



FEDERAL REGISTER

VOLUME 13

NUMBER 159

Washington, Saturday, August 14, 1948

TITLE 7—AGRICULTURE

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

[Lemon Reg. 287]

PART 953—LEMONS GROWN IN CALIFORNIA AND ARIZONA

LIMITATION OF SHIPMENTS

§ 953.394 *Lemon Regulation 287*—(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 53, as amended (7 CFR, Cum. Supp., 953.1 et seq., 13 F. R. 766), regulating the handling of lemons grown in the State of California or in the State of Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended, and upon the basis of the recommendation and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of the quantity of such lemons which may be handled, as hereinafter provided, will tend to effectuate the declared policy of the act.

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

(b) *Order.* (1) The quantity of lemons grown in the State of California or in the State of Arizona which may be handled during the period beginning at 12:01 a. m., P. s. t., August 15, 1948, and ending at 12:01 a. m., P. s. t., August 22, 1948 is hereby fixed as follows:

(i) District 1. 375 carloads;

(ii) District 2: Unlimited movement.

(2) The prorate base of each handler who has made application therefor, as

provided in the said amended marketing agreement and order, is hereby fixed in accordance with the prorate base schedule which is attached hereto and made a part hereof by this reference.

(3) As used in this section, "handled," "handler," "carloads," "prorate base," "District 1," and "District 2" shall have the same meaning as is given to each such term in the said amended marketing agreement and order. (43 Stat. 31, as amended; 7 U. S. C. 601 et seq.)

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

[SEAL] C. F. KUNKEL,
Acting Director, Fruit and Vegetable Branch, Production and Marketing Administration.

PRORATE BASE SCHEDULE

DISTRICT NO. 1

Storage Date: August 8, 1948

[12:01 a. m. Aug. 15, 1948, to 12:01 a. m. Aug. 22, 1948]

Handler	Prorate base (percent)
Total	100.000
American Fruit Growers, Inc., Corona	.163
American Fruit Growers, Inc., Fullerton	.359
American Fruit Growers, Inc., Upland	.159
Hazeltine Packing Co.	.258
Ventura Coastal Lemon Co.	2.633
Ventura Pacific Co.	1.889
Total A. F. G.	5.499
Klink Citrus Association	.000
Lemon Cove Association	.000
Gledora Lemon Growers Association	.045
La Verne Lemon Association	.463
La Habra Citrus Association, The	1.019
Yorba Linda Citrus Association, The	.822
Alta Loma Hts. Citrus Association	.577
Etiwanda Citrus Fruit Association	.422
Mountain View Fruit Association	.416
Old Baldy Citrus Association	.720
Upland Lemon Growers Association	4.127
Central Lemon Association	.677
Irvine Citrus Association, The	.955
Placentia Mutual Orange Association	.623
Corona Citrus Association	.243
Corona Foothill Lemon Co.	2.369
Jamecon Co.	.878
Arlington Heights Citrus Co.	.424

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PRORATE BASE SCHEDULE—Continued

DISTRICT NO. 1—continued

Handler	Prorate base (percent)
College Heights Orange and Lemon Association	2.578
Chula Vista Citrus Association	1.349
El Cajon Valley Citrus Association	.068
Escondido Lemon Association	1.049
Fallbrook Citrus Association	.965
Lemon Grove Citrus Association	.420
San Dimas Lemon Association	.809
Carpinteria Lemon Association	3.103
Carpinteria Mutual Citrus Association	3.407
Goleta Lemon Association	5.399
Johnston Fruit Co.	7.733
North Whittier Heights Citrus Association	.481
San Fernando Heights Lemon Association	.507
San Fernando Lemon Association	.321
Sierro Madre-Lamanda Citrus Association	1.105

PRORATE BASE SCHEDULE—Continued

DISTRICT NO. 1—continued

Handler	Prorate base (percent)
Tulare County Lemon & Grapefruit Association	0.000
Briggs Lemon Association	2.845
Culbertson Investment Co.	.801
Culbertson Lemon Association	1.783
Fillmore Lemon Association	1.417
Oxnard Citrus Association No. 1	4.912
Oxnard Citrus Association No. 2	3.005
Rancho Sespe	.922
Santa Paula Citrus Fruit Association	3.815
Saticoy Lemon Association	6.181
Seaboard Lemon Association	5.463
Somus Lemon Association	3.454
Ventura Citrus Association	2.139
Limoneira Co.	2.165
Teague-McKevett Association	.791
East Whittier Citrus Association	.416
Leffingwell Rancho Lemon Association	.540
Murphy Ranch Co.	.699
Whittier Citrus Association	.346
Whittier Select Citrus Association	.193

Total C. F. G. E. 88.193

Chula Vista Mutual Lemon Association	.689
Escondido Co-op. Citrus Association	.238
Highland Mutual Groves	.000
Index Mutual Association	.194
La Verne Co-op. Citrus Association	1.452
Orange Co-op. Citrus Association	.098
Ventura County Orange & Lemon Association	2.700
Whittier Mutual Orange & Lemon Association	.100

Total M. O. D. 5.471

California Citrus Groves, Inc., Ltd.	.000
Dewars, Pieter	.000
Evans Brothers Packing Co.	.004
Flint, Arthur E.	.000
Furr, N. C.	.000
Harding & Leggett	.000
Issly, W. J.	.000
Johnson, Fred	.006
Levinson, Sam	.000
Lorbeer, Carroll W. C.	.013
Manos, Gus and William	.001
Orange Belt Fruit Distributors	.716
Rooke, B. G., Packing Company	.000
San Antonio Orchard Company	.092
Segal, Joseph	.000
Torn Ranch	.000
Walshe, Jack M.	.000
Zaninovich Brothers, Inc.	.000

Total Independents. 832

[F. R. Doc. 48-7378; Filed, Aug. 13, 1948; 9:57 a. m.]

[Orange Reg. 243]

PART 966—ORANGES GROWN IN CALIFORNIA AND ARIZONA

LIMITATION OF SHIPMENTS

§ 966.389 *Orange Regulation 243*—(a) *Findings.* (1) Pursuant to the provisions of Order No. 66 (7 CFR, Cum. Supp., 966.1 et seq.) regulating the handling of oranges grown in the State of California or in the State of Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended, and upon the basis of the recommendation and information submitted by the Orange Administrative Committee, established under the said

order, and upon other available information, it is hereby found that the limitation of the quantity of such oranges which may be handled, as hereinafter provided, will tend to effectuate the declared policy of the act.

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

(b) *Order.* (1) The quantity of oranges grown in the State of California or in the State of Arizona which may be handled during the period beginning at 12:01 a. m., P. s. t., August 15, 1948, and ending at 12:01 a. m., P. s. t., August 22, 1948, is hereby fixed as follows:

(i) *Valencia oranges.* (a) Prorate District No. 1. Unlimited movement; (b) Prorate District No. 2: 1,500 carloads; (c) Prorate District No. 3: Unlimited movement.

(ii) *Oranges other than Valencia oranges.* (a) Prorate District No. 1. No movement; (b) Prorate District No. 2: No movement; (c) Prorate District No. 3: No movement.

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

(3) As used in this section, "handled," "handler," "carloads," and "prorate base" shall have the same meaning as is given to each such term in the said order; and "Prorate District No. 1," "Prorate District No. 2," and "Prorate District No. 3" shall have the same meaning as is given to each such term in § 966.107 (11 F. R. 10250) of the rules and regulations contained in this part. (48 Stat. 31, as amended; 7 U. S. C. 601 et seq.)

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

[SEAL] C. F. KUNDEL,
Acting Director, Fruit and Vegetable Branch, Production and Marketing Administration.

PRORATE BASE SCHEDULE

[12:01 a. m. Aug. 15, 1948, to 12:01 a. m. Aug. 22, 1948]

VALENCIA ORANGES

Prorate District No. 2

Handler	Prorate base (percent)
Total	169.000
A. F. G. Alta Loma	.6257
A. F. G. Corona	.1543
A. F. G. Fullerton	.6271
A. F. G. Orange	.4245
A. F. G. Riverdale	.1123
A. F. G. San Juan Capistrano	.8427

PRORATE BASE SCHEDULE—Continued

VALENCIA ORANGES—continued

Prorate District No. 2—Continued

Handler	Prorate base (percent)
A. F. G. Santa Paula	0.6300
Hazeltine Packing Company	.4823
Piacentia Pioneer Valley Growers Association	.6000
Signal Fruit Association	.1305
Azusa Citrus Association	.6714
Corvina Valley Orange Co.	.6575
Emerald-Alison Co.	.6521
Glendora Mutual Orange Association	.3241
Irwindale Citrus Association	.5353
Fuente Mutual Citrus Association	.2142
Valencia Heights Orchard Association	.4024
Corvina Citrus Association	1.1203
Corvina Orange Growers Association	.5520
Glendora Citrus Association	.3722
Glendora Heights Orange & Lemon Growers Association	.6533
Gold Buckle Association	.4317
LaVerne Orange Association	.6871
Anaheim Citrus Fruit Association	1.0617
Anaheim Valencia Orange Association	.6117
Eddington Fruit Co., Inc.	2.6155
Fullerton Mutual Orange Association	1.1200
La Habra Citrus Association	1.1637
Orange County Valencia Association	.8300
Orangethorpe Citrus Association	.7323
Piacentia Cooperative Orange Association	.6175
Yorba Linda Citrus Association	.6833
Citrus Fruit Growers	.1371
Cucamonga Citrus Association	.2160
Elkswanda Citrus Fruit Association	.6375
Mountain View Fruit Association	.0190
Old Eady Citrus Association	.1326
Rialto Heights Orange Growers	.6513
Upland Citrus Association	.6355
Upland Heights Orange Association	.1665
Consolidated Orange Growers	1.5224
Frances Citrus Association	1.2557
Garden Grove Citrus Association	1.2332
Goldenwest Citrus Association, The	1.8520
Irvine Valencia Growers	2.2352
Oliver Heights Citrus Association	1.6207
Santa Ana-Tustin Mutual Citrus Association	1.0633
Santiago Orange Growers Association	4.2423
Tustin Hills Citrus Association	2.6323
Villa Park Orchards Association, The	1.6153
Bradford Brothers, Inc.	.5222
Piacentia Mutual Orange Association	2.3504
Piacentia Orange Growers Association	2.0453
Yorba Orange Growers Association	.6201
Call Ranch	.0750
Corona Citrus Association	.4444
Jamason Co.	.0471
Orange Heights Orange Association	.3831
Crafton Orange Growers Association	.4555
East Highlands Citrus Association	.6313
Fontana Citrus Association	.1103
Highland Fruit Growers Association	.0476
Redland Heights Groves	.3161
Redlands Orangedale Association	.2325
Break & Sans, Allen	.0625
Bryn Mawr Fruit Growers Association	.2324
Erlnard Packing Co.	.3295
Mission Citrus Association	.1423
Redlands Coop. Fruit Association	.3533
Redlands Orange Growers Association	.2537

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PRORATE BASE SCHEDULE—Continued

