of the Hearing Clerk, United States Department of Agriculture, Room 112A, Administration Building, Washington 25, D. C. or from the Western Marketing Field Office, Fruit and Vegetable Division, AMS, USDA, 1031 South Broadway, Room 1005, Los Angeles 15, California.

Done at Washington, D. C. this 2d day of March 1955.

[SEAL] ROY W. LENNARTSON,
Deputy Administrator,
Marketing Services.

[F. R. Doc. 55-1900; Filed, Mar. 4, 1955; 8:47 a. m.]

NOTICES

CIVIL AERONAUTICS BOARD

[Docket No. 2839]

ALPA, REOPENED. ROUTE NO. 68 LABOR CASE

NOTICE OF HEARING

In the matter of petition of ALPA for appointment of an Examiner to determine pilots adversely affected by the sale of Route 68 by Western Air Lines, Inc., to United Air Lines, Inc.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amend-

ed, that the hearing, ordered by Order No. E-7085, to receive evidence on:

(a) The identity of the individual Western pilots who sustained monetary losses in the categories specified in paragraph 1b of Order Serial No. E-4444 as a result of the transfer by Western to United Air Lines, Inc., of Route No. 68 and related physical properties, and

(b) The amount which each such pilot should be paid by Western to compensate them for monetary losses so sustained determined in accordance with the

formula provided in Order Serial No. E-4444 and Order Serial No. E-4987, is assigned to be held on March 29, 1955, at 10:00 a. m., P. s. t., in Room 229, Post Office and Court House Building, 312 North Spring Street, Los Angeles, California, before Examiner Thomas L. Wrenn.

Dated at Washington, D. C., March 2, 1955.

[SEAL] FRANCIS W BROWN,
Chief Examiner

[F. R. Doc. 55-1917; Filed, Mar. 4, 1955; 8:49 a. m.]

[Docket No. 4052 et al.]

BRANIFF AIRWAYS, INC., SERVICE TO FAIRMONT AND FORT DODGE

NOTICE OF ORAL ARGUMENT

In the matter of the amendment of certificates of public convenience and necessity held by Braniff Airways so as to provide service to Fairmont and Fort Dodge.

Notice is hereby given, pursuant to the provisions of the Civil Aeronautics Act of 1938, as amended, that oral argument in the above-entitled proceeding is assigned to be held on March 22, 1955, at 10:00 a. m., e. s. t., in Room 5042, Commerce Building, Constitution Avenue, between Fourteenth and Fifteenth Streets NW., Washington, D. C., before the Board.

Dated at Washington, D. C., March 2, 1955.

[SEAL] FRANCIS W. BROWN,
Chief Examiner

[F. R. Doc. 55-1916; Filed, Mar. 4, 1955; 8:49 a. m.]

[Docket No. 6328 et al.]

STATES-ALASKA FARE CASE

NOTICE OF ORAL ARGUMENT

Notice is hereby given, pursuant to the provisions of the Civil Aeronautics Act of 1938, as amended, that oral argument in the above-entitled proceeding is assigned to be held on March 24, 1955, at 10:00 a. m., e. s. t., in Room 5042, Commerce Building, Constitution Avenue, between Fourteenth and Fifteenth Streets NW., Washington, D. C., before the Board.

Dated at Washington, D. C., March 2, 1955.

[SEAL] FRANCIS W BROWN,
Chief Examiner

[F. R. Doc. 55-1914; Filed, Mar. 4, 1955; 8:49 a. m.]

[Docket No. 5947 et al.]

AIR FREIGHT FORWARDER INVESTIGATION

NOTICE OF ORAL ARGUMENT

In the matter of the investigation of the activities of designated Air Freight

Forwarders, Cooperative Shippers Associations, and Railway Express Agency (Air Express Division) for the purpose of terminating or renewing and revising Part 296 of the Economic Regulations governing the operations of Indirect Air Carriers and the adjudication of applications seeking renewal of existing authority or entry into the indirect air carrier industry in accordance with section 1 (2) of the Civil Aeronautics Act of 1938, as amended.

