

Washington, Thursday, February 19, 1948

TITLE 7—AGRICULTURE

Subtitle A—Office of the Secretary of Agriculture

PART 1—ADMINISTRATIVE REGULATIONS

DELEGATION OF AUTHORITY TO EFFECT LIQUIDATION OF LABOR CAMPS

Pursuant to the authority contained in the Farmers' Home Administration Act of 1946, as amended (60 Stat. 1062; Pub. Law No. 40, 80th Congress, 1st sess., approved April 28, 1947) and Pub. Law 298, 80th Congress, approved July 31, 1947, both hereinafter called "the act" and in 5 U. S. C. 22; *It is hereby ordered:*

1. Effective immediately, there is hereby transferred to the Production and Marketing Administration, to be exercised by the Administrator thereof, all the authorities, powers, functions and duties vested in me under the provisions of the act to dispose of as provided in the act, the following described land:

A parcel of land situated in the NE ¼ of Section 24, T. 6 S., R. 7 E., G&SRB&M, County of Pinal, State of Arizona; said parcel being a portion of those lands conveyed to the United States of America by V. W. Havins and Maude M. Havins by deed dated May 12th, 1939 and recorded the same date in Book 60 of Deeds at page 558 Official Records of Pinal County; said parcel being more particularly described as follows:

Beginning at the Northeast Corner of Section 24, T. 6 S., R. 7 E., G&SRB&M, said corner being marked by a spike in a 4 inch concrete block buried 12 inches at the point of intersection of the centerline of two county roads, said corner being witnessed by a 2 inch iron pipe with a brass cap stamped "FSA" bearing S. 45°05' W. 47.12 feet and two 1 inch iron pipes with brass caps stamped "GLO" bearing S. 45°37' W. and S. 44°23' E., respectively, each a distance of 42.25 feet from said point of beginning; thence (1st course) from said point of beginning S. 0°37' W. 470.8 feet along the centerline of said County Road and along the east line of said Section 24 to a point which bears S. 89°23' E. 33.0 feet from a ¾ inch iron pipe set in the west line of said County Road; thence by the following courses and distances each angle point being marked by a ¾ inch iron pipe:

- (2d course) N. 89°23' W. 181.4 feet;
- (3d course) S. 0°37' W. 26.1 feet;
- (4th course) N. 89°23' W. 545.7 feet;
- (5th course) N. 88°04' W. 873.4 feet;
- (6th course) N. 89°19' W. 160.0 feet;

- (7th course) N. 0°41' E. 211.4 feet;
- (8th course) N. 89°19' W. 623.0 feet;
- (9th course) S. 0°30' E. 551.9 feet;
- (10th course) N. 89°30' E. 797.0 feet;
- (11th course) S. 52°57' E. 330.0 feet;
- (12th course) S. 0°37' W. 642.9 feet;
- (13th course) S. 64°03' W. 33.5 feet;

thence (14th course) S. 0°37' W. 935.8 feet to a ¾ inch iron pipe in the south line of the Northeast ¼ of said Section 24; thence (15th course) N. 89°57' W. 1,325.5 feet along the said south line of the Northeast ¼ of Section 24 to a 2 inch iron pipe with a brass cap stamped "FSA" which marks the center ¼ corner of said Section 24; thence (16th course) N. 1°18' E. 2,614.8 feet along the West line of said Northeast ¼ of Section 24 to a 2 inch iron pipe marking the North ¼ Corner of said Section 24, said North ¼ corner being witnessed by four 1 inch iron pipes with brass caps stamped "GLO" bearing N. 45° E., N. 45° W., S. 45° W., and S. 45° E., respectively, each a distance of 42.24 feet from said ¼ corner, said ¼ corner also being witnessed by a 2 inch iron pipe with a brass cap stamped "FSA" bearing S. 1°18' W. 33.0 feet from said ¼ corner; thence (17th course) N. 89°33' E. 2,634.6 feet along the North line of said Section 24 to the point of beginning, containing an area of 82.61 acres of land, more or less (including 2,328 acres of land, more or less, within the confines of County Road Right of Ways) together with all easements of record appurtenant thereto and subject to all easements of record.

2. In his discretion, the Administrator may redelegate, upon such terms and conditions as he may prescribe, the powers and authorities hereby conferred upon him.

3. This order modifies and supplements the Secretary's order of October 14, 1946 (11 F. R. 12520), and the Secretary's order of August 12, 1947, as amended (12 F. R. 5517, 6593), the provisions whereof, to the extent inconsistent herewith, are hereby revoked.

(R. S. 161, 60 Stat. 1062, Pub. Laws 40, 298, 80th Cong., 5 U. S. C. 22)

Done at Washington, D. C., this 13th day of February 1948.

[SEAL] **CLINTON P. ANDERSON,**
Secretary of Agriculture.

[F. R. Doc. 48-1461; Filed, Feb. 18, 1948; 8:52 a. m.]

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Chapter IV—Federal Crop Insurance Corporation

PART 414—WHEAT CROP INSURANCE REGULATIONS FOR INSURANCE CONTRACTS COVERING THE 1945, 1946, AND 1947 CROP YEARS

PART 418—WHEAT CROP INSURANCE MISCELLANEOUS AMENDMENTS

1. The Wheat Crop Insurance Regulations for Insurance Contracts Covering the 1945, 1946, and 1947 Crop Years (10 F. R. 1585, 1851, 10343, 14135; 11 F. R. 5529, 5895; 12 F. R. 6677; 13 F. R. 211) are hereby amended by changing paragraph (a) of § 414.10 to read as follows:

(a) Each applicant for insurance shall sign a note in the form and manner prescribed by the Corporation. Such note shall represent a promise to pay the Corporation the total premium for all insurance units covered by the insurance contract and each annual installment of such premium shall be payable on or before the maturity date specified in § 414.45. With respect to the 1945, 1946, and 1947 crop years, each annual installment or unpaid portion thereof shall bear interest after maturity at the rate of one-half of one per centum for each full calendar month or fraction thereof, except that no interest shall be charged on any amount paid within two calendar months after maturity. With respect to the 1948 crop year, any premium note not paid at maturity shall bear interest computed not on a per annum basis but as follows: Two per centum on the principal amount not paid on or before December 31, 1948, and an additional three

per centum on the principal amount owing at the end of each six-month period thereafter.

2. The Wheat Crop Insurance Regulations for Insurance Contracts Covering the 1946, 1947, and 1948 Crop Years (10 F. R. 7124, 9768, 10345, 11881, 13750; 11 F. R. 1585, 1841; 13 F. R. 211) are hereby amended by changing paragraph (a) of § 418.13 to read as follows:

(a) Each Applicant for insurance shall sign a note in the form and manner prescribed by the Corporation. Such note shall represent a promise to pay the Corporation the total premium for all insurance units covered by the insurance contract and each annual installment of such premium shall be payable on or before the maturity date specified in § 418.46. With respect to the 1946 and 1947 crop years, each annual installment or unpaid portion thereof shall bear interest after maturity at the rate of one-half of one per centum for each full calendar month or fraction thereof, except that no interest shall be charged on any amount paid within two calendar months after maturity. With respect to the 1948 crop year, any premium note not paid at maturity shall bear interest computed not on a per annum basis but as follows: Two per centum on the principal amount not paid on or before December 31, 1948, and an additional three per centum on the principal amount owing at the end of each six-month period thereafter.

3. The Wheat Crop Insurance Regulations for Insurance Contracts Covering the 1947, 1948, and 1949 Crop Years (11 F. R. 5531, 5645, 6816, 11984, 14607; 12 F. R. 1071; 13 F. R. 211) are hereby amended by changing paragraph (a) of § 418.64 to read as follows:

(a) By executing a form entitled "Application for Wheat Crop Insurance" the applicant executes a premium note. This note represents a promise to pay to the Corporation annually, on or before the applicable maturity date specified in § 418.95, the premium for all insurance units covered by the contract. With respect to the 1947 crop year, each annual premium or unpaid portion thereof shall bear interest after maturity at the rate of one-half of one per centum for each full calendar month or fraction thereof, except that no interest shall be charged on any amount paid within two calendar months after maturity. With respect to the 1948 and 1949 crop years, any premium note not paid at maturity shall bear interest computed not on a per annum basis but as follows: Two per centum on the principal amount not paid on or before December 31 following the maturity date, and an additional three per centum on the principal amount owing at the end of each six-month period thereafter.

4. The Wheat Crop Insurance Regulations for Insurance Contracts Covering the 1948 Crop Year (12 F. R. 5538; 13 F. R. 211) are hereby amended by changing paragraph (a) of § 418.2014 to read as follows:

(a) By executing the application for wheat crop insurance, the applicant ex-

ecutes a premium note. This note represents a promise to pay to the Corporation, on or before the applicable maturity date specified in § 418.2042, the premium for all insurance units covered by the contract. Any premium note not paid at maturity shall bear interest computed not on a per annum basis but as follows: Three per centum on the principal amount not paid on or before December 31, 1948, and an additional three per centum on the principal amount owing at the end of each six-month period thereafter.

Adopted by the Board of Directors on February 11, 1948.

(Secs. 506 (e) 507 (c) 508, 509, 516 (b), 52 Stat. 73-75, 77, 835, as amended, Pub. Law 320, 80th Cong., 7 U. S. C. and Sup. 1506 (e) 1507 (c), 1508, 1509, 1516 (b))

[SEAL] E. D. BERKAW,
Secretary.

Approved February 13, 1948.

CLINTON P. ANDERSON,
Secretary of Agriculture.
[F. R. Doc. 48-1463; Filed, Feb. 18, 1948;
8:52 a. m.]

PART 415—FLAX CROP INSURANCE

MISCELLANEOUS AMENDMENTS

1. The Regulations for Continuous Contracts Covering the 1948 and Succeeding Crop Years (Yield Insurance) (12 F. R. 8744) are hereby amended as follows:

(a) By deleting items 3 and 4 in both columns of the schedule under § 415.168 (a) and inserting in lieu thereof (1) the following in the first column,

3. Acreage released by the Corporation and not seeded to a substitute crop.
and (2) the following in the second column,

Appraised production but not less than the product of (1) such acreage and (2) 10 per centum of the coverage per acre.

(b) By redesignating items 5, 6, and 7 in the schedule under § 415.168 (a) as items 4, 5, and 6.

2. The Regulations for Annual Contracts Covering the 1948 Crop Year (Dollar Coverage Insurance) (12 F. R. 8750) are hereby amended by changing the statement "Appraised production that would be realized if the crop remained for harvest." appearing in the schedule under § 415.2016 (a) to read as follows: "Appraised production that would be realized if the crop remained for harvest, except that the first $\frac{3}{10}$ bushel per acre of such production will not be counted."

Adopted by the Board of Directors on February 11, 1948.

(Secs. 506 (e) 507 (c), 508, 509; and 516 (b), 52 Stat. 73-75, 77, as amended, Pub. Law 320, 80th Cong., 7 U. S. C. and Sup. 1506 (e), 1507 (c), 1508, 1509, 1516 (b))

[SEAL] E. D. BERKAW,
Secretary.

Approved: February 13, 1948.

CLINTON P. ANDERSON,
Secretary of Agriculture.
[F. R. Doc. 48-1460; Filed, Feb. 18, 1948;
8:52 a. m.]

PART 418—WHEAT CROP INSURANCE

MISCELLANEOUS AMENDMENTS

1. The regulations for continuous contracts covering 1948 and succeeding crop years (yield insurance) (12 F. R. 8363) are hereby amended as follows:

a. Section 418.104 (a) is changed to read as follows:

§ 418.104 *Termination of contract.*

(a) Subject to the provisions of paragraph (c) of this section, the contract shall be in effect for the first full crop year following submission of the application and shall continue for each succeeding crop year until terminated by either party as hereinafter provided. If termination is first to become effective for a crop year in which the insured needs winter wheat, the written notice of termination must be given to the other party on or before April 30 preceding the seeding of winter wheat in that crop year. If termination is first to become effective for a crop year in which the insured seeds only spring wheat, the written notice of termination must be given to the other party on or before December 31 preceding the seeding of spring wheat in that crop year.