VALENCIA ORANGES—continued

Prorate District No. 2—Continued

Handler	Prorate base (percent)
Redlands Select Groves.....	0.3390
Rialto Citrus Association.....	.2243
Rialto Orange Co.....	.1145
Southern Citrus Association.....	.1892
United Citrus Growers.....	.1572
Zillen Citrus Co.....	.0631
Arlington Heights Citrus Co.....	.1002
Brown Estate, L. V. W.....	.1413
Gavilan Citrus Association.....	.1601
Hemet Mutual Groves.....	.0000
Highgrove Fruit Association.....	.0652
McDermont Fruit Co.....	.1893
Monte Vista Citrus Association.....	.1931
National Orange Co.....	.0361
Riverside Heights Orange Growers Association.....	.0626
Sierra Vista Packing Association.....	.0551
Victoria Avenue Citrus Association.....	.1450
Claremont Citrus Association.....	.1819
College Heights Orange & Lemon Association.....	.2761
El Camino Citrus Association.....	.0867
Indian Hill Citrus Association.....	.2021
Pomona Fruit Growers Exchange.....	.4139
Walnut Fruit Growers Association.....	.5474
West Ontario Citrus Association.....	.4084
El Cajon Valley Citrus Association.....	.2811
Escondido Orange Association.....	2.5197
San Dimas Orange Growers Association.....	.5004
Andrews Brothers of California.....	.3613
Ball & Tweedy Association.....	.7419
Canoga Citrus Association.....	.8285
North Whittier Heights Citrus Association.....	.9824
San Fernando Fruit Growers Association.....	.6346
San Fernando Heights Orange Association.....	1.0282
Sierra Madre-Lamanda Citrus Association.....	.4927
Camarillo Citrus Association.....	1.8441
Fillmore Citrus Association.....	3.3674
Mupu Citrus Association.....	3.1558
Ojai Orange Association.....	1.0629
Piru Citrus Association.....	1.8030
Santa Paula Orange Association.....	1.1997
Tapo Citrus Association.....	1.2505
Ventura County Citrus Association.....	.0350
Limonera Co.....	.7429
East Whittier Citrus Association.....	.3937
El Ranchito Citrus Association.....	1.0404
Murphy Ranch Co.....	.4542
Rivera Citrus Association.....	.4986
Whittier Citrus Association.....	.6971
Whittier Select Citrus Association.....	.4052
Anaheim Cooperative Orange Association.....	1.1246
Bryn Mawr Mutual Orange Association.....	.0881
Chula Vista Mut. Lemon Association.....	.1355
Escondido Coop. Citrus Association.....	.4170
Euclid Avenue Orange Association.....	.5005
Foothill Citrus Union, Inc.....	.0355
Fullerton Cooperative Orange Association.....	.3874
Garden Grove Orange Cooperative, Inc.....	.6823
Golden Orange Groves, Inc.....	.3019
Highland Mutual Groves.....	.0130
Index Mutual Association.....	.2568
La Verne Coop. Citrus Association.....	1.3249
Mentone Heights Association.....	.0564
Olive Hillside Groves.....	.6446
Orange Coop. Citrus Association.....	1.0021
Redlands Foothill Groves.....	.6282
Redlands Mutual Orange Association.....	.1353
Riverside Citrus Association.....	.0481
Ventura County Orange & Lemon Association.....	.8906
Whittier Mutual Orange & Lemon Association.....	.1194

PRORATE BASE SCHEDULE—Continued

VALENCIA ORANGES—continued

Prorate District No. 2—Continued

Handler	Prorate base (percent)
Babjuice Corp. of Calif.....	0.3488
Banks Fruit Co.....	.0753
Banks, L. M.....	.3559
Borden Fruit Co.....	.9720
California Associated Growers.....	.1506
California Fruit Distributors.....	.0726
Cherokee Citrus Co., Inc.....	.1066
Chess Co., Meyer W.....	.2876
Escondido Avocado Growers.....	.0204
Evans Brothers Packing Co.....	.3293
Furr, N. C.....	.0186
Gold Banner Association.....	.2917
Granada Hills Packing Co.....	.0397
Granada Packing House.....	1.4292
Hill, Fred A.....	.0793
Inland Fruit Dealers, Inc.....	.0663
Morris Brothers Fruit Co.....	.0113
Orange Belt Fruit Distributors.....	1.7484
Panno Fruit Co., Carlo.....	.0398
Paramount Citrus Association.....	.7082
Placentia Orchard Co.....	.4945
San Antonio Orchard Co.....	.3799
Snyder & Sons Co., W. A.....	.4536
Stephens, T. F.....	.2285
Torn Ranch.....	.0037
Wall, E. T.....	.1202
Webb Packing Co.....	.0276
Western Fruit Growers, Inc., Redlands.....	.5860

[F. R. Doc. 48-7402; Filed, Aug. 13, 1948; 12:04 p. m.]

TITLE 22—FOREIGN RELATIONS

Chapter I—Department of State

[Dept. Reg. OR 17]

PART 1—FUNCTIONS AND ORGANIZATION

MISCELLANEOUS AMENDMENTS

Correction

In F. R. Doc. 48-7233, appearing in the issue for Wednesday, August 11, 1948, change amending paragraph 4, in the third column on page 4628 to read as follows:

4. Section 1.320 *Office of Intelligence Collection and Dissemination*, is deleted.

Chapter III—Economic Cooperation Administration

[ECA Reg. 5]

PART 1116—OCEAN FREIGHT SHIPMENTS OF INDIVIDUAL RELIEF PACKAGES

PREAMBLE: The provisions of this part have been approved by the Office of International Trade of the Department of Commerce.

- Sec.
 1116.1 Scope of regulation.
 1116.2 Persons within scope of regulation.
 1116.3 Manner of payment of charges.
 1116.4 Definition of relief package.
 1116.5 Limitation of contents of package.
 1116.6 Saving clause.

AUTHORITY: §§ 1116.1 to 1116.6, inclusive, issued under sec. 117 (c), Pub. Law 472, 80th Cong.

§ 1116.1 *Scope of regulation.* This part provides the rules under which the Administrator for Economic Cooperation will make reimbursement for ocean freight charges from a United States

port to designated foreign ports of entry on relief packages originating in the United States, its territories and insular possessions, and consigned to individuals residing in Austria, Belgium, China, France, the United Kingdom, Greece, Italy, Luxembourg, the Netherlands, or the zones of Germany and Trieste under occupation by the United States, the United Kingdom or France, which relief packages are assembled and shipped by persons in the manner hereinafter provided.

§ 1116.2 *Persons within scope of regulation.* Any person, including individuals, partnerships, corporations or associations, shall be entitled to make shipments under the provisions of this part, provided such person has secured an export license from the Office of International Trade, Department of Commerce, covering such shipments and has listed in said office the individual donor or donors and individual addressees of all relief packages to be shipped by such person under this part, and assembles and ships said packages under a general ocean bill of lading for ocean freight shipment.

§ 1116.3 *Manner of payment of charges.* Persons within the scope of this part making shipments of relief packages may make application to the Administrator (800 Connecticut Avenue NW., Washington, D. C.) within 30 days of each shipment for payment of ocean freight charges. Such application shall be accompanied by a receipted invoice for ocean freight charges, supported by ocean bill of lading bearing the number of the export declaration and the export license under which such shipment was made. In addition, where the shipment is being made by an agent on behalf of another person, the agent must submit an affidavit in form satisfactory to the Administrator certifying that all the freight charges for which he seeks payment, as well as any reduction in cost resulting from the defrayment of foreign transportation charges as provided in section 117 (c) of the Foreign Assistance Act of 1948, were passed on to the person or persons donating such packages, and that the price charged the donor of each package for the articles contained therein does not exceed the current retail market price of such contents.

The rates which the Administrator will pay, but which in no event shall exceed the actual amount paid for ocean freight, will be based on the following schedules:

Country	Rate per pound	
	Packages containing any food	Packages not containing any food
	Cents	Cents
France.....	1.35	2
Belgium.....	1.35	2
Netherlands.....	1.35	2
Luxembourg.....	1.35	2
United Kingdom.....	1.45	2
Germany (qualifying zones).....	1.45	2.5
Italy.....	2	2
Greece.....	2	2
Trieste.....	2	2
China (from East Coast ports).....	3	4.5
China (from West Coast ports).....	2.2	4.4

Provided, however That where shipments are made by individuals to individuals, reimbursement will be made to the individual sender in the amount of the actual cost of ocean freight paid for transporting the packages from end of ship's tackle at point of loading to end of ship's tackle at port of discharge.

§ 1116.4 *Definition of relief package.* A "relief package" is defined as a gift parcel, containing articles permitted by § 1116.5, to be sent free of cost to the person receiving it and for the personal use of himself or his immediate family, and shall be identified as a gift package by the conspicuous endorsement on the addressee side of the package of the words "USA Gift Package."

§ 1116.5 *Limitation of contents of relief package.* The contents of a relief package shall be limited to:

(a) Non perishable food; clothing and clothes-making materials; shoes and shoe-making materials; medical and health supplies; and household supplies and utensils.

(b) Relief packages shipped hereunder are subject to regulations prescribed by the Office of International Trade of the Department of Commerce, but in no event shall exceed 44 pounds gross weight.

§ 1116.6 *Saving clause.* The Administrator for Economic Cooperation may waive, withdraw or amend at any time or from time to time any or all of the provisions of the regulations in this part.

These regulations are effective as of August 14, 1948.

HOWARD BRUCE,
Acting Administrator for
Economic Cooperation.

[F. R. Doc. 48-7367; Filed, Aug. 13, 1948;
10:49 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter XXIII—War Assets Administration

[Reg. 9, Revocation]

PART 8339—CONTRACTOR INVENTORY AND DISPOSALS BY OWNING AGENCIES

War Assets Administration Regulation 9, June 6, 1947 (12 F. R. 3833) as revised and amended through April 23, 1948 (12 F. R. 6551; 13 F. R. 219, 2311) entitled "Contractor Inventory and Disposals by Owning Agencies" and all orders thereunder are revoked and rescinded effective June 30, 1948: *Provided*, That nothing in this revocation shall be construed (a) to affect the terms of any contracts entered into by owning agencies pursuant to Regulation 9 prior to June 30, 1948, or (b) to affect the disposition of property by owning agencies under the terms of any law other than the Surplus Property Act of 1944, as amended.

JESS LARSON,
Administrator

AUGUST 9, 1948.

[F. R. Doc. 48-7407; Filed, Aug. 13, 1948;
11:35 a. m.]

[Reg. 17]

PART 8317—STOCK PILING OF STRATEGIC AND CRITICAL MATERIALS

This part contains War Assets Administration Regulation 17, issued in furtherance of, and pursuant to, the provisions of Public Law 520, 79th Congress (60 Stat. 596) entitled the "Strategic and Critical Materials Stock Piling Act," which expressly repealed section 22 of the Surplus Property Act of 1944.

War Assets Administration Regulation 17, August 21, 1946, as amended through May 12, 1947, entitled "Stock Piling of Strategic and Critical Materials" (11 F. R. 9573, 12306; 12 F. R. 3221), is hereby revised and amended as hereinafter set forth. Order 1, November 27, 1946 (11 F. R. 14019) Order 4, July 19, 1946 (11 F. R. 3225, 8361) Order 5, August 21, 1946 (11 F. R. 9575) and Order 6, January 8, 1947 (12 F. R. 257) under this part continue in full force and effect.

Sec.	
8317.1	Definitions.
8317.2	Scope.
8317.3	Basic policy.
8317.4	Central control of stock piling.
8317.5	Reports to Reconstruction Finance Corporation.
8317.6	Functions of Reconstruction Finance Corporation.
8317.7	Functions of the Munitions Board.
8317.8	Functions of the Department of Commerce.
8317.9	Disposition of strategic materials.
8317.10	Limitation on transfers to stock pile.
8317.11	Minimum quantities of strategic materials.
8317.12	Unsuitable items.
8317.13	Regulations and reports by affected agencies.
8317.14	Records and reports.

Exhibit A: List of strategic and critical materials.

AUTHORITY: §§ 8317.1 to 8317.14, inclusive, issued under Surplus Property Act of 1944 (53 Stat. 765, as amended; 50 U. S. C. App. Sup. 1611); Pub. Law. 181, 79th Cong. (69 Stat. 533; 50 U. S. C. App. Sup. 1614a, 1614b); Reorg. Plan 1 of 1947 (12 F. R. 4334); and Pub. Law 520, 79th Cong. (60 Stat. 596).