Notice is hereby given, pursuant to the provisions of the Civil Aeronautics Act of 1938, as amended, that oral argument in the above-entitled proceeding is assigned to be held on March 29, 1955, at 10:00 a. m., e. s. t., in Room 5042, Commerce Building, Constitution Avenue, between Fourteenth and Fifteenth Streets NW., Washington, D. C., before the Board.

Dated at Washington, D. C., March 2, 1955.

[SEAL] FRANCIS W. BROWN,
Chief Examiner

[F. R. Doc. 55-1915; Filed, Mar. 4, 1955; 8:49 a. m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 8258, 8753; FCC 55M-189]

TEXAS STAR BROADCASTING CO. AND KTRH BROADCASTING CO. (KTRH)

NOTICE OF PRE-HEARING CONFERENCE

In re applications of Roy Hofheinz and W N. Hooper d/b as Texas Star Broadcasting Company, Dallas, Texas, Docket No. 8258, File No. BP-5820; KTRH Broadcasting Company (KTRH) Houston, Texas, Docket No. 8753, File No. BP-6525; for construction permits.

Notice is hereby given that a pre-hearing conference will be held in the above-entitled proceeding in the offices of this Commission, Washington, D. C., at 10:00 o'clock a. m., on Tuesday, March 8, 1955.

Dated this 28th day of February 1955.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] MARY JANE MORRIS,
Secretary.

[F. R. Doc. 55-1912; Filed, Mar. 4, 1955; 8:49 a. m.]

[Docket No. 11184; FCC 55M-192]

RADIO ORDER SERVICE, INC.

ORDER SCHEDULING HEARING

In re application of Radio Order Service, Inc., Rochester, New York, Docket

No. 11184, File No. 330-C2-MP-55; for additional time to construct radio station KEA 775 in the domestic public land mobile radio service.

It is ordered, This 1st day of March 1955, that the hearing, which had been continued indefinitely, is now scheduled for March 18, 1955, at 10:00 a. m. in the offices of the Commission, Washington, D. C.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] MARY JANE MORRIS,
Secretary.

[F. R. Doc. 55-1913; Filed, Mar. 4, 1955; 8:49 a. m.]

FEDERAL POWER COMMISSION

[Docket No. G-2015]

MID-GEORGIA NATURAL GAS CO.

NOTICE OF ORDER PARTIALLY REVOKING AUTHORIZATION TO CONSTRUCT AND OPERATE CERTAIN FACILITIES

FEBRUARY 28, 1955.

Notice is hereby given that on February 16, 1955, the Federal Power Commission issued its order adopted February 9, 1955, in the above-entitled matter, partially revoking authorization to construct and operate facilities to render natural gas service to the City of Covington, Georgia, and the Town of Oxford, Georgia.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 55-1896; Filed, Mar. 4, 1955; 8:46 a. m.]

[Docket Nos. G-3836-G-3838]

HOMESTEAD OIL AND GAS CO. ET AL

NOTICE OF APPLICATIONS AND DATE OF HEARING

FEBRUARY 28, 1955.

In the matters of Homestead Oil and Gas Company, Docket No. G-3836; The Valley Run Oil and Gas Company, Docket No. G-3837; Deaver Oil and Gas Company, Docket No. G-3838.

Take notice that there have been filed with the Federal Power Commission on September 30, 1954, applications for certificates of public convenience and necessity, pursuant to section 7 of the Natural Gas Act, authorizing the respective Applicants to render service as herein-after specified, subject to the jurisdiction of the Commission, all as more fully set forth in the respective applications, which are on file with the Commission and open for public inspection:

Docket No.	Applicant	Location of field	Purchaser	Price (cents per Mcf)
G-3836	Homestead Oil and Gas Co.	Greene County, Pa.	Manufacturers Light & Heat Co.	21½
G-3837	The Valley Run Oil & Gas Co.	Liberty District, Marshall and Weitzel Counties, W. Va.	Carnegie Natural Gas Co. Manufacturers Light & Heat Co.	18 18
G-3838	Deaver Oil & Gas Co.	Liberty District, Marshall County, W. Va.	do.	12

Applicants are West Virginia organizations, whose address is Box 186, Cameron, West-Virginia.