Failure to terminate the contract, as herein provided, shall constitute acceptance of changes, if any, in the premium rate(s) amounts of insurance and insurance coverages, and any other changes in the contract. Any notice given by the insured to the Corporation pursuant to this paragraph shall be submitted in writing to the office of the county association or other office specified by the Corporation.

b. By deleting items 5 and 6 in both columns of the schedule under § 418.120 (b) and inserting in lieu thereof (1) the following in the first column,

5. Acreage released by the Corporation and not seeded to a substitute crop.

and (2) the following in the second column,

Appraised production but not less than the product of (1) such acreage and (2) 10 per centum of the coverage per acre.

c. By redesignating items 7, 8, and 9 in the schedule under § 418.120 (b) as items 6, 7, and 8.

2. The regulations for annual contracts covering the 1948 crop year (12 F. R. 5538) are hereby amended by changing subparagraph (4) § 418.2019 (a) to read as follows:

(4) The appraised production for any acreage of wheat released by the Corporation and not seeded to a substitute crop, except that the first bushel per acre of such production will not be counted.

3. The regulations for annual contracts covering the 1948 crop year (dollar coverage insurance—spring wheat counties) (12 F. R. 8370) are hereby amended by changing the statement "Appraised production that would be realized if the crop remained for harvest" appearing in the schedule under § 418.2068 (a) to read as follows: "Appraised production that would be realized if the crop remained for harvest, except that the first bushel per acre of such production will not be counted."

Adopted by the Board of Directors on February 11, 1948.

(Secs. 506 (e) 507 (c), 508, 509, 516 (b) 52 Stat. 73-75, 77, 835, as amended, Pub. Law 320, 80th Cong., 7 U. S. C. and Sup. 1506 (e) 1507 (c), 1508, 1509, 1516 (b))

[SEAL] E. D. BERKAW,
Secretary.

Approved: February 13, 1948.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 48-1462; Filed, Feb. 18, 1948;
8:52 a. m.]

Chapter XXI—Organization, Functions and Procedure

Subchapter C—Production and Marketing Administration

DISPOSAL OF LABOR CAMPS AND FACILITIES REVOCATION OF DELEGATION OF AUTHORITY

Delegation of authority to dispose of labor camps and facilities, issued on January 6, 1948 (13 F. R. 134) by the Administrator, Production and Marketing Administration, is hereby revoked.

(R. S. 161, 60 Stat. 1062; Pub. Laws 40, 298, 80th Cong., 5 U. S. C. 22; 12 F. R. 6593)

Done at Washington, D. C., this 12th day of February 1948.

[SEAL] JESSE B. GILMER,
Administrator, Production
and Marketing Administration.

FEBRUARY 13, 1948.

[F. R. Doc. 48-1464; Filed, Feb. 18, 1948;
8:52 a. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

[Civil Air Regs., Amdt. 40-2]

PART 40—AIR CARRIER OPERATING CERTIFICATION

AIRCRAFT CERTIFICATION LIMITATIONS FOR SCHEDULED PASSENGER OPERATIONS

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 13th day of February 1948.

Section 40.2 (d) now requires that aircraft in scheduled passenger service used after December 31, 1948, be certificated in accordance with transport category airworthiness requirements and meet the operational limitations of § 61.712 over each route to be flown. This rule, if applied to certain models of aircraft, such as the Douglas DC-3, either would prevent their use in scheduled passenger service after 1948 or would require extensive alterations to the aircraft.

The Board on November 3, 1947, held a public hearing which was concerned in part with a specific proposal to amend § 40.2 (d) so as to permit the use of DC-3's in scheduled passenger service after 1948 without extensive alteration. After due consideration of all information relevant to the matter, including

the evidence introduced at the hearing, the Board has determined that operational experience with certain aircraft now in substantial use by scheduled air carriers justifies permitting their operation after 1948 without enforced compliance with the transport category requirements. This amendment, therefore, authorizes such operation until the end of 1953. It further provides that an air carrier may elect at any time prior to the end of 1953 to qualify his aircraft under the transport category performance requirements of Part 04a of this chapter. Under this elective, the air carrier is required to so qualify all units of the same basic model in his fleet, and thereafter to operate such aircraft in accordance with the operational limitations of § 61.712 of this chapter over each route to be flown. If the air carrier continues to operate his aircraft without qualifying under the performance requirements of the transport category, the amendment authorizes the Administrator to determine and impose uniform operating limitations based upon the relationship of the performance of the aircraft to the airport dimensions and terrain.

Interested persons have been afforded an opportunity to participate in the making of this amendment, and due consideration has been given to all relevant matter presented.

In consideration of the foregoing, the Civil Aeronautics Board hereby amends Part 40 of the Civil Air Regulations (14 CFR, Part 40, as amended) effective March 20, 1948:

By amending § 40.2 to read as follows:

§ 40.2 *Passenger minimum requirements.* (a) Aircraft certificated as a basic type after June 30, 1942, shall be certificated in accordance with Part 04b of this chapter, or the transport category requirements of Part 04a of this chapter, and shall meet the requirements of § 61.712 of this chapter over each route to be flown.

(b) Aircraft certificated as a basic type prior to June 30, 1942, shall either:

(1) Retain their present airworthiness certification status and shall be operated in accordance with such operating limitations as the Administrator finds will provide a safe relation between the performance of the aircraft and the dimensions of airports and terrain; or

(2) Qualify by showing compliance with either the performance requirements contained in §§ 04a.75-T through 04a.7533-T or the requirements contained in Part 04b of this chapter, and when so qualified shall meet the requirements of § 61.712 of this chapter over each route to be flown: *Provided*, That should any model be so qualified all aircraft of any one operator of the same or related models shall be similarly qualified and operated.

(c) Aircraft used after December 31, 1953, shall comply with all of the requirements of Part 04b of this chapter or the transport category requirements of Part 04a of this chapter and shall meet the requirements of § 61.712 of this chapter over each route to be flown. (Secs. 205 (a) 601, 603, 604, 52 Stat

984, 1007, 1009, 1010; 49 U. S. C. 425 (a), 551, 552, 554)

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,
Secretary.

[F. R. Doc. 48-1487; Filed, Feb. 18, 1948;
9:00 a. m.]

[Civil Air Regs. Amdt. 41-10]

PART 41—CERTIFICATION AND OPERATION RULES FOR SCHEDULED AIR CARRIER OPERATIONS OUTSIDE CONTINENTAL LIMITS OF THE UNITED STATES

AIRCRAFT CERTIFICATION LIMITATIONS FOR SCHEDULED PASSENGER OPERATIONS OUTSIDE THE UNITED STATES

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 13th day of February 1948.

Prior to December 31, 1947, § 41.26 (b) provided that all aircraft used in scheduled passenger service outside the United States after that date be certificated in accordance with transport category airworthiness requirements and meet the operational limitations of § 41.27 over each route to be flown. This rule, if applied to certain models of aircraft, such as the Douglas DC-3, either would have prevented their use in scheduled passenger service outside the United States after 1947 or would have required extensive alterations to the aircraft.

The Board on November 3, 1947, held a public hearing which was concerned in part with a specific proposal to amend § 41.26 so as to permit the use of DC-3s in scheduled passenger service outside the United States after 1947 without extensive alteration. After due consideration of the evidence there presented, the Board determined that certain changes in the proposal would be desirable. In order to afford sufficient time to work out such changes, the Board adopted on December 15, 1947, Civil Air Regulations Amendment 41-15 which continued the then existing status of DC-3 aircraft in scheduled passenger service outside the United States until the end of 1948.

After further consideration, the Board has determined that operational experience with certain aircraft now in substantial use by scheduled air carriers justifies permitting their operation after 1948 without enforced compliance with the transport category requirements. This amendment, therefore, authorizes such operation until the end of 1953. It further provides that an air carrier may elect at any time prior to the end of 1953 to qualify his aircraft under the transport category performance requirements of Part 04a of this chapter. Under this elective, the air carrier is required to so qualify all units of the same basic model in his fleet, and thereafter to operate such aircraft in accordance with the operational limitations of § 41.27 over each route to be flown. If the air carrier continues to operate his aircraft without qualifying under the performance requirements of the transport category, the amendment authorizes the Administrator to deter-

mine and impose uniform operating limitations based upon the relationship of the performance of the aircraft to the airport dimensions and terrain.

Interested persons have been afforded an opportunity to participate in the making of this amendment, and due consideration has been given to all relevant matter presented.

In consideration of the foregoing, the Civil Aeronautics Board hereby amends Part 41 of the Civil Air Regulations (14 CFR, Part 41, as amended) effective March 20, 1948:

By amending § 41.26 to read as follows:

§ 41.26 *Aircraft certification limitations.* (a) Aircraft certificated as a basic type after June 30, 1942, shall be certificated in accordance with Part 04b of this chapter, or the transport category requirements of Part 04a of this chapter, and shall meet the requirements of § 41.27 over each route to be flown.

(b) Aircraft certificated as a basic type prior to June 30, 1942, shall either:

(1) Retain their present airworthiness certification status and shall be operated in accordance with such operating limitations as the Administrator finds will provide a safe relation between the performance of the aircraft and the dimensions of airports and terrain; or

(2) Qualify by showing compliance with either the performance requirements contained in §§ 04a.75-T through 04a.7533-T, or the requirements contained in Part 04b of this chapter, and when so qualified shall meet the requirements of § 41.27 over each route to be flown: *Provided*, That should any model be so qualified all aircraft of any one operator of the same or related models shall be similarly qualified and operated.

(c) Aircraft used after December 31, 1953, shall comply with all of the requirements of Part 04b of this chapter, or the transport category requirements of Part 04a of this chapter, and shall meet the requirements of § 41.27 over each route to be flown. (Secs. 205 (a) 601, 603, 604, 52 Stat. 984, 1007, 1009, 1010; 49 U. S. C. 425 (a) 551, 552, 554)

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,
Secretary.

[F. R. Doc. 48-1493; Filed, Feb. 18, 1948; 9:00 a. m.]

[Regs., Serial No. SR-319]

PART 41—CERTIFICATION AND OPERATION RULES FOR SCHEDULED AIR CARRIER OPERATIONS OUTSIDE CONTINENTAL LIMITS OF THE UNITED STATES

PART 61—SCHEDULED AIR CARRIER RULES REQUIREMENT OF AN ABSOLUTE TERRAIN PROXIMITY INDICATOR ON ALL SCHEDULED AIRCRAFT CARRYING PASSENGERS DURING HOURS OF DARKNESS OR UNDER INSTRUMENT FLIGHT RULE CONDITIONS

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 11th day of February 1948.

Special Civil Air Regulation Serial No. 399, adopted by the Board on October 10, 1947, requires that after February 15, 1948, all scheduled air-carrier aircraft operating during the hours of darkness

or under instrument flight rule conditions shall be equipped with absolute terrain proximity indicators.

Evidence has been presented that several air carriers have had procurement and installation difficulties which have prevented the installation of this device on all aircraft on which it is required prior to February 15, 1948. The air carriers have shown that the required indicators are being installed as rapidly as equipment is obtained and as rapidly as available shop facilities permit without the establishment of separate installation lines at considerable expense and an unwarranted withdrawal of aircraft from regular service which would result in a disruption of schedules. In view of these circumstances and the fact that absolute terrain proximity indicators are to be used only as an auxiliary aid and not to replace or supersede other presently required navigational instruments, the Board finds that it is in the public interest to allow an additional period of time, which shall not extend beyond May 15, 1948, for the installation of this equipment.

For the reasons stated above notice and public procedure hereon are impracticable, and the Board finds that good cause exists for making this amendment effective on less than 30 days' notice.

In consideration of the foregoing the Civil Aeronautics Board hereby adopts and promulgates the following Special Civil Air Regulation effective February 15, 1948:

Aircraft operated in scheduled air carrier service carrying passengers during the hours of darkness or under instrument flight rule conditions shall be equipped with an absolute terrain proximity indicator, of a type approved by the Administrator, which will warn the pilot of the altitude of the aircraft above the terrain at altitudes of 2,000 feet, 1,000 feet, and any predetermined altitude between 300 and 500 feet inclusive: *Provided*, That an air carrier may continue to operate aircraft which have not been so equipped by the effective date of this regulation until May 15, 1948.

This regulation supersedes Special Civil Air Regulation Serial No. 399 and shall terminate February 15, 1950.