§ 8317.1 *Definitions.* (a) "Act" means the Strategic and Critical Materials Stock Piling Act (Public Law 520, 79th Congress (60 Stat. 596)).

(b) "Administrator" means the War Assets Administrator.

(c) "Current requirements of industry" means the quantity of the material required to meet the estimated needs of industry as determined by the Department of Commerce.

(d) "Deficiency of the supply" means the difference between the current requirements of industry and the estimated domestic industrial production plus industrial imports of the material for the period covered by the current requirements. Determinations of the deficiencies of supply may be reviewed from time to time by the Department of Commerce.

(e) "Department of Commerce" means the Office of Domestic Commerce in the Department of Commerce in its capacity as successor to the Civilian Production Administration.

(f) "Owning agency" means the Executive Department, the independent agency in the Executive Branch of the Federal Government, or the corporation (if a Government agency), having con-

trol of such property otherwise than solely as a disposal agency.

(g) "Strategic materials" means material determined to be strategic and critical by the Munitions Board pursuant to the act, a list of such materials being appended hereto as Exhibit A.

(h) "Transfer to the stock pile" means a transfer of Government-owned accumulations of strategic materials when determined to be surplus, to the account of the Bureau of Federal Supply, to be added to the stock pile authorized by the act and subject to the provisions of such act.

§ 8317.2 *Scope.* This part applies to stock piling of strategic materials under the act, wherever located, when determined to be surplus by the owning agency. This part does not apply to contractor inventory if the owning agency shall not have taken possession of such inventory.

§ 8317.3 *Basic policy.* In general, the Strategic and Critical Materials Stock Piling Act directs that every material determined to be strategic and critical as listed in Exhibit A, which is owned or contracted for by the United States or any agency thereof, including any material received from a foreign government under an agreement made pursuant to the act of March 11, 1941, (55 Stat. 31) as amended, or any other authority, shall be transferred by the owning agency, when determined by such agency to be surplus to its needs and responsibilities, to the stock pile. There is exempt from this requirement such amount of any material as is necessary to make up any deficiency of the supply of such material for the current requirements of industry as determined by the Department of Commerce. There is also exempt from this requirement (a) any material which constitutes contractor inventory if the owning agency shall not have taken possession of such inventory, and (b) such amount of any material as the Munitions Board determines (1) are held in lots so small as to make the transfer thereof economically impractical or (2) do not meet or cannot economically be converted to meet the stock pile requirements as determined by the Munitions Board.

§ 8317.4 *Central control of stock piling.* In order to centralize procedures for determining the classification of surplus property as strategic or non-strategic, and to establish a central control point for (a) the disposition of strategic materials for the purpose of supplying current industrial deficiencies as determined by the Department of Commerce, and (b) the determination of whether strategic materials meet Munitions Board specifications, the Reconstruction Finance Corporation (on behalf of the owning agencies) and the Munitions Board are empowered and directed to exercise the functions prescribed for them under this part.

§ 8317.5 *Reports to Reconstruction Finance Corporation—(a) Purpose of reports.* All strategic materials shall, when determined to be surplus, be reported by the owning agency to the Reconstruction Finance Corporation for the purpose of determining dispositions, for and on behalf of the owning agencies, either by

transfer to stock pile, or by sale to satisfy current industrial deficiencies. Unless otherwise directed by the Reconstruction Finance Corporation in specific cases, owning agencies shall report all surplus strategic materials listed in Exhibit A to the Reconstruction Finance Corporation and shall not be required to determine prior to such report whether such strategic materials meet Munitions Board specification.

(b) *Form of reports.* Owning agencies shall file reports of strategic materials with the Reconstruction Finance Corporation on forms prescribed by order published under this part.

(c) *Exemptions from reporting.* Owning agencies shall not report strategic materials in lots less than the minimum quantities of strategic property determined to be suitable for the stock pile as provided in § 8317.11, and listed in Exhibit A. Such lots shall be disposed of in accordance with existing law other than the Surplus Property Act.

§ 8317.6 *Functions of Reconstruction Finance Corporation.* (a) The Reconstruction Finance Corporation will act for and on behalf of the owning agencies and shall furnish a central control of all strategic materials reported to it by the owning agencies as provided by § 8317.5 (a). Such central control shall have for its purpose the determination of dispositions of strategic materials, for and on behalf of the owning agencies, either by transfer to stock pile, by sale to satisfy deficiencies for current industrial requirements, or by return to the owning agency for disposition in accordance with existing law other than the Surplus Property Act.

(b) The Reconstruction Finance Corporation shall, pursuant to any order published under this part, report all strategic materials which are to be transferred to the stock pile as provided in this part to the owning agency, to the Bureau of Federal Supply, and to the Secretary of the Treasury and the Bureau of Federal Supply shall promptly issue shipping instructions to the owning agency which shall comply with such instructions. In connection with transfers to stock pile, all expense of preparation for shipment, all shipping and conversion expenses, and all expenses after the date of shipment (including transportation, maintenance, and storage) may be paid from funds appropriated pursuant to the act unless the owning agency elects to bear such expenses.

§ 8317.7 *Functions of the Munitions Board.* The Munitions Board shall:

(a) Determine whether (and in what quantities) any materials shall be added to the list of strategic and critical materials enumerated in Exhibit A,

(b) Determine which materials are suitable for Army, Navy, and Air Force requirements;

(c) Be responsible for all necessary amendments, deletions, and additions to the strategic materials listed in Exhibit A, and for all specifications and requirements for such materials;

(d) Make such inspections as may be necessary to carry out its functions under this part;

(e) Advise the Administrator under §§ 8317.11 and 6317.12 as to minimum

quantities and unsuitable items of strategic materials which are not to be transferred to the stock pile;

(f) Establish liaison with, and promptly furnish the Reconstruction Finance Corporation and the War Assets Administrator and any other interested Government agency designated by the Reconstruction Finance Corporation, with copies of the Munitions Board specifications for strategic materials, all amendments, deletions, and additions to the list of materials on Exhibit A, and all other determinations, requests, and recommendations which the Munitions Board is required to make pursuant to this part; and

(g) The Munitions Board may authorize the Reconstruction Finance Corporation (directly or through the appropriate owning agency) to make such inspections as the Munitions Board may desire, but all final determinations under those paragraphs as to whether any materials meet the specifications and requirements for stock piling shall be made by the Munitions Board.

§ 8317.8 *Functions of the Department of Commerce.* The Department of Commerce will, from time to time, determine the amount of any strategic material necessary to make up any deficiency of the supply of such material for the current requirements of industry. Upon the request or direction of the Department of Commerce, the Reconstruction Finance Corporation shall sell sufficient quantities of strategic materials in its reserve supply established under § 8317.9 (a) to meet such industrial deficiencies. The Department of Commerce will make appropriate revisions in its determination of industrial deficiencies, to the extent that the supply of, or the industrial requirements for, strategic materials may increase or decrease from time to time. The Department of Commerce will promptly notify the Reconstruction Finance Corporation and the Munitions Board of any revision in its determination, and the Reconstruction Finance Corporation will adjust its reserves accordingly.

§ 8317.9 *Disposition of strategic materials—(a) Reserves and sales for industrial deficiencies.* Upon receipt of a determination from the Department of Commerce that a deficiency exists in the supply of any strategic material for the current requirements of industry, the Reconstruction Finance Corporation shall withhold from transfer to the stock pile such amounts of strategic materials owned by it or reported to it by the owning agencies pursuant to § 8317.5, to the extent that the Department of Commerce shall determine necessary to satisfy such industrial deficiency pursuant to its responsibility under Public Law 520, 79th Congress. Reconstruction Finance Corporation shall sell for, and on behalf of, the owning agencies such strategic materials so withheld to satisfy the industrial deficiencies in accordance with such directions as may be issued by the Department of Commerce. If the Reconstruction Finance Corporation is engaged in satisfying such industrial deficiencies from its own stocks under direction of the Department of Commerce a purchase

by the Reconstruction Finance Corporation from the owning agency shall be deemed to be a sale to satisfy industrial deficiencies hereunder. In all cases adequate shipping instructions shall be made available to the owning agency concerned by the Reconstruction Finance Corporation.

(b) *Reserves and sales for industrial deficiencies of strategic metals as mill forms or scrap.* (1) Sales of reserves of mill forms or scrap to meet deficiencies in the supply of current industrial requirements shall be made by the Reconstruction Finance Corporation for, and on behalf of, the owning agency to the extent that it is directed to do so by the Department of Commerce: *Provided, however* That the Reconstruction Finance Corporation shall utilize the services of War Assets Administration in effecting such sales of mill forms or scrap, and the War Assets Administration shall make available adequate shipping instructions to the owning agencies concerned.

(2) In the event that the Department of the Army, Department of the Navy, or Department of the Air Force is directed by the Reconstruction Finance Corporation not to report certain surplus strategic materials to the Reconstruction Finance Corporation as provided for in § 8317.5, those Departments in making sales (which they, as owning agencies, are otherwise authorized to make) of such exempt surplus materials shall be guided by the recommendations of the Department of Commerce as to the buyers and quantities in order to best satisfy the industrial deficiencies determined by the Department of Commerce pursuant to section 6 (a) of Public Law 520, 79th Congress.

(c) *Balance to stock pile.* All remaining strategic materials shall be transferred to the stock pile as provided by § 8317.6 (b) subject to the following:

(1) Strategic materials reported by the owning agencies and listed on Exhibit A shall be held for determination by the Munitions Board which shall promptly determine whether such materials meet Munitions Board specifications for stock piling, or can economically be converted to meet stock piling requirements, or exceed the amounts required by the Munitions Board.

(2) Strategic materials which meet such requirements for stock piling as determined by the Munitions Board shall be transferred to the stock pile as provided in this part.

(d) *Declaration of surplus.* Any quantities of strategic materials which do not meet such stock piling requirements and which are not disposed of pursuant to paragraph (a), (b), or (c) hereof shall be returned to the owning agencies for disposition under the terms of existing law other than the Surplus Property Act.

§ 8317.10 *Limitation on transfers to stock pile.* (a) All transfers of strategic materials to the stock pile shall be reported to the Secretary of the Treasury who shall thereupon, and pursuant to the act

(1) Cause to be determined the fair market value of the strategic materials so transferred, and

TITLE 46—SHIPPING

Chapter II—United States Maritime Commission

Subchapter F—Merchant Ship Sales Act of 1946
[Gen. Order 60, Supp. 5, Amdt. 1]

PART 299—RULES AND REGULATIONS, FORMS AND CITIZENSHIP REQUIREMENTS

SUBPART G—FORMS

Section 299.82 *Uniform bareboat charter of a war-built dry-cargo vessel under the Merchant Ship Sales Act of 1946, "Shipsalesdemise 303,"* is amended by adding at the bottom thereof immediately following "Clause 34" the following form of Addendum:

Shipsalesdemise 303
(Domestic Trade Addendum)
Contract No. MCc -----
Addendum No. -----

Addendum to Bareboat Charter Agreement (herein called the "Agreement") dated as of -----, between the United States of America, acting by and through the United States Maritime Commission (hereinafter called the "Owner") and ----- (hereinafter called the "Charterer"),

Witnesseth

Whereas, separate accountings for foreign trade and domestic trade (coastwise or intercoastal) have been prescribed by legislation (Public Law 127, 80th Congress) with respect to all voyages commencing subsequent to June 30, 1947, and

Whereas, the parties have agreed upon new terms and conditions applicable to vessels chartered hereunder for operation on Charterer's certificated coastwise and intercoastal routes, effective as of July 1, 1947, and

Whereas, the parties desire to amend this Agreement accordingly,

Now, therefore, effective as of July 1, 1947, this Agreement is hereby amended as follows:

1. *Separate accountings.* Where the Charterer is engaged both in the foreign trade and the domestic trade (coastwise or intercoastal) additional charter hire pursuant to Clause 13, Part II, for all voyages commencing subsequent to June 30, 1947, shall be computed, accounted for, and paid separately on such domestic trade, and shall be computed, accounted for, and paid separately on such foreign trade. All voyages which are subject to the provisions of this Addendum shall be treated for accounting purposes only as if this Addendum constituted a separate charter between the parties. It is specifically understood and agreed that the provisions of this clause do not require the separation of accountings for foreign trade voyages subsequent to June 30, 1947, from accountings due for such voyages prior to that date.