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

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held on March 29, 1955, at 9:30 a. m., e. s. t., in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D. C., concerning the matters involved in and the issues presented by such applications: *Provided, however* That the Commission may, after a non-contested hearing, dispose of the proceedings pursuant to the provisions of § 1.30 (c) (1) or (2) of the Commission's rules of practice and procedure.

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

before March 21, 1955. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

[SEAL] LEON M. FUQUAY, Secretary.

[F. R. Doc. 55-1894; Filed, Mar. 4, 1955; 8:46 a. m.]

[Docket Nos. G-4365, G-4654, G-4768]
ELLIOTT-CAIN GAS CO. ET AL.
NOTICE OF APPLICATIONS AND DATE OF HEARING
FEBRUARY 28, 1955.

*In the matters of George Jackson, Agent for Elliott-Cain Gas Company, Docket No. G-4365; Schroeder & Hoch Oil & Gas Properties, Docket No. G-4654; S. G. Liming, Agent, Docket No. G-4768.

Take notice that there have been filed with the Federal Power Commission applications for certificates of public convenience and necessity, pursuant to section 7 of the Natural Gas Act, as indicated below:

Docket No.	Applicant	Address	Date filed
G-4365	George Jackson, agent for Elliott-Cain Gas Co.	P. O. Drawer 351 Clarksburg, W. Va.	Oct. 11, 1954
G-4654	Schroeder & Hoch Oil and Gas Properties	1514 23d St., Parkersburg, W. Va.	Nov. 1, 1954
G-4768	S. G. Liming, agent	Clendenin, W. Va.	Nov. 9, 1954

Authorizing the respective Applicants to render service as hereinafter described, subject to the jurisdiction of the Commission, all as more fully represented in the respective applications, which are on file with the Commission and open for public inspection.

Applicants produce and sell natural gas to South Penn Natural Gas Company for transportation in interstate commerce for resale as indicated below:

Docket No.	Applicant	Location of field	Price (cents per Mcf)
G-4365	George Jackson, agent for Elliott-Cain Gas Co.	DeKalb District, Gilmer County, W. Va.	12
G-4654	Schroeder & Hoch Oil and Gas Properties	Sheridan District, Calhoun County, W. Va.	12 and 15
G-4768	S. G. Liming, agent	Elk District, Kanawha County, W. Va.	15

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

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held on March 29, 1955, at 9:40 a. m., e. s. t., in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D. C., concerning the matters involved in and the issues presented by such applications: *Provided, however* That the Commission may, after a non-contested hearing, dispose of the proceedings pursuant to the provisions of § 1.30 (c) (1) or (2) of the Commission's rules of practice and procedure.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance

with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before March 21, 1955. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

[SEAL] LEON M. FUQUAY, Secretary.

[F. R. Doc. 55-1895; Filed, Mar. 4, 1955; 8:46 a. m.]

[Docket No. G-2331, G-2419]

TENNESSEE GAS TRANSMISSION CO. AND CENTRAL HUDSON GAS & ELEC. CORP.

NOTICE OF ORDER DIRECTING PHYSICAL CONNECTION OF FACILITIES AND SALES OF NATURAL GAS

FEBRUARY 28, 1955.

Notice is hereby given that on February 11, 1955, the Federal Power Commission

issued its order adopted February 9, 1955, directing physical connection of facilities and sales of natural gas in the above-entitled matters.

[SEAL] LEON M. FUQUAY, Secretary.

[F. R. Doc. 55-1897; Filed, Mar. 4, 1955; 8:46 a. m.]

[Docket Nos. G-4331, G-4332]

UNION OIL COMPANY OF CALIFORNIA ET AL.

NOTICE OF ORDER MAKING EFFECTIVE PROPOSED RATE CHANGES UPON FILING OF UNDERTAKING TO ASSURE REFUND OF EXCESS CHARGES

FEBRUARY 28, 1955.