(Secs. 205 (a) 601, 604, 52 Stat. 984, 1007, 1010; 49 U. S. C. 425 (a), 551, 554)

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,
Secretary.

[F. R. Doc. 48-1485; Filed, Feb. 18, 1948; 9:00 a. m.]

TITLE 15—COMMERCE

Subtitle A—Office of the Secretary of Commerce

PART 12—DELEGATIONS OF AUTHORITY OFFICE OF INTERNATIONAL TRADE

Section 12.6 (b) (11 F. R. 177A-303, 10389; 15 CFR, 1946 Supp.) is amended by striking out the words "the Director of the Commodities Branch of said Office, and the Deputy Director for Ex-

port Control of said Branch," and inserting therefor the words: "and Assistant Director of the Office of International Trade."

(Sec. 3, 60 Stat. 238; 5 U. S. C. Sup. 1002)

[SEAL] WILLIAM C. FOSTER,
Acting Secretary of Commerce.

[F. R. Doc. 48-1467; Filed, Feb. 18, 1948; 8:48 a. m.]

Chapter II—National Bureau of Standards, Department of Commerce

PART 200—TEST FEE SCHEDULES

LABORATORY AND CLINICAL THERMOMETERS

1. Section 200.301 *Laboratory thermometers*, Item 301d (12 F. R. 8150) is amended to read as follows:

Item	Description	Fee
301d	Thermometers, testing at points from -1° to -45° C., inclusive, or from 31° to -45° F., inclusive, for each point tested.....	\$3.00

2. Section 200.301 *Laboratory thermometers*, Item 301f (12 F. R. 8150) is amended to read as follows:

Item	Description	Fee
301f	Thermometers, testing at points from -71° to -145° C., inclusive, or from -65° to -225° F., inclusive, for each point tested.....	\$5.00

3. Section 200.301 *Laboratory thermometers*, Item 301i (12 F. R. 8150) is amended to read as follows:

Item	Description	Fee
301i	Beckmann thermometers, with 5° or 6° C. scale, testing at 1° intervals by comparison with precision standards.....	\$12.00

4. Section 200.312, *Clinical thermometers* (12 F. R. 8150) is amended to delete footnote 1 in the heading.

The foregoing amendments are effective December 5, 1947.

(Sec. 312, 47 Stat. 410; 15 U. S. C. 276)

[SEAL] E. U. CONDON,
Director,
National Bureau of Standards.

Approved:

WILLIAM C. FOSTER,
Acting Secretary of Commerce.

[F. R. Doc. 48-1466; Filed, Feb. 18, 1948; 8:47 a. m.]

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

PART 360—ORGANIZATION, FUNCTIONS AND PROCEDURE OF THE OFFICE OF INTERNATIONAL TRADE

BASIC ORGANIZATION AND OFFICE OF THE DIRECTOR

Sections 360.6-360.11 (11 F. R. 177A-312; 15 CFR, 1946 Supp.) are superseded and the following substituted therefor:

§ 360.6 *Basic organization.* The Office of International Trade is composed of five main organizational units, viz, (a) Office of Director, (b) Areas Division, (c) Commodities Division, (d) Intelligence and Services Division, and (e) Export Operations Division.

§ 360.7 *Organizational units—(a) Office of the Director.* The Office of the Director determines and directs the policies and programs of the Office of International Trade and exercises general supervision over, and furnishes certain staff services to the four operating divisions. This office includes the Director, Associate Director, Assistant Director, and Export Program Staff under the supervision of the Assistant Director, a Legal Staff, an Administrative Staff, and a Foreign Service Operations Staff. It also includes the Executive Secretary of the Foreign Trade Zones Board, and his functions, as well as the administrative functions of the Secretary of Commerce under the Foreign Trade Zones Act, which are performed by the Office of the Director.

The Assistant Director, under the general supervision of the Director and Associate Director, formulates the policy of the Office of International Trade on export control matters; coordinates and directs the export control activities of the constituent divisions of the Office of International Trade; and supervises the Export Program Staff.

The Export Program Staff prepares, from materials supplied by the Areas and Commodity Divisions, all presentations concerning the Office of International Trade position on export control matters for submission to interdepartmental and other committees concerned with export controls and allocations; assists in the representation of the Office of International Trade before such committees; counsels the Areas and Commodities Divisions in the securing and analysis of foreign requirements and in the preparation of requirements estimates; and facilitates agreements between the Areas and Commodities Divisions on country quotas.

The other staff operations centralized in the Office of the Director are carried on by a Legal Staff, which provides all legal advice and services to the Office; an Administrative Staff, which handles all matters of budget, personnel, office space and equipment, and related subjects; and a Foreign Service Operations Staff which provides liaison with the State Department in connection with the Foreign Service, coordinates Department participation in selection, training and assignment of Foreign Service personnel engaged in commercial reporting, surveys needs for foreign commercial reporting and undertakes to secure necessary changes or improvements in such reporting, and serves as a channel for communications between the operating divisions and the Foreign Service.

(b) *Areas Division.* The Areas Division, which is organized on a geographical basis, compiles, analyzes and disseminates foreign trade information with respect to particular countries or regions and represents the Department on committees or other groups dealing with world trade problems on an area basis.

It is also responsible for preparing basic information for use in negotiating reciprocal trade agreements, administers the China Trade Act, and maintains liaison with economic staffs of foreign governments in this country and with economic representatives of this country abroad. The Areas Division has primary responsibility for coordinating all activities relating to trade and reparations with respect to Germany, Japan and other occupied areas and for providing representation of the Department on interdepartmental and other committees dealing with these subjects. In connection with the export control program, the Areas Division performs the following functions:

(1) Maintains liaison with foreign governments and obtains their requirements in appropriate form;

(2) Analyzes foreign commodity requirements by individual countries;

(3) Furnishes the Commodities Division with data on country requirements and related statistical information; and

(4) Participates with the Commodities Division in the determination of country quotas.

(c) *Commodities Division.* The Commodities Division is organized along commodity lines. This division serves two distinct functions; (1) It compiles, analyzes and disseminates foreign trade information with respect to particular commodities or industries, (2) it administers the export licensing and control program. It also represents the Department on committees dealing with commodities, and maintain liaison with other agencies, including foreign government purchasing missions, with regard to world requirements and supply situations. In connection with the export control program, the Commodities Division performs the following functions;

(1) Determines the action to be taken with respect to export license applications;

(2) Analyzes foreign commodity requirements in light of individual commodity supply.

(3) Participates with the Areas Division in the determination of country quotas;

(4) Organizes and consults with industry advisory committees; and

(5) Recommends additions to or deletions from the positive list. The Director of the Commodities Division also has responsibility for determining ownership of, and compensation for, property requisitioned during the war by predecessors of the Office of International Trade, viz., The Foreign Economic Administration, the Office of Economic Warfare, the Board of Economic Warfare, the Economic Defense Board, the Office of Export Control, or the Administrator of Export Control, pursuant to the act of October 10, 1940 (54 Stat. 1090) as amended. This act authorized the requisitioning of any property the exportation of which was prohibited or curtailed in accordance with the act of July 2, 1940 (54 Stat. 714) as amended. This is a residual war function and will terminate with the settlement of outstanding claims. Reference of disputed claims is made to a Compensation Commissioner,

before whom the dispute may be heard, but ultimate decision rests with the Director. This authority is exercised under delegation from the President. (E. O. 8942, 3 CFR (Cum. Supp.) 1024; E. O. 9361, 8 F. R. 9861, E. O. 9380, 8 F. R. 13081, E. O. 9360, 10 F. R. 12245)

(d) *Intelligence and Services Division.* The Intelligence and Services Division is responsible for compiling, analyzing, disseminating information as to foreign business establishments, export and import connections abroad, activities of foreign trade associations, international trade fairs and exhibits, transportation and communications, insurance, etc., making studies and recommendations relating to the removal of obstructions to development of transportation and communications, and providing personalized services to exporters and importers, particularly in planning, selling, or buying operations abroad. This Division issues various publications, such as foreign buyers lists, reports on particular foreign establishments, surveys of conditions abroad in particular countries or affecting particular commodities, aids and guides to exporters and importers, and other material helpful to the business community.

(e) *Export Operations Division.* The Export Operations Division performs the following functions:

(1) Receives, numbers, and places export license applications in process; validates approved licenses, and processes other actions on license applications; maintains records of shipments made against validated licenses, and determines non-compliance with internal instructions; determines the misuse of licenses; and maintains files and records relative to processed applications;

(2) Analyzes and recommends action on special project and program license applications, in consultation with the Areas and Commodities Divisions, and conducts all dealings with applicants for such licenses;

(3) Maintains informational services for foreign traders and the Department Field Offices on matters relating to export control procedures and other facilities of the Division;

(4) Prepares Current Export Bulletins, Comprehensive Export Schedules, and procedural instructions for approval of the Assistant Director; and

(5) Enforces regulations on export control matters and establishes penalties for non-compliance therewith, and insures compliance with all internal instructions which safeguard the issuance of licenses.

(f) *Field offices.* The Office of International Trade utilizes the regular field offices of the Department of Commerce at which any publications or services of the Office may be secured. These field offices are listed in the statement published by the Office of Field Service in Parts 350 and following of this chapter. Forms and information concerning export control may also be secured from such offices.

Field offices, however, have not been delegated any rule-making or adjudicatory authority with respect to export licensing or otherwise except that the

New York office is authorized to amend or extend licenses issued in Washington. Applications for licenses must be filed with, and licenses must be issued by, the Washington Office. Field offices have no responsibilities with respect to the granting of compensation for requisitioned property or relating to the China Trade Act or the Foreign Trade Zones Act.

(Sec. 3, 60 Stat. 238; 5 U. S. C. Sup. 1002)

[SEAL] THOMAS C. BLAISDELL, Jr.,
Director,
Office of International Trade.

[F. R. Doc. 48-1468; Filed, Feb. 18, 1948;
8:48 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 5235]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

MARKUS-CAMPBELL CO. ET AL.

§ 3.6 (a) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Connections or arrangements with others:* § 3.6 (a) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Personnel or staff:* § 3.6 (f) *Advertising falsely or misleadingly—Demand or business opportunities:* § 3.6 (j 10) *Advertising falsely or misleadingly—History of product or offering:* § 3.6 (t) *Advertising falsely or misleadingly—Qualities or properties of product or service:* § 3.6 (cc) *Advertising falsely or misleadingly—Source or origin—Maker:* § 3.6 (ee) *Advertising falsely or misleadingly—Terms and conditions:* § 3.72 (1 5) *Offering deceptive inducements to purchase or deal—Opportunities in product or service:* § 3.72 (n 10) *Offering deceptive inducements to purchase or deal—Terms and conditions:* § 3.96 (b) *Using misleading name—Vendor—Connections and arrangements with others:* § 3.96 (b) *Using misleading name—Vendor—Products.* In connection with the offering for sale, sale and distribution of correspondence courses of study and instruction in commerce, (1) representing, directly or by implication, that the students who complete any of respondents' courses of study may, without aptitude or practical experience in the respective trades or professions in which training is offered, become experts in said trades or professions, or earn good incomes therein, or establish their own business; (2) representing, directly or by implication, that students, after completing a few lessons in said respective courses of study, are enabled to earn enough money to pay for said courses; (3) representing, directly or by implication, that the value of supplies and equipment furnished by respondents is greater than it is in fact; (4) representing, by direct statements or through the use of pictures or illustrations, that the teaching staff of the respective subjects in which training is offered is larger, or that the individual members thereof possess

greater qualifications, than is warranted by the facts; (5) representing, through the use of individual or trade names, that members of trades or professions in which training is offered by respondents are connected with or take an interest in schools or enterprises, or have prepared or have assisted in the preparation of lessons or courses of instruction, unless such is the fact; or, (6) representing, through the use of the name "L. L. McCall", or any other name, that there is some connection between respondents' School of Dress Design and McCall's Magazine or McCall's Pattern Book; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U. S. C., sec. 45b) [Cease and desist order, Markus-Campbell Company et al., Docket 5235, December 18, 1947]

At a regular session of the Federal Trade Commission, held at its office in the city of Washington, D. C., on the 18th day of December A. D. 1947.