II. *Basic charter hire.* The following provisions shall be applicable to the vessels listed on the attached schedule marked Exhibit B, which is made a part hereof by reference, and supplements and amendments thereto:

(a) The basic charter rate stipulated in Clause C (1), Part I, shall be computed on the basis of 8½% per annum of either the unadjusted statutory sales price or the floor price of each of the vessels, whichever is higher; and the footnote pertaining to the charter rate shall be amended to read as follows:

18½% per annum of either the unadjusted statutory sales price or the floor price of the vessel, whichever is higher, which is the minimum basic monthly charter hire, subject to upward adjustment to a maximum basic monthly charter hire of 15% per an-

TITLE 39—POSTAL SERVICE

Chapter I—Post Office Department

PART 5—CLASSIFICATION AND RATES OF POSTAGE

CUSTOMS TAGS REQUIRED ON PARCELS FOR CANAL ZONE

In § 5.74 *Rates and conditions applicable to Alaska, Hawaiian Islands, Canal Zone* (39 CFR 5.74, 39 CFR, 1946 Supp., 5.74) make the following change:

Add, as new paragraph (d) the following:

(d) Although the domestic rates and conditions apply to parcels addressed for delivery in the Canal Zone, parcels exceeding eight ounces in weight containing merchandise whether sent by air or surface means must be accompanied with customs declaration tags (Form 2966),

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

J. M. DONALDSON,
Postmaster General.

[F. R. Doc. 48-7318; Filed, Aug. 13, 1948;
8:46 a. m.]

PART 14—DELIVERY SERVICE

MAIL RECEPTACLES

In Part 14, Title 39, Code of Federal Regulations, make the following changes:

1. In § 14.9 *Private boxes* (39 CFR 14.9, 39 CFR, 1947 Supp., 14.9) amend paragraph (a) to read as follows:

§ 14.9 *Private boxes.* (a) Patrons of the city delivery service must provide mail receptacles or door slots, to facilitate the delivery of mail. When designated by the owner or user thereof for the purpose of receiving mail, all rules and regulations affecting the use of such receptacles issued by the Postmaster General shall be effective and apply to such receptacles. Delivery of mail will not be commenced to any residence where this requirement has not been met. However, business houses are not required to provide mail receptacles or door slots if they are open and someone is on hand to receive the mail when the carrier calls.

2. Amend § 14.13 *Mail receptacles* (39 CFR 14.13) to read as follows:

§ 14.13 *Mail receptacles.* Patrons of the village delivery service must provide mail receptacles or door slots. Delivery of mail will not be commenced to any residence where this requirement has not been met. Business houses are not required to provide mail receptacles or door slots if they are open and someone is on hand to receive the mail when the carrier calls.

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

J. M. DONALDSON,
Postmaster General.

[F. R. Doc. 48-7316; Filed, Aug. 13, 1948;
8:46 a. m.]

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

AIR-LETTER SERVICE TO FOREIGN COUNTRIES

In § 127.20a *Air-letter service*, of Subpart A (13 F. R. 901) make the following change:

Amend the second paragraph of paragraph (a) to read as follows:

Air letters are given all available air service to the countries of destination, but air letters may not be sent under registration. Air-letter sheets may be sent as special-delivery articles to the countries listed in paragraph (a) § 127.19, provided they are prepaid the fee of twenty cents (in addition to the postage of ten cents) and bear the label or marking prescribed for designating special-delivery articles in the international mails.

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

J. M. DONALDSON,
Postmaster General.

[F. R. Doc. 48-7317; Filed, Aug. 13, 1948;
8:46 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

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

[Order 325]

PART 50—ORGANIZATION AND PROCEDURE

DELEGATIONS TO THE MANAGERS

AUGUST 6, 1948.

The following section is added:

§ 50.503 *Managers of certain district land offices in specified states.* In addition to the functions delegated to all managers of district land offices by §§ 50.501 and 50.502, those officers in the offices specified below are authorized as of the dates shown below to adjudicate noncompetitive oil and gas lease applications and public sale applications in accordance with the applicable regulations and procedures.

Cheyenne, Wyo.....	Aug. 12, 1948
Los Angeles, Calif.....	Aug. 20, 1948
Sacramento, Calif.....	Aug. 20, 1948

The managers of the above specified offices are also authorized to approve all bonds filed in connection with noncompetitive oil and gas leases, including collective bonds, and to approve assignments of such leases or royalty interests therein, of operating agreements and assignments of such agreements, and of subleases. (R. S. 161, 453, 2478; 5 U. S. C. 22, 43 U. S. C. 2, 1201, 43 CFR 4.275)

MARION CLAWSON,
Director

[F. R. Doc. 48-7314; Filed, Aug. 13, 1948;
8:45 a. m.]

num of either the unadjusted statutory sales price or the floor price of the vessel, whichever is higher, as provided in Clause 12 (b), Part II.

(b) Clause 12, Part II, shall be deleted and the following paragraphs substituted in lieu thereof for the purpose of determining basic charter hire:

Clause 12. Basic charter hire. (a) The Charterer shall pay to the Owner basic charter hire at the monthly rate provided for in Part I hereof, (hereinafter referred to as the "minimum basic charter rate") from the day and hour of delivery of the Vessels until and including the day and hour of redelivery to the Owner pursuant to the terms of this Agreement; or if any Vessel shall be lost, hire shall continue until the time of her loss, if known, or if the time of loss be uncertain, then up to and including the time last heard from. Payment of such minimum basic charter hire shall be made to the Owner at Washington, D. C., on delivery of the Vessel for the remainder of the calendar month in which delivery is made, and thereafter monthly in advance on the first day of each month.

(b) It is specifically agreed that the minimum basic monthly charter hire prescribed in Part I of this Agreement (8½% per annum of either the unadjusted statutory sales price or the floor price of the Vessels covered by this Agreement, whichever is higher) shall be deemed to be an unconditional payment to the Owner, and that the balance of 6½% shall be payable from earnings before any participation in such earnings by the Charterer. If, therefore, at the end of any calendar year, or other accounting period, the total net voyage profits (as defined in Clause 23) relating to such calendar year or other accounting period of all of such vessels before basic hire are in excess of such minimum basic hire, the basic hire shall be increased by the amount by which such net voyage profits before basic hire exceed the minimum basic hire, *Provided*, That such increase shall not operate to increase the basic hire to in excess of 15% per annum of either the unadjusted statutory sales price, or the floor price of the vessels, whichever is higher.

III. Additional charter hire. For the purpose of determining additional charter hire on the vessels listed on the attached schedule marked Exhibit B, which is made a part hereof by reference, and supplements and amendments thereto, Clause 13, Part II, shall be deleted and the following paragraphs substituted in lieu thereof:

Clause 13. Additional charter hire. If at the end of the calendar year 1947, or any subsequent calendar year or at the termination of this Agreement, as amended, the cumulative net voyage profit (as defined in Clause 23, and the payment of the maximum basic charter hire provided herein) shall exceed 10 per centum per annum on the Charterer's capital necessarily employed in the business of the Vessels (all as hereinafter defined) the Charterer shall pay over to the Owner at Washington, D. C., within 30 days after the end of such year or other period, as additional charter hire for such year or other period, an amount equal to one-half of such cumulative net voyage profit in excess of 10 per centum per annum on such capital (but such cumulative net profit so accounted for shall not be included in any calculation of cumulative net profit in any subsequent year or period).

The Charterer agrees to make preliminary payments to the Owner on account of such

additional charter hire at such times and in such manner and amounts as may be required by the Owner; *Provided, however*, That such payment of additional charter hire shall be deemed to be preliminary and subject to adjustment either at the time of the rendition of preliminary statements or upon the completion of each final audit by the Owner, at which times such payments shall be made to the Owner as such preliminary statements or final audit may show to be due, or such overpayments refunded to the Charterer as may be required.

IV. Mixed voyages—(a) Accounting. In instances where single voyages encompass both foreign trade and domestic trade, as hereinafter defined, it is agreed that, for the purposes of this Addendum, the capital necessarily employed and net voyage profit applicable to each such trade shall be allocated separately on such basis as the Owner may determine to be fair and reasonable, *Provided*, That, for the purposes of this allocation, (1) vessel operating revenue shall be allocated to the respective trades in which earned on an actual basis, (2) port expense, cargo expense, brokerage expense, and other voyage expense shall be allocated to the respective trades in which incurred on an actual basis wherever practicable, and (3) vessel expense and such voyage expense as is not susceptible to direct allocation shall be allocated on the basis of the relation that the revenue earned in each trade, separately, bears to the total revenue earned in both trades. For the purposes of this paragraph, the references to revenues and expenses shall be deemed to be as described in the instructions embodied in the form of "General Financial Statement" prescribed by the Commission (Budget Bureau approval Numbered 62-R-10-42).

(b) *Hire.* In instances where single voyages encompass both foreign trade and domestic trade, as hereinafter defined, it is agreed that, for the purposes of this Addendum, the provisions of Clause 12 (Basic Hire) and Clause 13 (Additional Hire), as amended by this Addendum, shall be applicable only to the coastwise and intercoastal portions of such voyages as hereinafter defined which portions shall be determined on the basis of the ratio of the total revenues earned from the coastwise and intercoastal passengers and cargo to the total revenue of the voyage, and the original provisions of Clauses 12 and 13, as contained in the basic charter agreement, shall be applicable to the remaining portions of such voyages.

V. Net voyage profit. With respect to the vessels listed on Schedule B, as supplemented and modified, an additional paragraph shall be inserted following the first paragraph of subparagraph (a), Clause 23, Part II, entitled: "Net Voyage Profit" reading as follows:

Upon application of the Charterer supported by adequate data based on past experience, the Owner will permit the inclusion in vessel operating expenses of such charges as the Owner determines to be fair and reasonable to provide reserves for vessel repair expenses and/or P. and I. insurance deductible average losses on all voyages terminating after December 31, 1949, *Provided*, That at the time of final accounting hereunder each of such reserves shall be adjusted to actual by distributing the balances therein to net voyage profit for the accounting periods involved in the same ratio as the reserve charges to vessel operating expenses in each such period bears to the total thereof for the entire period.

VI. Bills of lading or voyage charters. Notwithstanding the provisions of Clause 17, Part II, of the Agreement, Charterers engaged in coastwise or intercoastal trades will be permitted to use the standard form of bill of lading set forth in the tariffs published by the Charterer and filed with the Interstate Commerce Commission.

VII. Period of vessel's use. As to each vessel listed on the attached schedule marked Exhibit B, as supplemented and modified, a maximum period of about twenty months, it being expressly agreed that no voyage shall be commenced after February 28, 1949.

VIII. Definition. For the purposes of this Addendum, the term "domestic trade (coastwise and intercoastal)" as used in Public Law 127, 85th Congress, is deemed to include only trade between Continental United States ports and to exclude domestic offshore trades.

IX. That, except as herein specifically modified, all the terms and conditions of the Agreement, as heretofore amended, shall remain in full force and effect.

X. Special provisions.

In witness whereof, the Owner has executed this Addendum in quadruplicate the _____ day of _____, 194____, and the Charterer has executed this Addendum the _____ day of _____, 194____.