Notice is hereby given that on February 10, 1955, the Federal Power Commission issued its order adopted February 9, 1955, making effective proposed rate changes upon filing of undertaking to assure refund of excess charges in the above-entitled matters.

[SEAL] LEON M. FUQUAY, Secretary.

[F. R. Doc. 55-1898; Filed, Mar. 4, 1955; 8:46 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 70-3347]

POTOMAC EDISON CO. ET AL.

NOTICE OF FILING REGARDING ISSUANCE BY WHOLLY-OWNED SUBSIDIARIES OF COMMON STOCK TO PARENT HOLDING COMPANY FOR CASH

MARCH 1, 1955.

In the matter of the Potomac Edison Company, Northern Virginia Power Company, Potomac Light and Power Company, South Penn Power Company; File No. 70-3347.

Notice is hereby given that the Potomac Edison Company ("Potomac Edison") a registered holding company and a subsidiary of The West Penn Electric Company ("West Penn") also a registered holding company, and three wholly-owned subsidiaries of Potomac Edison, namely, Northern Virginia Power Company ("Northern Virginia") Potomac Light and Power Company ("Potomac Light") and South Penn Power Company ("South Penn") have made a joint filing with this Commission under the Public Utility Holding Company Act of 1935 ("act") The filing designates sections 6, 7, 9, 10 and 12 of the act and Rules U-43 and U-44 thereunder as being applicable to the transactions proposed therein which are summarized as follows:

Northern Virginia, Potomac Light, and South Penn (hereinafter sometimes collectively referred to as "Subsidiaries") propose to issue and sell additional shares of their authorized and unissued capital stocks, and Potomac Edison proposes to acquire such shares in each case, for a cash consideration equal to the aggregate par or stated value thereof as follows:

Subsidiary and title of issue	Presently outstanding (shares)	Proposed to be issued (shares)	Cash consideration
Northern Virginia: Common stock, par value \$100 per share	144,500	2,000	\$200,000
Potomac Light: Common stock, par value \$100 per share	105,000	4,000	400,000
South Penn: Capital stock, no par, stated value \$5 per share	557,200	97,000	485,000

The filing states that Potomac Edison now owns all of the outstanding capital stocks of these Subsidiaries and that all these shares of stock are pledged under the Indenture of Potomac Edison securing its First Mortgage and Collateral Trust Bonds. The new shares, proposed for issuance by the Subsidiaries and to be sold to Potomac Edison, are to be issued from time to time prior to December 31, 1955, as funds are needed by the Subsidiaries and are to be pledged under Potomac Edison's Indenture. Each of the Subsidiaries proposes to use the proceeds from the sale of its stock for the construction of property additions.

Potomac Edison represents that it has in its treasury funds in excess of the aggregate purchase price of the shares of capital stocks of the Subsidiaries proposed to be acquired, and, accordingly, no financing is required by Potomac Edison in connection with the acquisition of these shares.

The filing states that the State Corporation Commission of Virginia has jurisdiction over the issuance and acquisition of the stock of Northern Virginia; the Pennsylvania Public Utility Commission has jurisdiction over the issuance of the stock of South Penn; and the Public Service Commission of Maryland and the Public Service Commission of West Virginia have or assert jurisdiction over the acquisition of the stocks of the Subsidiaries. Appropriate applications have been made to these commissions.

It is requested that the Commission's order become effective forthwith upon issuance.

Notice is further given that any interested person may, not later than March 24, 1955, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request, the nature of his interest and the issues of fact or law raised by said filing which he desires to controvert, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D. C. At any time after said date, said application-declaration, as filed or as amended, may be granted and permitted to become effective, as provided in Rule U-23 of the rules and regulations promulgated under the act, or the Commission may exempt such transactions as provided in Rules U-20 (a) and U-100 thereof.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 55-1899; Filed, Mar. 4, 1955;
8:47 a. m.]

INTERSTATE COMMERCE COMMISSION

[4th Sec. Application 30311]

BEET SUGAR FINAL MOLASSES FROM CANADA TO ILLINOIS TERRITORY

APPLICATION FOR RELIEF

MARCH 2, 1955.