In the Matter of Markus-Campbell Company, a Corporation; National Academy of Dress Design, a Corporation; National Baking School, a Corporation; and Joseph E. Markus, Reuben Paul Markus, and Eugene Peterson, Individually and as Officers of Said Corporations; Marcus-Campbell Company, National Academy of Dress Design, and National Baking School

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the joint answer of respondents, testimony and other evidence in support of and in opposition to the complaint, the recommended decision of the trial examiner upon the evidence and exceptions to such recommended decision, briefs in support of and in opposition to the allegations of the complaint, and oral argument, and the Commission having made its findings as to the facts and its conclusion that Markus-Campbell Company, a corporation, National Academy of Dress Design, a corporation, National Baking School, a corporation, and Joseph E. Markus and Reuben Paul Markus, individually and as officers of said corporations, have violated the provisions of the Federal Trade Commission Act:

It is ordered, That Markus-Campbell Company, a corporation, National Academy of Dress Design, a corporation, National Baking School, a corporation, and Joseph E. Markus and Reuben Paul Markus, individually and as officers of said corporations, and their respective officers, agents, representatives and employees, directly or through any corporate or other device, in connection with the offering for sale, sale and distribution of correspondence courses of study and instruction in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Representing, directly or by implication, that the students who complete any of respondents' courses of study may, without aptitude or practical experience in the respective trades or professions in which training is offered, become experts in said trades or professions, or earn good

incomes therein, or establish their own business;

2. Representing, directly or by implication, that students, after completing a few lessons in said respective courses of study, are enabled to earn enough money to pay for said courses;

3. Representing, directly or by implication, that the value of supplies and equipment furnished by respondents is greater than it is in fact;

4. Representing, by direct statements or through the use of pictures or illustrations, that the teaching staff of the respective subjects in which training is offered is larger, or that the individual members thereof possess greater qualifications, than is warranted by the facts;

5. Representing, through the use of individual or trade names that members of trades or professions in which training is offered by respondents are connected with or take an interest in schools or enterprises, or have prepared or have assisted in the preparation of lessons or courses of instruction, unless such is the fact;

6. Representing, through the use of the name "L. L. McCall," or any other name, that there is some connection between respondents' School of Dress Design and McCall's Magazine or McCall's Pattern Book.

It is further ordered, That said respondents shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with this order.

It is further ordered, That the complaint in this proceeding be, and it hereby is, dismissed as to respondent Eugene Peterson.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 48-1448; Filed, Feb. 18, 1948;
8:45 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VIII—Office of International Trade, Department of Commerce

Subchapter E—Export Control

[Amdt. 393]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

Section 801.2 Prohibited exportations is amended as follows:

The list of commodities set forth in paragraph (b) is amended by adding thereto the following commodity:

Dept. of Comm. Sched. B No.	Commodity	Unit	GLV dollar value/limits country group	
			K	E
261160	Petroleum and products: Petroleum, crude.....	Bbl.	1,000	1,000

RULES AND REGULATIONS

Shipments of the above commodity removed from general license which were on dock, on lighter, laden aboard the exporting carrier, or in transit to ports of exit pursuant to actual orders for export prior to the effective date of this amendment may be exported under the previous general license provisions.

This amendment shall become effective immediately.

(Sec. 6, 54 Stat. 714, 55 Stat. 206, 56 Stat. 463, 58 Stat. 671, 59 Stat. 270, 60 Stat. 215, 61 Stat. 214, 61 Stat. 321, Pub. Law 395, 80th Cong., 50 U. S. C. App. and Sup. 701, 702; E. O. 9630, Sept. 27, 1945, 10 F. R. 12245; E. O. 9919, Jan. 3, 1948, 13 F. R. 59)

Dated: February 17, 1948.

FRANCIS MCINTYRE,
Assistant Director
Office of International Trade.
By W. S. THOMAS,

[F. R. Doc. 48-1543; Filed, Feb. 18, 1948;
10:11 a. m.]

Chapter XXIII—War Assets Administration

[Reg. 2, Amdt. 1]

PART 8302—DISPOSAL OF SURPLUS PERSONAL PROPERTY TO PRIORITY CLAIMANTS

War Assets Administration Regulation 2, August 18, 1947, entitled "Disposal of Surplus Personal Property to Priority Claimants" (12 F. R. 5586) is hereby amended as follows:

Subparagraph (c) (1) of § 8302.3 is amended to read as follows:

(1) Until peace is concluded to meet the needs of the established programs of the Armed Forces;

(Surplus Property Act of 1944, as amended; (58 Stat. 765, as amended; 50 U. S. C. App. Sup. 1611) Pub. Law 181, 79th Cong. (59 Stat. 533; 50 U. S. C. App. Sup. 1614a, 1614b) and Reorg. Plan 1 of 1947 (12 F. R. 4534))

This amendment to this section shall become effective February 17, 1948.

JESS LARSON,
Administrator

FEBRUARY 12, 1948.

[F. R. Doc. 48-1545; Filed, Feb. 18, 1948;
10:43 a. m.]

TITLE 36—PARKS AND FORESTS

Chapter II—Forest Service, Department of Agriculture

PART 201—NATIONAL FORESTS

APALACHICOLA NATIONAL FOREST, FLA., TRANSFER OF JURISDICTION OF SURPLUS LANDS

CROSS REFERENCE: For transfer of lands from Federal Farm Mortgage Corporation to Forest Service, see Surplus Property Transfer Order No. 10 of Federal Farm Mortgage Corporation in Notices section, *infra*, which affects the tabulation contained in § 201.1.

PROPOSED RULE MAKING

DEPARTMENT OF AGRICULTURE

Production and Marketing Administration

[P. & S. Docket No. 1510]

ESSEX COUNTY COOP CO.

NOTICE OF PETITION FOR EXTENSION OF TEMPORARY RATES

Pursuant to the provisions of the Packers and Stockyards Act, 1921, as amended (7 U. S. C. 181, et seq.) an order was issued on April 30, 1947, providing for temporary rates and charges for the respondent until April 5, 1948.

By petition filed February 6, 1948, the respondent has requested that the rates and charges provided for in said order of April 30, 1947, be continued in effect for a further period of one year.

It appears that public notice should be given of the filing of such petition in order that all interested persons may have an opportunity to be heard in the matter.

Now, therefore, notice is hereby given to the public and to all interested persons of the filing of such petition for extension of temporary rates.

All interested persons who desire to be heard upon the matter requested in said

petition shall notify the Hearing Clerk, United States Department of Agriculture, Washington 25, D. C., within 15 days from the date of the publication of this notice.

Done at Washington, D. C., this 12th day of February 1948.

[SEAL]

H. E. REED,
Director, Livestock Branch, Production and Marketing Administration.

[F. R. Doc. 48-1489; Filed, Feb. 18, 1948;
8:53 a. m.]

[7 CFR, Part 725]

BURLEY AND FLUE-CURED TOBACCO

DETERMINATIONS TO BE MADE BY SECRETARY OF AGRICULTURE WITH RESPECT TO NATIONAL MARKETING QUOTA PROCLAIMED FOR 1948-49 MARKETING YEAR

The Secretary of Agriculture is preparing to review the national marketing quota of 474 million pounds for Burley tobacco proclaimed for the 1948-49 marketing year (12 F. R. 8014) to determine whether such quota should be in-

creased and, if so, the amount of any such increase.

Section 312 (a) of the Agricultural Adjustment Act of 1938, as amended (7 U. S. C. Sup., 1312 (a)) authorizes the Secretary to increase the amount of the national marketing quota, not later than March 1, 1948, by not more than 20 percent if the Secretary determines that such increase is necessary in order to meet market demands, or to avoid undue restriction of marketings in adjusting the total supply to the reserve supply level.

Any interested person may submit his views in writing with respect to whether such quota should be increased, and, if he believes the quota should be increased, the amount of any such increase, to the Director, Tobacco Branch, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C. All submissions must be postmarked not later than February 23, 1948.

Done at Washington, D. C., this 16th day of February 1948.

[SEAL]

JESSE B. GILMER,
Administrator

[F. R. Doc. 48-1465; Filed, Feb. 18, 1948;
8:49 a. m.]

NOTICES

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Misc. 2105422]

MINNESOTA

NOTICE OF FILING OF PLAT OF SURVEY ACCEPTED JULY 15, 1946

FEBRUARY 12, 1948.

Notice is given that the plat of (1) dependent resurvey delineating the re-

tracement and reestablishment of the boundaries of sec. 8, T. 129 N., R. 42 W., 5th P. M., Minnesota as shown upon the plat approved January 3, 1862, and (2) extension survey of sec. 8, T. 129 N., R. 42 W., including lands hereinafter described, erroneously omitted from the original survey of the township and not shown upon the plat approved January 3, 1862, will be officially filed in the Bureau of Land Management, Washington 25, D. C. effective at 10:00 a. m. on April

15, 1948. At that time the lands hereinafter described shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to application, petition, location, or selection as follows:

(a) *Ninety-day period for preference-right filings.* For a period of 90 days from April 15, 1948, to July 14, 1948, inclusive, the public lands affected by this order shall be subject to (1) application under the homestead law or the small

tract act of June 1, 1938 (52 Stat. 609, 43 U. S. C. sec. 682a) as amended, by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U. S. C. secs. 279-283), subject to the requirements of applicable law, and (2) application under any applicable public-land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Application by such veterans shall be subject to claims of the classes described in subdivision (2)

(b) *Twenty-day advance period for simultaneous preference-right filings.* For a period of 20 days from March 26, 1948, to April 15, 1948, inclusive, such veterans and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on April 15, 1948, shall be treated as simultaneously filed.

(c) *Date for non-preference-right filings authorized by the public-land laws.* Commencing at 10:00 a. m. on July 15, 1948, any of the lands remaining unappropriated shall become subject to such application, petition, location, or selection by the public generally as may be authorized by the public-land laws.

(d) *Twenty-day advance period for simultaneous non-preference-right filings.* Applications by the general public may be presented during the 20-day period from June 25, 1948, to July 15, 1948, inclusive, and all such applications, together with those presented at 10:00 a. m. on July 15, 1948 shall be treated as simultaneously filed.

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

Applications for these lands, which shall be filed in Bureau of Land Management, Washington 25, D. C., shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circular No. 324, May 22, 1914, 43 L. D. 254) and Part 296 of that title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Parts 166 to 170, inclusive, of Title 43 of the Code of Federal Regulations and application under the small tract act of June 1, 1938, shall be governed by the regulations contained in Part 257 of that title.

Inquiries concerning these lands shall be addressed to the Director, Bureau of Land Management, Washington 25, D. C.

The lands affected by this notice are described as follows:

GRANT COUNTY

5TH PRINCIPAL MERIDIAN

T. 129 N., R. 42 W.,
Sec. 8 Lots 8, 9, 10, 11, 12, 13.

The areas described aggregated 115.31 acres.

The above mentioned plat, based upon the plat approved January 13, 1862, shows the designation and area for fractional sec. 8 which was not shown upon the original plat.

The land is moderately rolling, has a dark loam soil, and supports a scattered growth of mixed hardwoods and other native vegetation.

FRED W. JOHNSON,
Director.

[F. R. Doc. 48-1449; Filed, Feb. 18, 1948; 8:45 a. m.]

CIVIL AERONAUTICS BOARD

[Docket No. 1956]

MID-CONTINENT AIRLINES, INC., ALTERNATE KANSAS CITY-NEW ORLEANS ROUTE

NOTICE OF POSTPONEMENT OF HEARING

In the matter of the application of Mid-Continent Airlines, Inc., pursuant to section 401 (h) of the Civil Aeronautics Act of 1938, as amended, for authorization as a part of route No. 26 of an alternate route between Kansas City, Mo., and New Orleans, La., via Springfield, Mo., Little Rock and El Dorado, Ark., and Baton Rouge, La.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 401 and 1001 thereof, that the hearing in the above-entitled proceeding now assigned to be held on February 19, 1948, at 10:00 o'clock a. m. (eastern standard time) in Room E-131, Wing C, Temporary Building 5, below Constitution Ave., between 15th and 17th Sts. NW., Washington, D. C., before Examiner F. A. Law, Jr., is postponed to March 8, 1948, at the same time and place. The original notice of hearing herein dated February 5, 1948, is hereby referred to and made a part hereof.