Execution for Charterer: _____

By _____

Attest:

Or if not incorporated in the presence of:

Witness

Execution for owner:

UNITED STATES OF AMERICA,

By UNITED STATES MARITIME COMMISSION,

By _____

For the Commission

Approved as to form:

FRANCIS B. GOETZEL,

General Counsel.

By _____

ELMER E. METZ,

Assistant General Counsel.

I, _____, certify that I am the duly chosen, qualified, and acting Secretary of _____, a party to this Agreement, and, as such, I am the custodian of its official records and the minute books of its governing body; that _____ who signed this Agreement on behalf of said corporation, was then the duly qualified _____ of said corporation; that said officer affixed his manual signature to said Agreement in his official capacity as said officer for and on behalf of said corporation by authority and direction of its governing body made and taken; that said Agreement is within the scope of the corporate and lawful powers of this corporation.

Secretary

[CORPORATE SEAL]

(Sec. 12 (d) 60 Stat. 53, sec. 2 (d) 61 Stat. 191, 50 U.S. C. App. and Sup. 1745 1733)

By order of the United States Maritime Commission.

[SEAL]

A. J. WILLIAMS,

Secretary.

JULY 29, 1948.

[F. R. Doc. 49-7803; Filed, Aug. 13, 1948; 9:03 a. m.]

PROPOSED RULE MAKING

DEPARTMENT OF AGRICULTURE

Production and Marketing Administration

[P. & S. Docket No. 425]

SIoux CITY STOCK YARDS CO., SIoux CITY, IOWA

NOTICE OF PETITION FOR MODIFICATION

Pursuant to the provisions of the Packers and Stockyards Act, 1921, as amended (7 U. S. C. 181 et seq.) the Secretary of Agriculture on December 13, 1934, issued an order prescribing reasonable rates and charges for stockyard services rendered by the respondent. Upon petitions for modification filed by respondent, this order has been modified from time to time.

By petition filed on August 4, 1948, the respondent has requested that the proposed schedule of rates and charges hereinafter set forth should be established at respondent's stockyards.

The effect of such proposed modification, if granted, would increase the yardage charges at respondent's stockyards as follows:

YARDAGE CHARGES

	Present per head	Proposed per head
Cattle		
Rail and truck.....	Cents 50	Cents 65
Direct.....	25	33
Resales—Commission Division.....	50	65
Cats		
Rail and truck.....	35	38
Direct.....	17½	19
Resales—Commission Division.....	35	38
Hogs		
Rail and truck.....	19	22
Direct.....	9½	11
Resales—Commission Division.....	19	22
Resales—dealers—on market.....	7½	8
Sheep		
Rail and truck.....	13	14
Direct.....	6½	7
Resales—Commission Division.....	13	14
Resales—dealers—on market.....	4½	5

The proposed modification, if granted, is calculated to result in additional gross revenue to respondent and, therefore, 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 modification.

All interested persons who desire to be heard upon the matter requested in said petition for modification shall notify the Hearing Clerk, United States Department of Agriculture, Washington 25, D. C., within 15 days from the date of publication of this notice.

Copies hereof shall be served upon the respondent by registered mail or in person.

Done at Washington, D. C., this 10th day of August 1948.

[SEAL]

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

[F. R. Doc. 48-7342; Filed, Aug. 13, 1948; 8:51 a. m.]

DEPARTMENT OF JUSTICE

Immigration and Naturalization Service

[8 CFR, Part 110]

REVOCATION OF DESIGNATION OF ROOSEVELT FLYING SERVICE BASE (CURRIE COMMON PARK) WEST PALM BEACH, FLORIDA, AS AN AIRPORT OF ENTRY FOR ALIENS

NOTICE OF PROPOSED RULE MAKING

AUGUST 10, 1948.

Pursuant to section 4 of the Administrative Procedure Act (60 Stat. 238; 5 U. S. C., 1003) notice is hereby given of the proposed issuance by the Attorney General of the following rule relating to the revocation of the designation of the Roosevelt Flying Service Base (Currie Common Park) West Palm Beach, Florida, as an airport of entry for aliens. In accordance with subsection (b) of the said section 4, interested persons may submit to the Commissioner of Immigration and Naturalization, Room 2-1218, Temporary Federal Office Building X, Nineteenth and East Capitol Streets NE., Washington 25, D. C., written data, views, or arguments relative to this proposed action. Such representations may not be presented orally in any manner. All relevant material received within 20 days following the day of publication of this notice will be considered.

Section 110.3, *Airports of entry*, Chapter I, Title 8, Code of Federal Regulations, is amended by deleting "West Palm Beach, Fla., Roosevelt Flying Service Base (Currie Common Park)" from the list in paragraph (a) of permanent airports of entry for aliens.

(Sec. 7 (d) 44 Stat. 572, sec. 1, 54 Stat. 1238; 49 U. S. C. 177 (d))

[SEAL]

TOM C. CLARK,
Attorney General.

Recommended: July 23, 1948.

JOHN P. BOYD,
Acting Commissioner of Immigration and Naturalization.

[F. R. Doc. 48-7326; Filed, Aug. 13, 1948; 8:49 a. m.]

DEPARTMENT OF THE TREASURY

Bureau of Internal Revenue

[26 CFR, Part 29]

TIME FOR FILING FINAL INCOME TAX RETURN OF A DECEDENT FOR A FRACTIONAL PART OF A YEAR

NOTICE OF PROPOSED RULE MAKING

Notice is hereby given, pursuant to the Administrative Procedure Act, approved

June 11, 1946, that the regulations set forth in tentative form below are proposed to be prescribed by the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury. Prior to the final adoption of such regulations, consideration will be given to any data, views, or arguments pertaining thereto which are submitted in writing in duplicate to the Commissioner of Internal Revenue, Washington 25, D. C., within the period of 30 days from the date of publication of this notice in the FEDERAL REGISTER. The proposed regulations are to be issued under the authority contained in sections 62 and 3791 of the Internal Revenue Code (53 Stat. 32, 467, 26 U. S. C. 62, 3791)

[SEAL]

FRED S. MARTIN,
Acting Commissioner of Internal Revenue.

PARAGRAPH 1. Section 29.53-1 of Regulations 111, as amended by Treasury Decision 5616, approved May 20, 1948 (28 CFR 29.53-1) is further amended as follows:

(A) By inserting in paragraph (d) thereof after "fractional part of a year" the following: "ending prior to January 1, 1949"

(B) By inserting in paragraph (e) thereof after "fractional part of a year" the following: "ending in 1947 or 1948"

(C) By redesignating paragraph (f) as paragraph (g)

(D) By inserting immediately after paragraph (e) thereof the following new paragraph:

(f) In the case of a final return of a decedent for a fractional part of a year ending in 1949 or thereafter, on or before the fifteenth day of the third month following the close of the twelve-month period which began with the first day of such fractional part of the year.

[F. R. Doc. 48-7327; Filed, Aug. 13, 1948; 8:49 a. m.]

CIVIL AERONAUTICS BOARD

[14 CFR, Part 20]

CERTIFICATION OF GLIDER PILOTS

NOTICE OF PROPOSED RULE MAKING

Pursuant to authority delegated by the Civil Aeronautics Board to the Bureau of Safety Regulation, notice is hereby given that the Bureau will propose to the Board an amendment of Part 20 of the Civil Air Regulations as hereinafter set forth.

Interested persons may participate in the making of the proposed rules by submitting such written data, views, or arguments as they may desire. Communications should be submitted to the Civil Aeronautics Board, attention Bureau of Safety Regulation, Washington 25, D. C. All communications received within 30 days of this publication will be considered by the Board before taking further action on the proposed rules.

The increasing growth in gliding and soaring has indicated a need for certain amendments of the Civil Air Regulations

pertaining to the glider pilot certification standards so that they will be more realistic in view of the present-day development of gliding and soaring.

It is proposed to make such rules as are adopted effective 30 days thereafter. The proposed changes provide:

(a) For the issuance of a glider flight instructor rating, as it is believed that a safer and more uniform quality of glider flight instruction will thereby be obtained,

(b) A clearer and more appropriate method of computing glider flight time for credit toward a powered airplane rating by providing that ten short-patterned and released glider flights may be counted as one hour of flight time. This change has been occasioned by the fact that it is difficult to interpret glider flights in terms of hours and minutes for credit toward a powered airplane rating, because glider flight time is logged in terms of the number of flights,

(c) A requirement that an applicant for a glider pilot rating must perform at least 10 glider flights under the supervision of a rated flight instructor. The increasing number of stall glider accidents has indicated the need for this minimum amount of supervised flight.

It will be noted that § 20.36 of this proposal requires recovery from spins. It has been recommended to the Bureau that spin requirements be deleted from the skill tests prescribed in the regulations for certification of all pilots. If it is determined that the spin requirements should be deleted, they will be deleted from this proposal. Industry comment regarding the elimination of spins from the skill test is especially solicited.

It is proposed to amend Part 20 as follows:

1. By amending § 20.25 to read as follows:

§ 20.25 *Aeronautical experience—(a) Powered aircraft.* Applicant shall have had at least 10 hours of dual flight time given by a rated flight instructor of which at least 2 hours shall have been after solo, including instruction in recovery from spins, and 30 hours of solo flight time; or 7 hours of dual flight time given by a rated flight instructor of which at least 2 hours shall have been after solo and 20 hours of solo flight time in nonspinnable aircraft. As part of the foregoing requirements the applicant shall have had at least 3 hours of solo cross-country flying including one flight to a point not less than 50 miles distant from the point of departure with at least 2 full-stop landings at different points along the course.

(1) Not more than 50% of the above required solo flight time may be had in gliders: *Provided*, That the applicant is the holder of a pilot certificate with a private or commercial glider rating.

(2) 10 short-patterned and released glider flights may be counted as one hour of flight time.

(b) *Glider.* Applicant for a glider rating shall have had at least 100 glider flights, or 10 hours of glider flight time including at least 50 glider flights. As part of the foregoing requirement, at least 25 of the above flights must have included a 360° turn and at least 10 of the above flights must have been performed under the supervision of a rated flight instructor.

(1) 75% of the required flight time may be had in powered aircraft, if the applicant holds a pilot certificate with a private rating in powered aircraft.

(2) The holder of a pilot certificate with a commercial rating in powered aircraft shall be deemed to have met the requirements of this section.

2. By amending § 20.26 (b) to read as follows:

§ 20.26 *Aeronautical skill.* * * *

(b) *Glider.* (1) At least 2 flights, one of which shall include a 360° approach to the right and one to the left, landing each time within 200 feet beyond a designated line or point,

(2) Recovery from stalls entered from straight flights and from turns. These maneuvers may be demonstrated in powered aircraft.

3. By amending § 20.35 to read as follows:

§ 20.35 *Aeronautical experience—(a) Powered aircraft.* Applicant shall have had at least 200 hours of solo flight time of which at least 5 hours must have been had within 60 days immediately preceding the date of application. As part of the foregoing requirements the applicant shall have had at least 20 hours of solo cross-country flying, including at least one flight to a point not less than 150 miles distant from the point of departure with at least 3 full-stop landings at different points on the course.

(1) Not more than 25% of the above required solo flight time may be had in gliders: *Provided*, That the applicant is the holder of a pilot certificate with a private or commercial glider rating.

(2) Ten short-patterned and released glider flights may be counted as one hour of flight time.

(b) *Glider.* Applicant for a glider rating shall have had at least:

(1) 250 glider flights, or 25 hours of glider flight time including at least 125 glider flights. As part of this requirement, at least 25 of the above flights must have included a 360° turn and at least 10 of the above flights must have been performed under the supervision of a rated flight instructor and

(2) One hour of flight instruction in recovery from stalls and spins. Such instruction may have been accomplished in spinnable powered aircraft. The holder

of a pilot certificate with a rating in spinnable powered aircraft shall be deemed to have met this requirement.