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

Filed by W. J. Prueter, Agent, for carriers parties to schedules listed below.

Commodities involved: Beet sugar final molasses, in tank-car loads.

From: Manitoba Sugar Co., Ltd.'s siding, Man., spur, 1.1 miles south of Gary, Manitoba, Canada.

To: Specified points in Illinois, Milwaukee, Wis., and St. Louis, Mo.

Grounds for relief: Rail competition, circuitry, and market competition.

Schedules filed containing proposed rates: Canadian National Railways, I. C. C. No. W-655, supp. 18; Great Northern Railway Company, I. C. C. No. A-8716, supp. 19; Minneapolis, St. Paul & Sault Ste. Marie Railroad Company, I. C. C. No. 740, supp. 24.

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] HAROLD D. McCoy,
Secretary.

[F. R. Doc. 55-1901; Filed, Mar. 4, 1955;
8:47 a. m.]

[4th Sec. Application 30312]

LUMBER FROM UTAH TO IOWA AND WISCONSIN

APPLICATION FOR RELIEF

MARCH 2, 1955.

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

Filed by W. J. Prueter, Agent, for carriers parties to schedules listed below.

Commodities involved: Lumber and related articles, carloads.

From: Midvale, Keetley and Wanship, Utah.

To: Points in Iowa and Wisconsin.

Grounds for relief: Rail competition, circuitry, market competition, and to maintain grouping.

Schedules filed containing proposed rates: Denver & Rio Grande Western Railway Company, I. C. C. No. 986; Union Pacific Railroad Company, I. C. C. No. 5412.

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] HAROLD D. McCoy,
Secretary.

[F. R. Doc. 55-1902; Filed, Mar. 4, 1955;
8:47 a. m.]

[4th Sec. Application 30313]

DRIED BEANS, PEAS, AND LENTILS FROM SOUTH PACIFIC COAST TERRITORY TO KANSAS, OKLAHOMA AND TEXAS

APPLICATION FOR RELIEF

MARCH 2, 1955.

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

Filed by W. J. Prueter, Agent, for carriers parties to schedule listed below.

Commodities involved: Beans, peas and lentils, dried, carloads.

From: Points in south Pacific Coast territory.

To: Points in Kansas, Oklahoma and Texas.

Grounds for relief: Rail competition, circuitry, to maintain grouping, and additional routes.

Schedules filed containing proposed rates: W. J. Prueter, Agent, I. C. C. No. 1567, supp. 3.

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] HAROLD D. MCCOY,
Secretary.

[F. R. Doc. 55-1903; Filed, Mar. 4, 1955;
8:47 a. m.]

[4th Sec. Application 30314]

SCRAP PAPER FROM NASHVILLE, TENN. TO
TEXAS, OKLAHOMA AND LOUISIANA

APPLICATION FOR RELIEF

MARCH 2, 1955.

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

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

Commodities involved: Paper, scrap or waste, carloads.

From: Nashville, Tenn.

To: Dallas, Tex., Pryor (includes Oklahoma Ordnance Works) Okla., and Shreveport, La.

Grounds for relief: Rail competition, circuitry, rates constructed on the basis of the short line distance formula, additional origin and destination.

Schedules filed containing proposed rates: F. C. Kratzmeir, Agent, I. C. C. No. 4090, supp. 75; F. C. Kratzmeir, Agent, I. C. C. No. 4109, supp. 45; F. C. Kratzmeir, Agent, I. C. C. No. 4049, supp. 74.

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] HAROLD D. MCCOY,
Secretary.

[F. R. Doc. 55-1904; Filed, Mar. 4, 1955;
8:48 a. m.]

[4th Sec. Application 30315]

ALUMINA, CALCINED OR HYDRATED, BE-
TWEEN POINTS IN ILLINOIS TERRITORY
AND FROM SOUTHERN TERRITORY TO
ILLINOIS TERRITORY

APPLICATION FOR RELIEF

MARCH 2, 1955.