Dated at Washington, D. C., February 16, 1948.

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,
Secretary.

[F. R. Doc. 48-1486; Filed, Feb. 18, 1948; 8:53 a. m.]

FEDERAL FARM MORTGAGE CORPORATION

[Surplus Property Transfer Order 10]

APALACHICOLA NATIONAL FOREST

TRANSFER OF JURISDICTION OF SURPLUS LANDS

Transferring jurisdiction of surplus lands within the Apalachicola National Forest, Florida, to the Forest Service pursuant to the provisions of the Surplus Property Act of 1944 (58 Stat. 765), as amended.

Whereas, the following described lands owned by the United States of America and situated in Leon County, Florida, within the Apalachicola National Forest have been declared surplus pursuant to the provisions of the Surplus Property Act of 1944 (58 Stat. 765), as amended:

TALLAHASSEE MERIDIAN

T. 1 S., R. 1 W.

Sec. 7, NE $\frac{1}{4}$ NW $\frac{1}{4}$.

Sec. 8, NW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, and that part of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$, containing 10 acres, more or less, lying and being West of the West Shore line of Bradford and Bennett Lakes and the stream connecting these two Lakes;

Sec. 18, W $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, and NW $\frac{1}{4}$ SE $\frac{1}{4}$.

T. 1 S., R. 2 W.

Secs. 23 and 26, All that tract or parcel of land lying and being in Sections 23 and 26 more particularly described as follows: Beginning at the Southwest corner of Section 23; thence North 0°33' West 20.11 chains to the Northwest corner of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 23; thence North 1.94 chains; thence South 86°13' East 4.25 chains; thence North 20°42' East 7.30 chains to the corner of a fence; thence along the fence North 12°7' East 7.12 chains, North 23°33' East 7.70 chains, North 73°53' East 3.54 chains, South 72°27' East 3.23 chains, South 0°49' West 7.57 chains, South 14°40' West 3.40 chains to a fence post; thence leaving the fence South 53°37' East 2.56 chains; thence South 24°27' East 19.92 chains to a fence post; thence South 24°26' East 0.24 chains to a fence post on the line between Sections 23 and 26; thence into Section 26 South 16°37' East 0.70 chains; thence South 68°45' West 14.41 chains; thence North 86°28' West 5.63 chains; thence North 82°12' West 17.92 chains to a point on the West line of Section 26; thence along the West line of said Section 26 North 0°9' West 3.63 chains to the beginning; containing 101.63 acres, more or less.

Containing in all 489.82 acres, more or less. The lands hereby transferred are subject to: Existing easements for public roads and highways, public utilities, railroads, and pipe lines.

Whereas, the Forest Service is desirous of acquiring administrative control and jurisdiction over the above described lands for administration as a part of the Apalachicola National Forest and the acquisition has been approved by the National Forest Reservation Commission; and

Whereas, the Forest Service has caused the sum of \$3,700, which is the fair value of the lands, to be covered into the Treasury of the United States for deposit to the credit of the Federal Farm Mortgage Corporation from funds appropriated by the Congress for the acquisition of lands under the provisions of the Act of March 1, 1911 (36 Stat. 961) as amended;

Now, therefore, the Federal Farm Mortgage Corporation, pursuant to the authority vested in it in the disposal of surplus agricultural or forest property, by virtue of delegations of authority issued pursuant to the provisions of the aforementioned act of 1944, does hereby transfer the aforesaid lands to the Forest Service as of this date.

In witness whereof, the Federal Farm Mortgage Corporation has, on this 3d day of February, 1948, caused these presents to be duly executed for and in its

name and behalf and the seal of the said corporation to be hereunto affixed.

[SEAL] FEDERAL FARM MORTGAGE
CORPORATION,
[SEAL] By B. S. BURCH,
Vice President.

Attest:

W O. MCGIBONY,
Assistant Secretary.

[F. R. Doc. 48-1488; Filed, Feb. 18, 1948;
8:53 a. m.]

FEDERAL POWER COMMISSION

[Docket No. G-992]

ALLEGANY GAS CO. AND CRYSTAL CITY GAS
Co.

NOTICE OF APPLICATION

FEBRUARY 13, 1948.

Notice is hereby given that on January 28, 1948, Allegany Gas Company (Allegany), a Pennsylvania corporation having its principal place of business at Port Allegany, Pennsylvania, and Crystal City Gas Company (Crystal City) a New York corporation having its principal place of business at Corning, New York, filed an application (a) for a certificate of public convenience and necessity authorizing Crystal City to acquire and operate certain facilities hereinafter described, and (b) for approval of abandonment by Allegany Gas of a certain portion of its facilities, also hereinafter described, both pursuant to section 7 of the Natural Gas Act, as amended.

Allegany Gas seeks approval to abandon and Crystal City seeks authorization to acquire and operate, all of the transmission and distribution facilities located in the State of New York presently owned by Allegany Gas, more particularly described as follows:

- (1) Gas transmission lines.
 - (a) Approximately 5,130 feet of 2-inch gas mains located in the town of Caton;
 - (b) Approximately 718 feet of 2-inch gas mains located in the town of Corning;
 - (c) Approximately 2,800 feet of 2-inch gas mains located in the town of Southport;
 - (d) Approximately 532 feet of 2-inch gas mains located in the village of South Corning;
 - (e) Approximately 34,244 feet of 4½-inch O. D. gas main located in the town of Tuscarora;
 - (f) Approximately 6,304 feet of 4½-inch O. D. gas mains located in the village of Addison;
 - (g) Approximately 30,364 feet of 8-inch gas main located in the town of Caton;
 - (h) Approximately 3,257 feet of 8-inch gas mains located in the village of South Corning;
 - (i) Approximately 280 feet of 8-inch gas mains located in the City of Corning;
 - (j) Approximately 15,188 feet of 8-inch gas mains located in the town of Corning;
 - (k) Approximately 33,990 feet of 12-inch gas mains located in the town of Caton;
 - (l) Approximately 2,904 feet of 12-inch gas mains located in the town of Lindley;

(m) Approximately 50,697 feet of 12-inch gas mains located in the town of Southport;

(n) Approximately 100 feet of 12-inch gas mains located in the city of Elmira;

(2) Approximately 32,058 feet of natural-gas distribution lines varying in size from 1 to 4 inches.

(3) Approximately 350 meters, 326 services and 34 house regulators.

(4) Rights of way and lots on which meter and regulator stations are located.

(5) A meter and regulator building near the village limits of the village of Addison.

(6) A regulator house and meters at the Whiskey Creek Station.

(7) A regulator and meter house and other connected property located near the city of Elmira.

The application states that Crystal City is a wholly-owned subsidiary of Pennsylvania Gas & Electric Corporation, that Allegany Gas is a wholly-owned subsidiary of North Penn Gas Company and that North Penn Gas Company is also a wholly-owned subsidiary of Pennsylvania Gas & Electric Corporation.

The application further recites that Allegany Gas (1) is the holder of a certificate of public convenience and necessity issued by the Federal Power Commission at Docket No. G-333; (2) produces and purchases natural gas in Pennsylvania and New York; (3) purchases natural gas from New York State Natural Gas Corporation, at Lawrenceville, Pennsylvania, (4) sells natural gas at retail in Pennsylvania and also at wholesale to its parent company, North Penn Gas Company (5) transports natural gas from Pennsylvania and sells it at wholesale to Addison Gas and Power Company, an affiliate, for resale in Addison and Tuscarora, New York, to Crystal City, an affiliate, for resale in Corning, New York, and vicinity to the Southport Gas Company for resale in Southport, New York, and to the New York State Electric & Gas Corporation for resale in Elmira, New York, and vicinity (6) gathers natural gas produced in New York State and transports part of such gas to Pennsylvania for storage, and (7) sells natural gas at retail in the State of New York.

The application further states that the service proposed to be rendered by Crystal City is (1) the supply of natural gas at wholesale to New York State Electric & Gas Corporation for resale in Elmira, New York, and to Southport Gas Company for resale to approximately 140 customers in Southport, New York; (2) the supply of natural gas at retail to customers in Caton Center, South Corning, and other retail customers scattered along the gas transmission lines of Allegany Gas which Crystal City proposes to acquire; (3) to supply Addison and Tuscarora, New York, with gas through the facilities of the Addison Gas and Power Company which Crystal City proposes to acquire by consolidation of the two companies. It is further stated that Crystal City does not propose to render service to any community not presently being served with natural gas, but that it does propose to serve isolated customers along the Allegany Gas transmission lines in New York State, to the ex-

tent required by the laws of the State of New York.

With respect to the matter of supply, the application recites that Crystal City proposes to purchase from New York State Natural Gas Corporation a supply of gas for a term of 16 years to be delivered at Lawrenceville metering station and Palmer metering station in Tioga County, Pennsylvania. Crystal City also proposes to acquire any natural gas produced locally in the vicinity of its lines, particularly gas gathered locally by Allegany Gas in the vicinity of the compressor station owned by New York Natural Gas Corporation in Tuscarora, New York. It is contemplated that during certain seasons of the year, Crystal City will from time to time have a supply of gas in excess of its estimated requirements and that such surplus gas will be delivered to Allegany Gas and North Penn Gas Company at the Palmer Metering Station in Tioga County, Pennsylvania, to be stored for the account of Crystal City and thereafter redelivered to Crystal City as required by it. It is stated that the purchase contract with New York State Natural Gas Corporation will be in substantially the same form as the present contract between that company, North Penn Gas Company and Allegany Gas now on file with the Federal Power Commission.

Any interested State commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Rule 37 of the Commission's rules of practice and procedure (18 CFR 1.37) and, if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with reasons for such request.

The application of Allegany Gas Company and Crystal City Gas Company is on file with the Commission and is open to public inspection. Any person desiring to be heard or to make any protest with reference to the application shall file with the Federal Power Commission, Washington 25, D. C., not later than 15 days from the date of publication of this notice in the FEDERAL REGISTER, a petition to intervene or protest. Such petition or protest shall conform to the requirements of Rules 8 and 10, whichever is applicable, of the rules of practice and procedure (as amended on June 16, 1947) (18 CFR 1.8 and 1.10)

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 48-1469; Filed, Feb. 18, 1948;
8:48 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 7-1031]

GULF STATES UTILITIES Co.

NOTICE OF APPLICATION FOR UNLISTED TRADING PRIVILEGES, AND OF OPPORTUNITY FOR HEARING

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

office in the city of Washington, D. C., on the 13th day of February A. D. 1948.

In the matter of application by the Boston Stock Exchange for unlisted trading privileges in Gulf States Utilities Company, common stock, no par value, File No. 7-1031.

The Boston Stock Exchange, pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1 thereunder, has made application for unlisted trading privileges in the common stock, no par value, of Gulf States Utilities Company, a security listed and registered on the New York Stock Exchange. Rule X-12F-1 provides that the applicant shall furnish a copy of the application to the issuer and to every exchange on which the security is listed or already admitted to unlisted trading privileges. The application is available for public inspection at the Commission's principal office in Washington, D. C.

Notice is hereby given that, upon request of any interested person received prior to March 4, 1948, the Commission will set this matter down for hearing. In addition, any interested person may submit his views or any additional facts bearing on this application by means of a letter addressed to the Secretary of the Securities and Exchange Commission, Washington, D. C. If no one requests a hearing on this matter, this application will be determined by order of the Commission on the basis of the facts stated in the application, and other information contained in the official file of the Commission pertaining to this matter.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-1452; Filed, Feb. 18, 1948; 8:46 a. m.]

[File No. 7-1037]

BLAIR HOLDINGS CORP.

ORDER DETERMINING CAPITAL STOCKS TO BE EQUIVALENT IN VALUE

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 13th day of February A. D. 1948.

The San Francisco Stock Exchange has made application under Rule X-12F-2 (b) for a determination that the capital stock, \$1.00 par value, of Blair Holdings Corporation is substantially equivalent to the capital stock, \$1.00 par value, of the same company under its former name, Blair & Co., Inc., which has heretofore been admitted to unlisted trading privileges on the applicant exchange.