(3) 75% of the required flight time may be had in powered aircraft, if the applicant holds a pilot certificate with a private rating in powered aircraft.

(4) The holder of a pilot certificate with a commercial rating in powered aircraft shall be deemed to have met the requirements of paragraph (b) (1) of this section.

4. By amending § 20.36 (b) to read as follows:

§ 20.36 *Aeronautical skill.* * * *

(b) *Glider.* (1) At least 2 flights, one of which shall include a 360° approach to the right and one to the left, landing each time within 100 feet beyond a designated line or point,

(2) A spiral in each direction of not less than 3 full turns in a banked attitude of not less than 45°

(3) A demonstration of satisfactory technique in the performance of glider flight when towed by an automobile or a winch,

(4) A demonstration of satisfactory technique in the performance of glider flight when towed by an airplane during climb, and when above, below, and to one side of the towing airplane slip stream while in level flight, and

(5) Recovery from stalls entered from straight flights and turns, and a two-turn spin to the right and the left, respectively. These maneuvers may be demonstrated in powered aircraft. The holder of a pilot rating in spinnable powered aircraft shall be deemed to have met this requirement.

5. By amending § 20.41 to read as follows:

§ 20.41 *Flight instructor rating.*

Note: The deletion of the words "for powered aircraft" will broaden the scope of the flight instructor rating to include glider flight instructor.

6. By amending § 20.412 to read as follows:

§ 20.412 *Experience.* Applicant shall be an appropriately rated commercial pilot or a private pilot who has met the experience requirements for the appropriate commercial pilot rating.

This amendment is proposed under the authority of Title VI of the Civil Aeronautics Act of 1938, as amended.

(Secs. 205 (a) 601-610, 52 Stat. 984, 1007-1012; 49 U. S. C. 425 (a) 551-560)

Dated August 11, 1948 at Washington, D. C.

By the Bureau of Safety Regulations.

[SEAL] JOHN M. CHAMBERLAIN,
Director.

[F. R. Doc. 43-7340; Filed, Aug. 13, 1948; 8:51 a. m.]

NOTICES

DEPARTMENT OF THE TREASURY

Bureau of Customs

[T. D. 51998]

PRODUCTS OF DOMINIONS OF INDIA AND
PAKISTAN

MARKING OF COUNTRY OF ORIGIN

AUGUST 10, 1948.

Marking to indicate the name of the country of origin of articles manufactured or produced in the Dominion of India and the Dominion of Pakistan, T. D. 51828 amended.

T. D. 51828, 13 F. R. 353, is hereby amended as follows:

a. Delete "Junagadh" from the Indian States shown in category 1 as affiliated with the Dominion of Pakistan.

b. Delete category 2 and in place thereof substitute the following:

2. Collectors of customs shall request instructions from the Bureau relative to the marking to indicate the name of the country of origin of articles imported from the State of Junagadh, Jammu, or Kashmir.

c. Hyderabad, shown in the present category 2 as undetermined, entered into a 1-year standstill agreement with the Dominion of India on November 29, 1947. Until the present standstill agreement is superseded, products of Hyderabad shall be marked to indicate that India or the Dominion of India is the country of origin.

[SEAL] FRANK DOW,
Acting Commissioner of Customs.

[F. R. Doc. 48-7324; Filed, Aug. 13, 1948;
8:49 a. m.]

Office of the Secretary

TWO PERCENT TREASURY BONDS OF
1948-50

NOTICE OF CALL FOR REDEMPTION

1. Public notice is hereby given that all outstanding 2 percent Treasury Bonds of 1948-50, dated December 8, 1939, are hereby called for redemption on December 15, 1948, on which date interest on such bonds will cease.

2. Holders of these bonds may, in advance of the redemption date, be offered the privilege of exchanging all or any part of their called bonds for other interest-bearing obligations of the United States, in which event public notice will hereafter be given and an official circular governing the exchange offering will be issued.

3. Full information regarding the presentation and surrender of the bonds for cash redemption under this call will be found in Department Circular No. 666, dated July 21, 1941.

[SEAL] JOHN W SNYDER,
Secretary of the Treasury.

AUGUST 13, 1948.

[F. R. Doc. 48-7379; Filed, Aug. 13, 1948;
9:43 a. m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Misc. 32876]

CALIFORNIA

CLASSIFICATION ORDER

AUGUST 4, 1948.

1. Pursuant to the authority delegated to me by the Secretary of the Interior by Order No. 2325 dated May 24, 1947 (43 CFR 4.275 (b) (3) 12 F. R. 3566), I hereby classify under the small tract act of June 1, 1938 (52 Stat. 609) as amended July 14, 1945 (59 Stat. 467, 43 U. S. C. sec. 682a) as hereinafter indicated, the following described public lands in the Los Angeles, California, land district, embracing 516.96 acres:

SMALL TRACT CLASSIFICATION No. 166

CALIFORNIA NO. 69

*For Leasing and Sale for All of the Purposes
Mentioned in the Act Except Business
Sites*

T. 4 N., R. 2 W., S.B.M.,
Sec. 20, SE $\frac{1}{4}$, 28, lot 4, N $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$,
SW $\frac{1}{4}$ NW $\frac{1}{4}$, 29, lot 5, E $\frac{1}{2}$ NE $\frac{1}{4}$.

2. These lands are located on the Mojave Desert in San Bernardino County about 15 miles southeast of Victorville and about the same distance southwest of the town of Lucerne Valley. They lie on low mountain foothills forming the southern limits of the Lucerne Valley.

3. Pursuant to § 257.9 of the Code of Federal Regulations (43 CFR, Part 257, Circ. 1647, May 27, 1947, and Circ. 1665, November 19, 1947) a preference right to a lease is accorded to those applicants whose application (a) were regularly filed, under the regulations issued pursuant to the act, prior to 3:00 p. m. on April 6, 1948, and (b) are for the type of site for which the land subject thereunder has been classified. As to such applications, this order shall become effective upon the date on which it is signed.

4. As to the land not covered by the applications referred to in paragraph 3, this order shall not become effective to permit the leasing of such land under the small tract act of June 1, 1938, cited above, until 10:00 a. m. on October 6, 1948. At that time such land shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to applications, petition, location, or selection, as follows:

(a) *Ninety-day period for other preference right filings.* For a period of 90 days from 10:00 a. m. on October 6, 1948, to close of business on January 4, 1949, inclusive, to (1) application under the small tract act of June 1, 1938, by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747) as amended May 31, 1947 (61 Stat. 123, 43 U. S. C. sec. 279) and by other qualified persons entitled to credit for service under the said act, subject to the requirements of applicable law, and (2) application under any applicable public land law, based on prior existing valid settlement right and preference rights con-

ferred by existing laws or equitable claims subject to allowance and confirmation. Application by such veterans and by other persons entitled to credit for service shall be subject to claims of the classes described in subdivision (2)

(b) *Advance period for simultaneous preference right filings.* All applications by such veterans and persons claiming preference rights superior to those of such veterans filed at 3:00 p. m. on April 6, 1948, or thereafter, up to and including 10:00 a. m. on October 6, 1948, shall be treated as simultaneously filed.

(c) *Date for non-preference-right filing authorized by the public land laws.* Commencing at 10:00 a. m. on January 5, 1948, any of the land remaining unappropriated shall become subject to application under the small tract act by the public generally.

(d) *Advance period for simultaneous non-preference-right filings.* Applications under the small tract act by the general public filed at 3:00 p. m. on April 6, 1948, or thereafter, up to and including 10:00 a. m. on January 5, 1949, shall be treated as simultaneously filed.

5. Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Other persons entitled to credit for service shall file evidence of their right to credit in accordance with 43 CFR 181.38 (Circ. 1588) 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.

6. All applications referred to in paragraph 3 and 4, which shall be filed in the district office at Los Angeles, California, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circ. 324, May 22, 1914, 43 L. D. 254), to the extent that such regulations are applicable. Applications under the small tract act of June 1, 1938, shall be governed by the regulations contained in Part 257 of Title 43 of the Code of Federal Regulations.

7. Leases will be for a period of five years at an annual rental of \$5, payable for the entire lease period in advance of the issuance of the lease. Leases will contain an option to purchase clause, application for which may be filed at or after the expiration of one year from the date the lease was issued.

8. All of the lands will be leased in tracts of approximately 5 acres, each being approximately 330 by 660 feet, the longer dimension extending north and south. The tract, whenever possible, must conform in description with the rectangular system of surveys as one compact unit; i. e., the W $\frac{1}{2}$ or the E $\frac{1}{2}$ of a quarter-quarter-quarter section in the other sections herein mentioned.

9. Preference right leases referred to in paragraph 3 will be issued for the land described in the application, irrespective of the direction of the tract,

provided the tract conforms or is made to conform to the area and dimensions specified above.

10. Where only one 5-acre tract in a 10-acre subdivision is embraced in a preference right application, the Acting Manager is authorized to accept applications for the remaining 5-acre tract extending in the same direction so as to fill out the subdivision, notwithstanding the direction of the tract may be contrary to that specified in paragraph 8.

11. All inquiries relating to these lands shall be addressed to the Acting Manager, District Land Office, Los Angeles 12, California.

MARION CLAWSON,
Director

[F. R. Doc. 42-7315; Filed, Aug. 13, 1948;
8:45 a. m.]

DEPARTMENT OF COMMERCE

Office of International Trade

[Case 36]

SWIFTWAY ENTERPRISES, INC., ET AL.

ORDER SUSPENDING LICENSE PRIVILEGES

In the matter of Swiftway Enterprises, Inc., John R. Richards, Roland von Kurnatowski, and Charles S. Williamson III, 606 Common Street, New Orleans, Louisiana.

This proceeding was instituted on May 17, 1948, by the transmission of a charging letter to the above named parties other than John R. Richards, which charging letter was amended by subsequent letter dated June 1, 1948, whereby the charges were amplified and John R. Richards was joined as a party.

The charging letter, as amended, charged said parties (hereinafter referred to as respondents) with having violated section 6 of the act of July 2, 1940 (54 Stat. 714) as amended, and the proclamations, Executive orders and regulations promulgated thereunder, (1) by making certain false and fraudulent representations to the Office of International Trade for the purpose of securing an amendment of an export license, and (2) by exporting a quantity of steel to Cuba without license.

Pursuant to notice given by the charging letter, as amended, a hearing on the charges was held before the Compliance Commissioner of the Office of International Trade on July 7, 1948, in the office of the Department of Commerce in Washington, D. C. Respondents failed to appear but filed a written answer which was made part of the record. The Compliance Commissioner received the evidence presented and, after due consideration of the record, on July 29, 1948, filed his report in the matter.

It appears from the record and the report of the Compliance Commissioner that respondent Swiftway Enterprises, Inc., is a corporation having its principal place of business of 606 Common Street, New Orleans, Louisiana, and that it was at all times relevant to this proceeding and for some time prior thereto, and still is, engaged in the business of exporting and procuring orders for exportation of various commodities to various countries, and that respondent John R. Richards is the President, respondent

Roland von Kurnatowski is Vice President, and respondent Charles S. Williamson III is Vice President and Secretary-Treasurer of the corporation respondent.

With respect to the alleged making of false and fraudulent representations, the record and the report of the Compliance Commissioner disclose the following facts: Respondent Swiftway Enterprises, Inc., holding export license No. 908429 issued by the Office of International Trade on October 28, 1947, for the export of 30 tons of steel to Panagu, Havana, Cuba, made application to the Office of International Trade in December, 1947, to have said license amended by substituting a new consignee, Boyrie & Caro, Ciudad Trujillo, Dominican Republic, whereupon respondent was advised by the Office of International Trade that, in order to secure such amendment, it would have to demonstrate to the Office of International Trade that it held a firm order from the proposed new consignee dated prior to October 28, 1947. In pretended compliance with this condition, respondent exhibited to the Office of International Trade an original order from the proposed new consignee which had in fact been dated and received in November, 1947, but the date of which respondent had altered so as to make it appear to have been dated and received in October, 1947. The Compliance Commissioner has accordingly found as a fact that respondents did falsely and fraudulently represent to the Office of International Trade that it held a firm order from Boyrie & Caro dated prior to October 28, 1947.