The Commission is in receipt of the above-entitled and numbered applica-

tion 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 schedules listed below. Commodities involved: Alumina, calcined or hydrated, carloads.

Territory Between points in Illinois territory and from southern territory to Illinois territory.

Grounds for relief: Rail competition, circuitry, to maintain grouping, and to apply rates constructed on the basis of the short line distance formula.

Schedules filed containing proposed rates: R. G. Raasch, Agent, I. C. C. No. 628, supp. 4; R. G. Raasch, Agent, I. C. C. No. 823, supp. 6.

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] HAROLD D. MCCOY,
Secretary.

[F. R. Doc. 55-1905; Filed, Mar. 4, 1955;
8:48 a. m.]

[4th Sec. Application 30316]

ALUMINA, CALCINED OR HYDRATED, FROM
AND TO POINTS IN SOUTHWESTERN TER-
RITORY

APPLICATION FOR RELIEF

MARCH 2, 1955.

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

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

Commodities involved: Alumina, calcined or hydrated, carloads.

Between: Points in southwestern territory, and between points in the latter territory, on the one hand, and points in the United States generally east of the Rocky Mountains, on the other.

Grounds for relief: Rail competition, circuitry, to maintain grouping, and to apply rates constructed on the basis of the short line distance formula.

Schedules filed containing proposed rates: F. C. Kratzmeir, Agent, I. C. C. No. 4129, supp. 3.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commis-

sion 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] HAROLD D. MCCOY,
Secretary.

[F. R. Doc. 55-1906; Filed, Mar. 4, 1955;
8:48 a. m.]

[4th Sec. Application 30317]

DRESSED POULTRY FROM WINCHESTER, KY.,
TO CHICAGO, ILL., CLEVELAND, OHIO, AND
DETROIT, MICH.

APPLICATION FOR RELIEF

MARCH 2, 1955.

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

Filed by H. R. Hirsch, Agent, for carriers parties to Chesapeake and Ohio Railway Company's tariff I. C. C. No. 13168, pursuant to fourth-section order No. 17220.

Commodities involved: Poultry, dressed, carloads.

From: Winchester, Ky.

To: Chicago, Ill., Cleveland, Ohio, and Detroit, Mich.

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] HAROLD D. MCCOY,
Secretary.

[F. R. Doc. 55-1907; Filed, Mar. 4, 1955;
8:48 a. m.]

[4th Sec. Application 30318]

LADDERS FROM PACIFIC COAST TERRITORY
TO NEW ORLEANS, LA.

APPLICATION FOR RELIEF

MARCH 2, 1955.

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

Filed by W J. Prueter, Agent, for carriers parties to schedule listed below.

Commodities involved: Ladders, wooden, including step ladders, wooden or wood and metal combined, carloads.
From: Pacific Coast territory.

To: New Orleans, La.

Grounds for relief: Rail competition, circuitry, and to maintain grouping.

Schedules filed containing proposed rates: W J. Prueter, Agent, I. C. C. 1567, supp. 3.

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]

HAROLD D. McCoy,
Secretary.

[F. R. Doc. 55-1908; Filed, Mar. 4, 1955;
8:48 a. m.]

[4th Sec. Application 30319]

AMMONIUM SULPHATE FROM HOUSTON,
TEX., TO ST. LOUIS, MO., AND EAST ST.
LOUIS, ILL.

APPLICATION FOR RELIEF

MARCH 2, 1955.

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

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

Commodities involved: Fertilizer compounds, viz: ammonium sulphate, containing not to exceed one percent of other ingredients, in bulk, carloads.

From: Houston, Texas.

To: St. Louis, Mo., and East St. Louis, Ill.

Grounds for relief: Rail competition, circuitry, and additional related commodity.

Schedules filed containing proposed rates: F C. Kratzmeir, Agent, I. C. C. No. 4112, supp. 45.

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]

HAROLD D. McCoy,
Secretary.

[F. R. Doc. 55-1909; Filed, Mar. 4, 1955;
8:48 a. m.]