The Commission having duly considered the matter, and having due regard for the public interest and the protection of investors;

It is ordered, Pursuant to sections 12 (f) and 23 (a) of the Securities Exchange Act of 1934 and Rule X-12F-2 (b) thereunder, that the capital stock, \$1.00 par value, of Blair Holdings Corporation is hereby determined to be substantially equivalent to the capital stock, \$1.00 par value, of the same company under its former name, Blair & Co., Inc., heretofore

admitted to unlisted trading privileges on the applicant exchange.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-1451; Filed, Feb. 18, 1948; 8:46 a. m.]

[File No. 54-130]

INTERSTATE POWER CO. AND OGDEN CORP.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 12th day of February A. D. 1948.

The Commission entered an order on December 24, 1947 (Holding Company Act Release No. 7955) approving a plan ("alternate plan") for the reorganization of Interstate Power Company ("Interstate") a registered holding company, providing, among other things, for the following transactions:

- (a) The issue and sale by Interstate of \$20,000,000 principal amount of First Mortgage Bonds, ---% Series, due 1978;
- (b) The issue and sale by Interstate of \$5,000,000 principal amount of ---% Sinking Fund Debentures due 1968; and
- (c) The sale by Interstate of so many shares of its new common stock, not exceeding 1,500,000 shares, as may be required to provide Interstate with \$3,635,500 (or if said amount of \$3,635,500 shall not be exactly divisible by the net price per share, then the least greater amount that shall be exactly so divisible).

The District Court of the United States for the District of Delaware entered an order on January 27, 1948 approving said plan, subject to the terms and conditions of the Commission's order of December 24, 1947.

The Commission's order of December 24, 1947 contained, among other things, a reservation of jurisdiction to consider and determine the following matter, among others:

- (b) The prices and spreads pertaining to the proposed sale of new First Mortgage Bonds, new debentures, and shares of new common stock.

Interstate has filed with the Commission, as an amendment to its alternate plan, a declaration relating to the said sale of new first mortgage bonds, new debentures, and shares of new common stock. All interested persons are referred to said declaration which is on file in the offices of this Commission for a statement of the transactions therein proposed, which are summarized as follows:

The company expects to enter into an agreement with Smith, Barney & Co. as underwriters for the proposed sale of said bonds, debentures, and common stock on or about February 24, 1948, and expects to file with the Commission its price amendment embodying the terms of such sales on or before February 25, 1948. Interstate will undertake, on the day the agreement for the sales of said securities is executed, to make public the prices and related terms of said sales, to supply said information by telegraph to

all persons who have heretofore applied for or who have been granted participation in these proceedings, and to supply said information by telegraph to any security holder of Interstate who, prior to February 24, 1948, requests the company that he be so notified. Such requests should be addressed to Clement F. Springer, c/o Winthrop, Stimson, Putnam & Roberts, 32 Liberty Street, New York 5, New York. Interstate reserves the right to change, by letter or telegram to the Commission, the above mentioned time schedule relating to execution of the agreement for sales of the bonds, debentures, and common stock and to the filing of its price amendment but, on the basis of said time schedule, the company requests that the price and spread hearing be set for 10:00 a. m., e. s. t., on February 25, 1948, and further requests that the Commission issue its order permitting said declaration, as amended, to become effective on or before 5:00 p. m., e. s. t., February 25, 1948.

Notice is therefore given and *It is hereby ordered*, That a hearing on such matters, under the applicable provisions of the act, and of the rules of the Commission, be held on February 25, 1948, at 10:00 a. m., e. s. t., at the offices of the Securities and Exchange Commission, 425 2d St., NW., Washington, D. C. On such date the hearing room clerk in Room 101 will advise as to the room in which such hearing will be held. All persons desiring to be heard or otherwise wishing to participate in the proceedings should notify the Commission in the manner prescribed by Rule XVII of the rules of practice on or before February 24, 1948. In the event that Interstate notifies the Commission that it has elected to postpone the execution of an agreement for the proposed sale of said securities, telegraphic notice concerning the date of any reconvened hearing in which approval of the terms of any such sales may be requested will be given by the hearing officer to all persons who have previously appeared in these proceedings and to any other persons who request the hearing officer that they be so advised.

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

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

1. Whether the prices to be paid for Interstate's new bonds, debentures, and common stock, the underwriter's spreads or compensations, and the fees and expenses in connection therewith, are reasonable, and, generally, whether competitive conditions have been maintained

NOTICES

by Interstate in its negotiations for the sales of said three securities.

2. Whether, in light of the Commission's supplemental findings and opinion and order of December 24, 1947, approving the alternate plan, the issuance and sale of shares of Interstate's new common stock at the price proposed to be paid to Interstate would effectuate a plan which would be fair and equitable to the persons affected thereby, and whether such issuance and sale should be approved.

3. What conditions, if any, should be imposed in the public interest or for the protection of investors or consumers.

It is further ordered, That notice of said hearing be given to Interstate, to Ogden Corporation, to all persons who have heretofore applied for or who have been granted participation in the proceedings, and to all other persons, such notice to be given to Interstate, to Ogden Corporation, and to all other persons who have heretofore applied for or who have been granted participation in the proceedings by registered mail, and to all other persons by publication of this notice and order in the FEDERAL REGISTER, by release to the press of this notice and order, and by mailing a copy of this notice and order to all persons on the Commission's mailing list for releases under the Public Utility Holding Company Act of 1935.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-1450; Filed, Feb. 18, 1948;
8:45 a. m.]

[File No. 70-1465]

REPUBLIC SERVICE CORP. AND PENNSYLVANIA POWER & LIGHT CO.

SUPPLEMENTAL ORDER AUTHORIZING SALE AND TRANSFER OF COMMON STOCK

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 13th day of February A. D. 1948,

The Commission on September 29, 1947, having issued its findings, opinion and order approving, among other things, the sale by Republic Service Corporation ("Republic") of all the outstanding securities of two public utility companies and one non-utility company, namely, The Mauch Chunk Heat, Power and Electric Light Company, Renovo Edison Light, Heat and Power Company and Renovo Heating Company to Pennsylvania Power and Light Company ("Pennsylvania") for the base consideration of \$674,590 to be paid in shares of Pennsylvania common stock, and accordingly Republic having acquired 34,156 shares of Pennsylvania's common stock; and

The Commission having conditioned its order with respect to the acquisition by Republic of the said Pennsylvania common stock as follows: "That Republic shall divest itself of all the shares of Pennsylvania's common stock, which it acquires as a result of this transaction,

within six months from the date of acquisition"; and

Republic having advised the Commission that it has entered into a contract to sell 5,000 shares of the common stock of Pennsylvania, and having requested that the Commission enter an appropriate order to conform to the requirements of sections 371 and 1808 of the Internal Revenue Code, as amended; and

The Commission deeming the sale of the common stock of Pennsylvania by Republic to be a step in compliance with the above-mentioned order and necessary or appropriate to effectuate the provisions of section 11 (b) of the act and deeming it appropriate to grant the request of Republic as to suggested recitals;

It is hereby ordered and recited, That the sale and transfer by Republic of 5,000 shares of the 34,156 shares of common stock of Pennsylvania, are necessary or appropriate to the integration or simplification of the holding company system of which Republic is a member and are necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-1453; Filed, Feb. 18, 1948;
8:46 a. m.]

[File No. 70-1685]

SUSQUEHANNA UTILITIES CO.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE AND GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 12th day of February 1948.

Susquehanna Utilities Company ("Susquehanna") a registered holding company, having filed an application-declaration, as amended, pursuant to sections 5 (d), 12 (c) and 12 (d) of the Public Utility Holding Company Act of 1935 ("act") and Rules U-43, U-44, and U-46 promulgated thereunder with respect to the following transactions:

Susquehanna will dissolve and, in connection therewith, will distribute to Philadelphia Electric Company (as the holder of all the outstanding common stock of Susquehanna) all the outstanding capital stock of Southern Pennsylvania Power Company, all the outstanding capital stock of Conowingo Power Company, which stocks are now held by Susquehanna, and all of Susquehanna's cash assets. Philadelphia Electric Company will transmit to Susquehanna all the latter's capital stock and will cancel (1) a 6% demand note of Susquehanna in the principal amount of \$433,000 and unpaid interest thereon, and (2) non-interest bearing open account advances to Susquehanna in the aggregate sum of \$500,000.

Such application-declaration, as amended, having been duly filed, and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to

said act and the Commission not having received a request for hearing with respect to said application-declaration, as amended, within the period specified in said notice or otherwise, and not having ordered a hearing thereon; and

The Commission finding with respect to the application-declaration, as amended, that the requirements of the applicable provisions of the act and rules promulgated thereunder are satisfied, that no adverse findings are necessary thereunder, and also finding that, upon consummation of the proposed transactions, Susquehanna will cease to be a holding company and that its registration as a holding company should thereupon cease to be in effect, and deeming it appropriate in the public interest and in the interests of investors and consumers that the said application-declaration, as amended, be granted and permitted to become effective, and finding that it is not necessary to impose any terms or conditions for the protection of investors in connection with the termination of the registration of applicant-declarant as a holding company, and further deeming it appropriate to grant the request of applicant-declarant that the order become effective so as to permit consummation of the proposed transactions at the earliest date possible:

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

It is further ordered and declared, That, upon consummation of the proposed transactions and the filing of the certificate of notification required by Rule U-24, Susquehanna Utilities Company shall cease to be a holding company and the registration of Susquehanna Utilities Company as a holding company shall from the date of the filing of such certificate of notification cease to be effective.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-1458; Filed, Feb. 18, 1948;
8:47 a. m.]

[File No. 70-1687]

TOLEDO EDISON CO.

ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C. on the 12th day of February A. D. 1948.

The Toledo Edison Company, a public utility subsidiary of Cities Service Company, a registered holding company, having filed an application, and amendments thereto, pursuant to section 6 (b) of the Public Utility Holding Company Act of 1935, requesting an exemption from the provisions of section 6 (a) thereof, regarding the issuance and sale of \$6,200,000 principal amount of its unsecured notes pursuant to a credit agreement

between The Toledo Edison Company and The Chase National Bank of New York, The Toledo Trust Company, The National City Bank of Cleveland, The Commerce National Bank of Toledo, and the Ohio Citizens Trust Company, said notes to mature on December 31, 1950, and to bear interest at the rate of the greater of 2% per annum or $\frac{1}{2}$ of 1% above the discount rate of the New York Federal Reserve Bank concurrently in effect for commercial paper, but in no event to exceed 2 $\frac{1}{2}$ % per annum with the right to renew said notes at maturity for an additional year ending December 31, 1951 at an interest rate of the greater of 2 $\frac{1}{2}$ % per annum or $\frac{1}{2}$ of 1% per annum above the discount rate of the New York Federal Reserve Bank concurrently in effect for the discount of commercial paper, but in no event to be greater than 3% per annum; and

A public hearing having been held after appropriate notice and the Commission having examined the record and having made and filed its findings and opinion herein:

It is ordered, That said application, as amended, be, and the same hereby is, granted forthwith, subject, however, to the terms and conditions prescribed in Rule U-24.

By the Commission.

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-1454; Filed, Feb. 18, 1948;
8:46 a. m.]

[File No. 70-1723]

CAPITAL TRANSPORTATION CO.
ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 12th day of February A. D. 1948.

Capital Transportation Company ("Capital") a transportation subsidiary of Arkansas Power & Light Company, an electric utility subsidiary of Electric Power & Light Corporation, a registered holding company subsidiary of Electric Bond and Share Company, also a registered holding company, having filed an application and amendment thereto pursuant to the Public Utility Holding Company Act of 1935 particularly section 6 (b) thereof with respect to the following transactions:

Capital proposes to obtain a bank loan in the principal amount of \$275,000 from the Central Hanover Bank and Trust Company, New York, said loan to be evidenced by any unsecured promissory note payable on or before 9 months from date and bearing interest at the rate of 3% per annum. The application states that the Company expects to receive a tax refund for the year 1945 in the approximate amount of \$307,000 on or about July 31, 1948, and states that as a result of such tax refund it will then have sufficient funds to repay the proposed loan. Capital further states that the proceeds from the loan will be used to complete its program of conversion from street railway to motor and trolley coach operation.

Capital requests that the Commission's order herein be issued as promptly as may be practicable, and that it may be effective forthwith upon the issuance thereof.