With respect to the alleged exportation of steel without a license, the record discloses and the Compliance Commissioner has found as a fact that respondents, having failed in their effort to secure a change of consignee in export license No. 908429, and well knowing that exportation to a consignee other than the consignee named in the license was contrary to law, nevertheless used export license No. 908429 to effect shipment of the steel described therein to an unauthorized consignee, Jose Polrot e Hijos, Havana, Cuba, and that such exportation was thus made in effect without a license.

It is accordingly the finding of the Compliance Commissioner that respondents are guilty of the violations as charged and he has therefore recommended that respondents be denied export license privileges for a period of three months from the effective date of this order and that such denial apply to the corporate respondent and to each individual respondent and to any partnership or corporation in which they have or may obtain a substantial interest or position of trust.

The findings and recommendations of the Compliance Commissioner have been carefully considered together with the record in this matter and it appears that such findings are supported by the record and that such recommendations should be adopted.

Now, therefore, it is ordered as follows:

(1) The right of each of the respondents to apply for, secure or use any form of export license is hereby suspended

for a period of three months from the date of this order.

(2) Such suspension shall apply to respondent Swiftway Enterprises, Inc., and to each of the individual respondents and to any partnership or corporation in which any of the respondents has or shall obtain a substantial interest or position of trust.

(3) All presently outstanding export licenses issued to any of the respondents are hereby revoked and shall be immediately returned to the Office of International Trade for cancellation. All export license applications submitted by any of the respondents and now pending before the Office of International Trade shall immediately be returned without action.

This order is subject to the right of respondent to appeal therefrom, within 10 days from receipt of a copy thereof, to the Assistant Director of the Office of International Trade.

(Sec. 6, 54 Stat. 714, 55 Stat. 206, 56 Stat. 463, 53 Stat. 671, 59 Stat. 270, 69 Stat. 215, Pub. Laws 145, 183, 395, 80th Cong., 61 Stat. 214, 321, 945; 50 U. S. C. App. and App. Sup., 701, 702; E. O. 6630, Sept. 27, 1945, 10 F. R. 12245; E. O. 9919, Jan. 3, 1948, 13 F. R. 59)

Dated: August 10, 1948.

JOHN W. EVANS,
Director
Commodities Division.

[F. R. Doc. 42-7323; Filed, Aug. 13, 1948;
8:47 a. m.]

CIVIL AERONAUTICS BOARD

[Docket No. SA-175]

ACCIDENT OCCURRING NEAR ELOY, ARIZ.

NOTICE OF HEARING

AUGUST 11, 1948.

In the matter of investigation of accident involving aircraft of United States Registry NC-79042, which occurred near Eloy, Arizona, June 12, 1948.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly section 702 of said act, in the above-entitled proceeding that hearing is hereby assigned to be held on Wednesday, August 18, 1948, at 9:30 a. m. (local time) in Room 4, Post Office Building, 5th and Arizona Avenue, Santa Monica, California.

Dated at Washington, D. C., August 10, 1948.

[SEAL] FRANCIS H. McADAMS,
Presiding Officer.

[F. R. Doc. 42-7314; Filed, Aug. 13, 1948;
8:51 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File Nos. 54-51, 53-82]

MEMPHIS STREET RAILWAY CO. ET AL.

NOTICE OF FILING OF PLAN AND NOTICE OF AND ORDER RECONVENING HEARING

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

office in the city of Washington, D. C. on the 9th day of August A. D. 1948.

In the matter of The Memphis Street Railway Company, Memphis Generating Company, National Power & Light Company, File No. 54-51, The Memphis Street Railway Company, File No. 59-82, Respondent.

The Commission having on November 13, 1945 instituted proceedings under sections 11 (b) (2) 12 (c) 15 (f) and 20 (a) of the Public Utility Holding Company Act of 1935 with respect to the Memphis Street Railway Company ("Memphis") a subsidiary of Memphis Generating Company ("Generating") in turn a subsidiary of National Power & Light Company ("National") a registered holding company, which in turn is a subsidiary of Electric Bond and Share Company, also a registered holding company, and

National having on December 10, 1946 filed a plan pursuant to section 11 (e) of the act for the rearrangement of the capital structure of Memphis which superseded a plan previously filed by National, and proceedings with respect to said plan having been consolidated with the proceedings previously instituted by the Commission pursuant to section 11 (b) (2) of the act referred to above, hearings having been held, extensive testimony having been taken, numerous exhibits having been presented and said hearings having been continued subject to the call of the Hearing Officer or order of the Commission:

Notice is hereby given that National has filed with the Commission an application requesting permission to withdraw the aforesaid plan filed December 10, 1946, and that Memphis, Generating, and National have filed a new joint plan, dated August 4, 1948, pursuant to section 11 (e) of the act, for the rearrangement of the capital structure of Memphis in substitution for the previous plan filed by National on December 10, 1946.

All interested persons are referred to the aforesaid joint plan, dated August 4, 1948, which is on file in the office of this Commission, for a full statement of the transactions therein proposed which may be summarized as follows:

Generating, which owns all of the 27,593 shares of the common stock of Memphis, each share having a par value of \$100, will transfer such shares of common stock to National which owns all of the securities of Generating. National will thereupon surrender to Memphis for cancellation such 27,593 shares of common stock of Memphis and in consideration therefor Memphis will pay to National in cash \$9 per share, or a total of \$248,337, and will reimburse National for expenditures made in connection with the recapitalization of Memphis.

Memphis will cancel the 27,593 shares of common stock, \$100 par value per share, and will issue 217,100 shares of new common stock without par value having a total stated value of \$2,171,000.

Memphis will then pay to each holder of its 21,710 shares of 4% Preferred Stock, par value \$100, the accrued dividends upon such preferred stock (\$38 per

share as of June 30, 1948) and will retire all of such preferred stock by exchanging, for each share of preferred stock held of record on the consummation date of the plan, ten shares of new common stock.

On or before the consummation date of the plan Memphis will cause to be deposited, with an Exchange Agent to be designated by it, 217,100 shares of new common stock of Memphis, which is the number of shares required for the retirement of all the 4% Preferred Stock on the basis specified above. On and after said consummation date, the holders of said preferred stock certificates shall cease to have any rights as stockholders of Memphis and said certificates shall entitle them only to receive the accrued and unpaid dividends, as set forth above, and certificates for new common stock of Memphis, upon presentation and surrender of their certificates for 4% Preferred stock of Memphis.

Two years after the consummation date of the plan, the Exchange Agent shall sell all shares of new common stock then remaining unexchanged and upon the expiration of five years following the consummation date of the plan, any cash representing the proceeds of the sale of such unexchanged shares of common stock, which shall theretofore not have been claimed by the stockholders entitled thereto, shall be turned over by the Exchange Agent to Memphis and shall be free from any further claim of the holders of the certificates of stock for whose account such cash was theretofore held by the Exchange Agent.

It is stated in the plan that the effectuation thereof is subject to the following conditions and reservations, among others:

(a) The plan shall have been found by the Commission to be necessary to effectuate the provisions of section 11 (b) of the act and to be fair and equitable to the persons affected thereby.

(b) The Commission shall have instituted a proceeding in the appropriate Federal District Court pursuant to section 11 (e) of the act, and such court shall have entered a decree or order finding the plan to be fair and equitable and appropriate to effectuate the provisions of section 11 of the act, and such court shall have taken action to enforce and carry out the terms and provisions of the plan.

(c) The order of the Commission shall recite that the relevant transactions proposed by the plan are necessary or appropriate to the integration or simplification of the holding company system of which National and Memphis are members and necessary or appropriate to effectuate the provisions of section 11 (b) of the act, all in accordance with the meaning and requirements of the Internal Revenue Code, as amended, including section 1808 (f) and Supplement R thereof.

(d) A closing agreement shall have been obtained from, or a ruling shall have been made by, the appropriate tax authorities in form and substance satisfactory to counsel for National and other parties to the plan or there shall have been obtained opinions satisfactory to such counsel as to the general tax

effect on such companies of the several transactions proposed in the Plan under applicable Federal and State laws.

The Commission being required by the provisions of section 11 (e) of the act before approving any plan thereunder to find after notice and opportunity for hearing that the plan as submitted or as modified is necessary to effectuate the provisions of section 11 (b) of the act and is fair and equitable to the persons affected thereby, and it appearing to the Commission that it is appropriate in the public interest and in the interests of investors and consumers that the hearings in these proceedings be reconvened, particularly for the purpose of considering the joint plan filed on August 4, 1948, by Memphis, Generating, and National, and to afford all interested persons an opportunity to be heard with respect thereto:

It is hereby ordered, That the hearings in the above entitled matter be reconvened on September 20, 1948 at 10:00 a. m., e. d. s. t., at the offices of the Commission, 425 Second Street, N. W., Washington, D. C. On such date the hearing room clerk in Room 101 will advise as to the room in which such hearing is to be heard.

It is further ordered, That Allen McCullen, 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 the act and to a hearing officer under the Commission's rules of practice.

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

(1) Whether the aforementioned plan as submitted or as modified is necessary to effectuate the provisions of section 11 (b) (2) of the act and is fair and equitable to the persons affected thereby.

(2) Whether the amount to be paid to National for the surrender of its common stock is fair and equitable or whether such amount should be modified in any manner.

(3) Whether the distribution to the holders of the \$4 preferred stock of Memphis proposed in the plan is fair and equitable or whether such distribution should be modified in any manner.

(4) Whether Memphis can pay to its common and preferred stockholders the amount of cash required by the plan without impairing its financial condition.

(5) Whether the securities of Memphis to be outstanding upon consummation of the plan will be reasonably adapted to the security structure and earning power of the company and will otherwise meet the standards of the act.

(6) Whether the accounting entries in connection with the proposed transactions are appropriate and in accordance with sound accounting principles.

(7) Whether the fees and expenses requested in connection with the proposed transactions are for necessary services and are reasonable in amount.

(8) Whether the proposed plan constitutes a step in compliance with the order of the Commission dated August 23, 1941, pursuant to section 11 (b) (2) of the act directing the dissolution of National.

(9) Generally, whether the proposed transactions are in all respects in the public interest and in the interests of investors and consumers and consistent with all applicable requirements of the act and rules thereunder and whether any modification should be required to made therein and whether any terms and conditions should be imposed to satisfy the applicable statutory standards.

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 jurisdiction be reserved to separate either for hearing in whole or in part or for disposition in whole or in part any of the issues, questions, matters or plans herein set forth or which may arise in that proceedings or to consolidate with these proceedings other filings or matters pertaining to the subject matter of these proceedings and to take such other action as may appear conducive to an orderly and expeditious disposition of the matters involved in accordance with the standards of the Act.

It is further ordered, That notice of this hearing be given to Electric Bond and Share Company, National Generating, Memphis, the Public Utilities Commission of the State of Tennessee, the City of Memphis, and Central Hanover Bank & Trust Company, as Trustee for the Memphis 4% Serial Mortgage Bonds, 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 this Commission distributed to the parties and mailed to the mailing list for releases issued under the Public Utility Holding Company Act of 1935.

It is further ordered, That Memphis shall give notice of this hearing to all its preferred stockholders (insofar as the identity of such stockholders is available or known to it) by mailing to each of said persons a copy of this notice of filing and notice of and order reconvening hearing together with a copy of the proposed joint plan for the rearrangement of the capital structure of Memphis at the last known address at least 15 days prior to the date of said hearing.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant Secretary.