The application having been filed on January 19, 1948, and an amendment thereto having been filed on January 23, 1948, and notice of said filing having been given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act and the Commission not having received a request for hearing with respect to said application, as amended, within the period specified or otherwise, and not having ordered a hearing thereon; and

The Commission finding that Capital is entitled to an exemption from the provisions of section 6 (a) and 7 of the act pursuant to the provisions of section 6 (b) thereof, by reason of the fact that the issue and sale of the proposed notes are solely for the purpose of financing the business of a non-utility subsidiary of a registered holding company; it appearing to the Commission, on the basis of Capital's representation that it will obtain a tax refund on or about July 31, 1948, in sufficient amount to repay the proposed loan, that there is such reasonable probability for the repayment of the bank loan as to warrant exemption of the proposed issuance without the imposition of terms and conditions, as hereinafter provided; and the Commission, therefore, under all the circumstances of this case, deeming it appropriate to grant said application, as amended, without the imposition of terms and conditions, and also deeming it appropriate to grant applicant's request that the order herein be issued as promptly as may be practicable and that it be effective forthwith upon its issuance:

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

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-1455; Filed, Feb. 18, 1948;
8:46 a. m.]

[File No. 70-1730]

UNION PRODUCING CO.
NOTICE OF FILING

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 12th day of February A. D. 1948.

Notice is hereby given that Union Producing Company ("Union") a wholly owned non-utility subsidiary of United Gas Corporation, a gas utility subsidiary of Electric Power & Light Corporation, a registered holding company subsidiary of Electric Bond and Share Company, also a registered holding company, has filed an application-declaration pursuant to the Public Utility Holding Company Act of 1935. Applicant-declarant has designated sections 9 (a) and 10 of the

act as applicable to the proposed transaction.

Notice is further given that any interested person may, not later than February 20, 1948 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 application-declaration which he desires to controvert, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed, Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time after February 20, 1948, at 5:30 p. m., e. s. t., said application-declaration, as filed or as amended, may be granted or permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under the act, or the Commission may exempt such transactions as provided in Rule U-20 (a) and Rule U-100 thereof.

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

Union, as lessee, is the owner of an oil, gas, and mineral lease granted by Jumonville Pipe and Machinery Company, Inc. ("Jumonville") as lessor, on June 10, 1947, covering various lands in the Parishes of Iberville and Ascension, in the State of Louisiana. In this connection a disagreement between Union and Jumonville has arisen concerning the amounts that must be paid by Union to maintain such lease in effect without drilling operations.

Union proposes to loan \$25,000 to Jumonville. Such loan will be evidenced by a 6% mortgage note dated as of the date of delivery; will mature consecutively in three equal annual installments; and will be secured by a mortgage on real property owned by Jumonville and with respect to which real property Union presently holds substantial leasehold right under the lease described above. In addition, as a part of the proposed transaction, the disagreement with respect to the amounts payable by Union to Jumonville under the lease dated June 10, 1947, will be resolved in Union's favor.

Union requests that the Commission's order herein be issued as promptly as may be practicable and that it be effective forthwith upon the issuance thereof by the Commission.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-1456; Filed, Feb. 18, 1948;
8:47 a. m.]

[File No. 70-1737]

WEST PENN POWER CO. AND WEST PENN
ELECTRIC CO.

NOTICE OF FILING AND NOTICE AND ORDER FOR
HEARING

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

office in the city of Washington, D. C., on the 13th day of February A. D. 1948.

Notice is hereby given that The West Penn Electric Company ("West Penn Electric") a registered holding company, and West Penn Power Company ("West Penn Power") a direct subsidiary of West Penn Electric, have filed a joint application-declaration with this Commission pursuant to the Public Utility Holding Company Act of 1935. All interested persons are referred to said document which is on file in the offices of the Commission for a statement of the transactions therein proposed which may be summarized as follows:

West Penn Power proposes to issue and sell, pursuant to the competitive bidding requirements of Rule U-50, \$12,000,000 principal amount of first mortgage bonds and 50,000 shares of preferred stock, par value \$100 per share. The price and interest rate of the bonds and price and dividend rate of preferred stock are to be determined at competitive bidding. The bonds are to be dated March 1, 1916 (it being alleged that this is a requirement of the trust indenture pursuant to which the bonds are being issued) and are to mature on March 1, 1978, interest thereon accruing from March 1, 1948, and to be payable thereafter semi-annually on March 1 and September 1. The preferred stock dividends are to be cumulative from March 1, 1948, payable on the 15th day of January, April, July, and October. The filing indicates that the sale of the bonds and the preferred stock are not interdependent, either or both being subject to sale without the sale of the other.

West Penn Power also proposes to issue and sell additional shares of its common stock, without nominal or par value. The number of these new shares and the price at which such shares may be subscribed for has not yet been determined by the company, the filing indicating, however, that the aggregate cash to be generated by the new common stock is to be approximately \$2,500,000.

The presently outstanding common stock of West Penn Power, aggregating 2,935,000 shares, is owned as follows: 1,909,000 shares by West Penn Electric; 866,000 shares by West Penn Railways Company, a direct subsidiary of West Penn Electric; and 160,000 shares by the public. The holders of this stock have preemptive rights to purchase their aliquot part of all new issues of said stock. The public, accordingly, is entitled to purchase 5.451% of the new issue. West Penn Railways Company proposes to waive its right to acquire new shares, and West Penn Electric proposes to purchase all of the new shares except those subscribed for by the public stockholders at the subscription price thereof.

The net proceeds from the sale of these securities by West Penn Power are to be used for the payment of outstanding bank loans of West Penn Power in the amount of \$4,000,000 and the balance for the construction of extensions, additions, and improvements to the properties of the company.

The filing has designated sections 6, 7, 9, 10, and 12 (f) of the act and Rules U-43

and U-50 as being applicable to the proposed transactions.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to said matters and that the joint application-declaration should not be granted or permitted to become effective except pursuant to further order of this Commission;

It is ordered, That a hearing on said matters, under the applicable sections of the act and rules and regulations promulgated thereunder, be held at 10:00 a. m., e. s. t., on the 26th of February 1948 in the offices of the Securities and Exchange Commission, 425 Second St. NW., Washington 25, D. C. On such date the hearing room clerk in Room 101 will advise as to the room in which such hearing will be held. Any person desiring to be heard or otherwise wishing to participate in these proceedings shall file with the Secretary of the Commission on or before February 23, 1948, his request or application therefor as provided by Rule XVII of the Commission's rules of practice.

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

The Public Utilities Division of the Commission having advised the Commission that it has made a preliminary examination of the joint application-declaration, upon the basis thereof the following matters and questions are presented for consideration by the Commission, without prejudice as to presentation of additional matters and questions upon further examination:

1. Whether the securities proposed to be issued and sold by West Penn Power are reasonably adapted to the earning power of West Penn Power and to the security structure of West Penn Power and other companies in the same holding company system and whether financing by the issue and sale of such securities, in the respective amounts proposed, is necessary or appropriate to the economical and efficient operation of the business in which West Penn Power is engaged;

2. Whether the fees, commissions, and other remunerations to be paid in connection with the proposed transactions are for necessary services and are reasonable in amount;

3. Whether the accounting entries proposed to be recorded in connection with the proposed transactions are proper, conform to sound accounting principles, and meet the standards of the act and rules and regulations thereunder;

4. Whether the terms and provisions of the new bonds, new preferred stock and new common stock, to be issued and sold by West Penn Power, meet the applicable standards of the act and are not

otherwise detrimental to the public interest or the interests of investors and consumers;

5. Whether the proposed use by West Penn Power of the proceeds from the proposed sale of its securities is appropriate and in conformity with the requirements of the act and rules and regulations thereunder;

6. Generally, whether the proposed transactions are in all respects in the public interest and in the interest of investors and consumers and consistent with all applicable requirements of the act and the rules and regulations thereunder and, if not, what modifications or terms and conditions should be required or imposed to meet such requirements.

It is further ordered, That notice of said hearing is hereby given to West Penn Electric, West Penn Railways Company, West Penn Power, and all interested persons, said notice to be given to West Penn Electric, West Penn Railways Company, and West Penn Power by registered mail and to all other persons by publication of this notice and order in the FEDERAL REGISTER and by a general release of the Commission distributed to the press and mailed to the persons on the mailing list of the Commission for releases under the Public Utility Holding Company Act of 1935.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-1457; Filed, Feb. 18, 1948;
8:47 a. m.]

[File No. 70-1738]

COLUMBIA GAS & ELECTRIC CORP.

NOTICE OF FILING AND NOTICE OF AND
ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 12th day of February 1948.

Notice is hereby given that a declaration has been filed with this Commission, pursuant to the Public Utility Holding Company Act of 1935, by Columbia Gas & Electric Corporation ("Columbia"), a registered holding company. Declarant has designated section 7 of the act and Rule U-50 promulgated thereunder as applicable to the proposed transaction.

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

Columbia proposes to issue and sell, pursuant to the competitive bidding requirements of Rule U-50, \$45,000,000 principal amount of Debentures due 1973 to be issued under an indenture to be dated as of March 1, 1948. Declarant states that the proceeds to be derived from the sale of the new Debentures will be used to finance the 1948 construction program of its wholly-owned subsidiary companies and for other corporate needs of its subsidiaries. Declarant further states that the subsidiary companies are engaged in a major construction pro-

gram and in connection therewith propose to spend in 1948 approximately \$43,000,000.

It appearing to the Commission that it is appropriate in the public interest and in the interests of investors and consumers that a hearing be held with respect to said declaration and that said declaration shall not be permitted to become effective except pursuant to further order of the Commission:

It is ordered, Pursuant to the applicable sections of the act, that a hearing on said declaration be held on March 2, 1948, at 10:00 a. m., e. s. t., at the offices of the Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. On such date the hearing room clerk in Room 101 will advise as to the room in which such hearing will be held.

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

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

(1) Whether the proposed new Debentures are reasonably adapted to the earning power and the security structure of Columbia and are necessary and appropriate to the economical and efficient operation of the business or businesses in which Columbia is presently engaged;

(2) Whether the fees, commissions, or other remuneration to be paid in connection with the issue, sale or distribution of said securities are reasonable;

(3) Whether the terms and conditions of the issue of said securities are detrimental to the public interest or the interests of investors or consumers;

(4) Generally, whether the proposed transactions comply with the applicable provisions of the act and the rules, regulations and orders promulgated thereunder;

It is further ordered, That at said hearing evidence shall be adduced with respect to the foregoing matters and questions.

It is further ordered, That any person desiring to be heard in connection with this proceeding or proposing to intervene herein shall file with the Secretary of the Commission on or before February 27, 1948, his request or application therefor as provided by Rule XVII of the rules of practice of the Commission.

It is further ordered, That the Secretary of the Commission shall serve notice of the aforesaid hearing by mailing a copy of this order by registered mail to Columbia Gas & Electric Corporation, and that notice of said hearing shall be given to all other persons by general release of this Commission which shall be distributed to the press and mailed to the mailing list for releases issued under

the Public Utility Holding Company Act of 1935; and that further notice be given to all persons by publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 48-1459; Filed, Feb. 18, 1948;
8:47 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

Authority: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9783, Oct. 14, 1946, 11 F. R. 11931.

[Vesting Order 10530]

OTTO PAMPEL AND KARL HANNIG

In re: Bonds owned by Otto Pampel and Karl Hannig. F-28-2976-D-1, F-28-9992-D-1.

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

1. That Otto Pampel, whose last known address is Schiesobahn St. 5, Roetock I-M, Germany, and Karl Hannig, whose last known address is Maroustrasse 52, Stuttgart, Wuerttemberg, Germany, are resident of Germany and nationals of a designated enemy country (Germany),

2. That the property described as follows: Those certain obligations, matured or unmatured, of Forman Realty Corporation, 3172 Sheridan Road, Chicago, Illinois, evidenced by two (2) Forman Realty Trust 15-year collateral trust income registered gold bonds, due January 1, 1946, each of \$1000 face value, bearing numbers 5782 and 5783, and one (1) Forman Realty Trust 15-year collateral trust income registered gold bond, due January 1, 1946, of \$500 face value, bearing number 1638, all registered in the name of Otto Pampel, together with any and all accruals to the aforesaid obligations and any and all rights in, to and under the aforesaid bonds, including particularly but not limited to all rights of exchange thereof for Forman Realty Corporation 15-year 4% debentures, due 1960 (or the proceeds of redemption thereof) and shares of common stock of Forman Realty Corporation,

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

3. That the property described as follows: Those certain obligations, matured or unmatured, of Forman Realty Corporation, 3172 Sheridan Road, Chicago, Illinois, evidenced by six (6) Forman Realty Trust 15-year collateral trust income registered gold bonds, due January 1, 1946, each of \$100 face value, bearing numbers 2421/3 and 2671/3, registered in the name of Karl Hannig, together with any and all accruals to the aforesaid

obligations and any and all rights in, to, and under the aforesaid bonds, including particularly but not limited to all rights of exchange thereof for Forman Realty Corporation 15-year 4% debentures, due 1960 (or the proceeds of redemption thereof) and shares of common stock of Forman Realty Corporation,

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

and it is hereby determined:

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

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

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

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

Executed at Washington, D. C., on January 29, 1948.

For the Attorney General.

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

[F. R. Doc. 48-1471; Filed, Feb. 18, 1948;
8:49 a. m.]

[Vesting Order 10533]

ANNA RAUCH

In re: Bank account owned by Anna Rauch. F-34-1116-E-1.

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

1. That Anna Rauch, whose last known address is Schwab. Hall/Wuerttemberg, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to Anna Rauch, by The Philadelphia Saving Fund Society, 700 Walnut Street, Philadelphia 6, Pennsylvania, arising out of a savings account, account number 1,931,735, entitled Anna Rauch, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid

NOTICES

national of a designated enemy country (Germany),

and it is hereby determined:

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

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

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

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

Executed at Washington, D. C., on January 29, 1948.

For the Attorney General.

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

[F. R. Doc. 48-1472; Filed, Feb. 18, 1948;
8:49 a. m.]

[Vesting Order 10594]

SANKO KABUSIKI KAISYA

In re: Bank account owned by Sanko Kabusiki Kaisya (formerly C. Itoh & Co., Ltd.) F-39-11-C-3, F-39-11-E-1.

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

1. That Sanko Kabusiki Kaisya (formerly C. Itoh & Co., Ltd.) the last known address of which is Osaka, Japan, is a corporation, partnership, association or other business organization organized under the laws of Japan, and which has or, since the effective date of Executive Order 8389, as amended, has had its principal place of business in Japan and is a national of a designated enemy country (Japan)

2. That the property described as follows: That certain debt or other obligation of The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a clean credit deposit account entitled C. Itoh & Co. Ltd., and any and all rights to demand, enforce and collect the same,

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

and it is hereby determined:

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

national of a designated enemy country (Japan).

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

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

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

Executed at Washington, D. C., on January 29, 1948.

For the Attorney General.

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

[F. R. Doc. 48-1743; Filed, Feb. 18, 1948;
8:49 a. m.]

[Vesting Order 10595]

ANNA SCHINDEL

In re: Bank account owned by Anna Schindel, also known as Anna Schinckel. F-28-3638-E-1.

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

1. That Anna Schinckel, also known as Anna Schinckel, whose last known address is 80 Steindam, Langeloh, Elms-horn, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation of Solano County Bank, P. O. Box 66 Fairfield, California, arising out of a Savings Account, account number 1592, entitled Herman Glashoff and Harvey Elliott, trustees for Anna Schinckel, and any and all rights to demand, enforce and collect the same,

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

and it is hereby determined:

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

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

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

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

Executed at Washington, D. C., on January 29, 1948.

For the Attorney General.

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

[F. R. Doc. 48-1474; Filed, Feb. 18, 1948;
8:49 a. m.]

[Vesting Order 10600]

SOPHIE WELPER

In re: Bank account owned by Sophie Welper. D-28-11241-E-1.

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

1. That Sophie Welper, whose last known address is Rurpursten Str. 168, Berlin W-35, Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That the property described as follows: That certain debt or other obligation of The National City Bank of New York, 1451 Broadway, New York, New York, arising out of a Compound Interest Account, account number 99603, entitled Mrs. Erna Deppe as Atty. in fact for Willy Welper and his wife, Sophie Welper, as nationals of Germany, and any and all rights to demand, enforce and collect the same,

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

and it is hereby determined:

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

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

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

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

Executed at Washington, D. C., on January 29, 1948.

For the Attorney General.

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

[F. R. Doc. 48-1475; Filed, Feb. 18, 1948;
8:49 a. m.]

[Vesting Order 10606]

JOHN BAERNREUTHER

In re: Estate of John Baernreuther, deceased. File No. D-28-10342; E. T. sec. 14725.

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

1. That John (Johann) Baernreuther, Georg Baernreuther, and Kungunde Eisenhut, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of John (Johann) Baernreuther, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany)

3. That the sum of \$456.98 was paid to the Attorney General of the United States by Roy A. Erickson and Lillie M. Wahlberg, as co-executors of the estate of John Baernreuther, deceased;

4. That the sum of \$456.98 was accepted by the Attorney General of the United States on October 8, 1947, pursuant to the Trading With the Enemy Act, as amended;

5. That the said sum of \$456.98 is presently in the possession of the Attorney General of the United States and was property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which was evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany)

and it is hereby determined:

6. That to the extent that the persons named in subparagraph 1 hereof and the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of John (Johann) Baernreuther are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

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

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

This vesting order is issued nunc tunc to confirm the vesting of the said property by acceptance as aforesaid.

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

Executed at Washington, D. C., on February 5, 1948.

For the Attorney General.

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

[F. R. Doc. 48-1476; Filed, Feb. 18, 1948; 8:49 a. m.]

[Vesting Order 10607]

JOHANNA EMILIE KUTSCHERA BAYER

In re: Estate of Johanna Emilie Kutschera Bayer, deceased. File No. D-28-9416; E. T. sec. 12561.

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

1. That Johanna Lutz, Marie Lutz, and Heinrich Lutz, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany)

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

3. That such property is in the process of administration by Emma Hauch, as successor executrix, acting under the judicial supervision of the Probate Court of Franklin County, Ohio;

and it is hereby determined:

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

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

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

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

Executed at Washington, D. C., on February 5, 1948.

For the Attorney General.

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

[F. R. Doc. 48-1477; Filed, Feb. 18, 1948; 8:50 a. m.]

[Vesting Order 10610]

ANNA BURKARD

In re: Estate of Anna Burkard, deceased. File No. D-28-10597; E. T. sec. 14982.

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

1. That Berthold Bachle (Baechle) Konrad Bachle (Baechle) Franz Bachle (Baechle) Josef Bachle (Baechle) Johann Bachle (Baechle) Heinrich Bachle (Baechle) Frau Marie Klausmann, Frau Leopoldine Mager, Frau Theresia Hammer, Frau Martine Willmann, Agatha Bachle (Baechle) and Frau Josephine Schmidt, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany)

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

3. That such property is in the process of administration by John Clark Molloy, administrator c. t. a., acting under the judicial supervision of the Probate Court of Hamilton County, Ohio;

and it is hereby determined:

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

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

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

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

Executed at Washington, D. C., on February 5, 1948.

For the Attorney General.

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

[F. R. Doc. 48-1478; Filed, Feb. 18, 1948; 8:50 a. m.]

[Vesting Order 10612]

PAUL DREXLER

In re: Estate of Paul Drexler, deceased. File D-28-8832; E. T. sec. 10373.

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

1. That Franz Drexler, George Drexler, and Jacob Drexler, whose last known ad-

dress is Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That the heirs of Johann Drexler, names unknown, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany)

3. That all right, title, interest and claim of any kind or character whatsoever of the persons identified in subparagraphs 1 and 2 hereof, and each of them, in and to the Estate of Paul Drexler, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany)

4. That such property is in the process of administration by Marie Dorner, as Administratrix, acting under the judicial supervision of the Probate Court of Cook County, Illinois;

and it is hereby determined:

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

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

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

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

Executed at Washington, D. C., on February 5, 1948.

For the Attorney General.

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

[F. R. Doc. 48-1479; Filed, Feb. 18, 1948;
8:50 a. m.]

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[Vesting Order 10613]

MARTHA FISCHER

In re: Estate of Martha Fischer, deceased. File D-28-11881, E. T. sec. 16075.

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

1. That Heinrich Fischer, whose last known address is Germany, is a resident of Germany, and a national of a designated enemy country (Germany)

2. That all right, title, interest and claim of any kind or character whatsoever of the person named in subparagraph 1 hereof in and to the Estate of Martha Fischer, deceased, is property

payable or deliverable to, or claimed by, the aforesaid national of a designated enemy country (Germany)

3. That such property is in the process of administration by John T. Dempsey, as Administrator de bonis non, acting under the judicial supervision of the Probate Court of Cook County, Illinois;

and it is hereby determined:

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

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

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

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

Executed at Washington, D. C., on February 5, 1948.

For the Attorney General.

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

[F. R. Doc. 48-1480; Filed, Feb. 18, 1948;
8:50 a. m.]

[Vesting Order 10621]

PETRUS KEMPEN

In re: Estate of Petrus Kempen, deceased. File D-49-915; E. T. sec. 16192.

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

1. That Mrs. Anna Steining, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That all right, title, interest and claim of any kind or character whatsoever of the person named in subparagraph 1 hereof in and to the Estate of Petrus Kempen, deceased, is property payable or deliverable to, or claimed by, the aforesaid national of a designated enemy country (Germany),

3. That such property is in the process of administration by Joseph Scott, as executor, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Los Angeles;

and it is hereby determined:

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

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

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

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

Executed at Washington, D. C., on February 5, 1948.

For the Attorney General.

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

[F. R. Doc. 48-1481; Filed, Feb. 18, 1948;
8:50 a. m.]

[Vesting Order 10625]

ANNA KUCKUCK

In re: Rights of Anna Kuckuck under insurance contract. File No. F-28-22951-H-1.

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

1. That Anna Kuckuck, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That the net proceeds due or to become due under a contract of insurance evidenced by Policy No. 066468, issued by the John Hancock Mutual Life Insurance Company, Boston, Massachusetts, to Gunther Gier, together with the right to demand, receive and collect said net proceeds, is property within the United States owned or controlled by, payable or deliverable to, held on behalf of, or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany)

and it is hereby determined:

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

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

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

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on February 5, 1948.

For the Attorney General.

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

[F. R. Doc. 48-1482; Filed, Feb. 18, 1948;
8:50 a. m.]

[Vesting Order 10626]

ANNA KUNTZ

In re: Estate of Anna Kuntz, deceased. File No. D-28-11535; E. T. sec. 15737.

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

1. That Wilhelmina Lent, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That all right, title, interest and claim of any kind or character whatsoever of the person named in subparagraph 1 hereof in and to the Estate of Anna Kuntz, deceased, is property payable or deliverable to, or claimed by, the aforesaid national of a designated enemy country (Germany)

3. That such property is in the process of administration by the Clerk of the County Court, Bayfield County, Wisconsin, as depository, acting under the judicial supervision of the County Court of Bayfield County, Wisconsin;

and it is hereby determined:

4. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States

requires that such person be treated as a national of a designated enemy country (Germany)

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

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

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

Executed at Washington, D. C., on February 5, 1948.

For the Attorney General.

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

[F. R. Doc. 48-1483; Filed, Feb. 18, 1948;
8:50 a. m.]

[Vesting Order 10637]

LOUISE MILLER

In re: Estate of Louise Miller, deceased. File F-28-28702; E. T. sec. 16370.

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

1. That Lina Gevenlger and Gertrude Hildebrandt, whose last known address is Germany, are residents of Germany, and nationals of a designated enemy country (Germany)

2. That all right, title, interest and claim of any kind or character whatsoever

of the persons named in subparagraph 1 hereof in and to the estate of Louise Miller, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany)

3. That such property is in the process of administration by George Koehl and Frankford Trust Company, as Co-executors, acting under the judicial supervision of the Orphans' Court of Philadelphia County, Pennsylvania;

and it is hereby determined:

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

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

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

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

Executed at Washington, D. C., on February 5, 1948.

For the Attorney General.

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

[F. R. Doc. 48-1484; Filed, Feb. 18, 1948;
8:53 a. m.]