[F. R. Doc. 48-7321; Filed, Aug. 13, 1948;
8:46 a. m.]

[File No. 54-158]

UNITED CORP.

ORDER APPROVING AMENDED PLAN

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

office in the city of Washington, D. C., on the 9th day of August 1948.

The United Corporation ("United"), a registered holding company, having filed an application, and amendments thereto, pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935, for approval of a plan, and amendments thereto, ("Plan"), providing, in substance, that each share of the outstanding preference stock of United be cancelled and retired by paying to the holders thereof the following:

(a) One (1) share of the common stock of Public Service Electric and Gas Company and $\frac{1}{10}$ th of a share of the common stock of South Jersey Gas Company.

(b) One (1) share of the common stock of Columbia Gas & Electric Corporation;

(c) One-fourth ($\frac{1}{4}$ th) share of the common stock of The Cincinnati Gas & Electric Company; and

(d) \$6.00 in cash.

United having requested the Commission, pursuant to section 11 (e) of the act, to apply to a court, in accordance with the provisions of subsection (f) of section 18 of the act, to enforce and carry out the terms and provisions of the Plan; and

Public hearings having been held, after appropriate notice, at which hearings security holders and other interested persons were afforded an opportunity to be heard, and the Division of Public Utilities of the Commission having filed its recommendation for findings and opinion to be issued by the Commission, and briefs having been filed and oral argument having been heard; and

The Commission having considered the record and on August 4, 1948 having issued its findings and opinion, concluding therein that the Plan is necessary to effectuate the provisions of section 11 (b) (2) of the act, and fair and equitable to the persons affected thereby if amended in certain aspects including the elimination from the securities to be delivered to the preference stockholders of the common stock of South Jersey Gas Company and making an appropriate substitution therefor; and

United having on August 5, 1948, and August 9, 1948, further amended its Plan to eliminate from the securities to be delivered to the preference stockholders the $\frac{1}{10}$ th of a share of common stock of South Jersey Gas Company and to increase the $\frac{1}{4}$ th share of common stock of The Cincinnati Gas & Electric Company to $\frac{3}{10}$ ths of a share of such common stock, so that under the Plan, as thus amended, each holder of the preference stock of United will receive the following:

(a) One (1) share of the common stock of Public Service Electric & Gas Company.

(b) One (1) share of the common stock of The Columbia Gas System, Inc. (formerly Columbia Gas & Electric Corporation),

(c) Three-tenths ($\frac{3}{10}$ ths) share of the common stock of The Cincinnati Gas & Electric Company; and

(d) \$6.00 in cash.

Said amendments further stating that the Plan shall become effective as soon as practicable, the effective date to be fixed by the Board of Directors; *Pro-*

vided, however That such date shall not be more than 90 days after the date upon which an order of the United States District Court, to enforce and carry out the terms and provisions of the Plan, shall have become final and no longer subject to appeal; and

The Commission having considered said amendments and deeming them appropriate and in accordance with the Commission's findings and opinion dated August 4, 1948:

It is ordered, Pursuant to section 11 (e) of the act, and other applicable provisions of the act, that the Plan, as amended, be, and hereby is, approved, and that the applications and declarations with respect to the transactions involved in consummation of the Plan be, and they hereby are, granted and permitted to become effective, respectively, subject to the conditions specified in Rule U-24 of the general rules and regulations promulgated under the act.

It is further ordered, That jurisdiction be, and hereby is, reserved to entertain such further proceedings, to make such supplemental findings, to take such further action, and to enter such further order or orders as the Commission may deem necessary or appropriate in these proceedings.

It is further ordered, That jurisdiction be, and hereby is, reserved over the reasonableness and appropriate allocation of all fees and expenses incurred and to be incurred by United in connection with the Plan and the transactions incident thereto.

It is further ordered, That counsel for the Commission be, and they hereby are, authorized and directed to make application forthwith, on behalf of the Commission, to an appropriate United States District Court, pursuant to the provisions of section 11 (e) and in accordance with subsection (f) of section 18 of the act, to enforce and carry out the terms and provisions of the Plan.

It is further ordered, That this order shall not be operative to authorize the consummation of the transactions proposed in the Plan until an appropriate United States District Court shall, upon application thereto, enter an order enforcing said Plan.

United having requested that the Commission's order approving the Plan contain appropriate recitals and specifications conforming to the pertinent requirements of the Internal Revenue Code, as amended, including sections 371 and 1808 (f) thereof, and the Commission deeming it appropriate to grant such request,

It is further ordered and recited, That the transactions hereinafter described and recited, proposed in said Plan filed by United, are necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935:

(1) The acquisition by The United Corporation of each of the 1,136,193 $\frac{1}{8}$ shares of its \$3 Cumulative Preference Stock outstanding;

(2) The transfer and delivery by The United Corporation and the acquisition by holders of certificates for full shares of the \$3 Cumulative Preference Stock of The United Corporation and by holders of scrip certificates representing

NOTICES

[File No. 70-1882]

UNITED GAS IMPROVEMENT CO. AND
CONSUMERS GAS CO.ORDER GRANTING APPLICATION AND PERMIT-
TING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 9th day of August 1948.

The United Gas Improvement Company ("UGI") a registered holding company, and its gas utility subsidiary, Consumers Gas Company ("Consumers") having filed a joint application-declaration pursuant to section 6 (b) 10 and 12 of the Public Utility Holding Company Act of 1935 ("Act"), with respect to the following transaction:

UGI proposes to lend to Consumers \$875,000 in cash and Consumers proposes to execute and deliver its 4% Promissory Note due September 1, 1953, in like principal amount in exchange therefor.

Consumers is to have the privilege of prepayment of all or any part of such loan at any time. The proceeds of such loan will be used, together with short-term bank loans and treasury cash, for the construction, during the year 1948, of a catalytic cracking plant and necessary auxiliary equipment at an estimated cost of \$1,161,707.

The issue and sale of said Promissory Note has been approved by the Pennsylvania Public Utility Commission.

Such application-declaration having been duly filed, and notice or 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 within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding that no adverse findings are necessary with respect to the application-declaration, and deeming it appropriate in the public interest and in the interests of investors and consumers that said applicant-declaration be granted and permitted to become effective, and deeming it appropriate to grant the request of declarants that the order become effective on or before August 13, 1948:

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 said application-declaration be, and the same hereby is, granted and permitted to become effective forthwith.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant Secretary.

[F. R. Doc. 48-7322; Filed, Aug. 13, 1948;
8:47 a. m.]

[File No. 70-1915]

NORTH AMERICAN 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 9th day of August 1948.

Notice is hereby given that The North American Company ("North American"), a registered holding company, has filed a declaration with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("the act") North American designates sections 12 (c) and 12 (d) of the act and Rules U-23, U-44 and U-46 of the general rules and regulations promulgated thereunder as being applicable to the proposed transactions and North American further considers that Rule U-43 may be applicable thereto.

Notice is further given that any interested person may, not later than September 2, 1948, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request and the issues, if any, of fact or law raised by said declaration proposed to be controverted, 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 thereafter, such declaration, as filed or as amended, may be granted or permitted to become effective as provide in Rule U-23 of the rules and regulations promulgated pursuant to said act, or the Commission may exempt such transactions as provided in Rules U-20 (a) and U-100 thereof.

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 below:

North American, the holder of 166,667 shares of common stock of Pacific Gas and Electric Company ("Pacific"), proposes to distribute on November 1, 1948, in partial liquidation, to its holders of common stock of record as of October 4, 1948, one share of common stock of Pacific for each 80 shares of common stock of North American held. No certificates will be issued for fractions of shares of stock of Pacific; in lieu thereof, cash will be paid with respect to such numbers of shares as would be entitled to less than a full share of Pacific at the rate of \$35 per share of Pacific (the approximate market price of such stock at the close of the market on July 29, 1948) such payment being the equivalent of 43 3/4 cents per share of common stock of North American entitled to be paid such cash. North American estimates that the proposed transactions will involve the distribution of approximately 89,136 shares of common stock of Pacific and approximately \$630,764 in cash in lieu of fractions of such stock.

In connection with the proposed distribution, North American proposes to charge to Capital Surplus an amount (approximately \$2,732,766) aggregating the carrying value of the shares of Pacific common stock to be distributed and the cash (approximately \$630,764) to be paid in lieu of fractional shares, together with the expenses of such distribution. North American proposes that sufficient Capital Surplus for this purpose be provided

rights in respect of fractional shares of the \$3 Cumulative Preference Stock of The United Corporation, of securities and cash as follows:

(a) For each full share of \$3 Cumulative Preference Stock represented by a certificate delivered to the Corporation's Exchange Agent on or before the effective date of said Plan, as amended, a package consisting of 1 share of the Common Stock of Public Service Electric and Gas Company; 1 share of the Common Stock of The Columbia Gas System, Inc., 1/10 of a share of the Common stock of The Cincinnati Gas & Electric Company (or cash as determined under said Plan, as amended, in lieu of fractions of such shares of the Common Stock of The Cincinnati Gas & Electric Company) and \$6.00 in cash and, in addition to said package, cash equal to the amount of any dividends which shall have accrued on a share of \$3 Cumulative Preference Stock prior to said effective date, including a pro rata portion of the quarterly dividend for the quarter in which said Plan, as amended, becomes effective, up to and including the day preceding the effective date, if said effective date is other than the regular dividend payment date.

(b) For each full share of \$3 Cumulative Preference Stock represented by a certificate delivered to the Corporation's Exchange Agent subsequent to the effective date of said Plan, as amended, but prior to the date which shall be five years subsequent to said effective date, the securities and cash contained in the package set forth in subparagraph "(a)" hereof, cash equal to the amount of any dividends on a share of \$3 Cumulative Preference Stock as set forth in subparagraph "(a)" hereof, and cash equal to the amount of any dividends upon securities in said package which shall have gone "ex-dividend" subsequent to said effective date.

(c) For each full share of \$3 Cumulative Preference Stock represented by a certificate delivered to the Corporation subsequent to the date which shall be five years subsequent to the effective date of said Plan, as amended, the cash equivalent of the package as accumulated in accordance with the provisions of the Plan.

(d) For each scrip certificate representing a right in respect of a fractional share of \$3 Cumulative Preference Stock which shall be delivered to the Corporation's Exchange Agent or to the Corporation, cash, as determined under said Plan, as amended, covering that portion of the package set forth in subparagraph "(a)" hereof which would otherwise be allocable to the fractional share represented by such certificate.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant Secretary.

[F. R. Doc. 48-7320; Filed, Aug. 13, 1948;
8:46 a. m.]

by transferring from Earned Surplus to Capital Surplus an equivalent amount.

Of its estimated remaining 77,531 shares of Pacific common stock, North American represents that it intends to file subsequently with the Commission an appropriate notification or application with respect to the sale of 75,000 shares prior to November 1, 1948. The remaining balance of 2,531 shares is to be held until the number of shares required for the proposed distribution to stockholders on November 1, 1948, is finally ascertained; thereafter, as soon as practicable, after the issuance by the Commission of a supplemental order conforming to the requirements of Supplement R and section 1808 (f) of the Internal Revenue code, as amended, North American proposes to sell such residual shares on the New York Stock Exchange.

North American has requested that the Commission enter an order permitting the declaration to become effective forthwith on the 30th day after the date of filing, and that such order conform to the requirements of Supplement R of Chapter 1 and section 1808 (f) of Chapter 11 of the Internal Revenue code, as amended.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant Secretary.

[F. R. Doc. 48-7319; Filed, Aug. 13, 1948;
8:46 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 3, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 11634]

RUDOLPH H. LANDAHL

In re: Stock and bank accounts owned by the personal representatives, heirs, next of kin, legatees and distributees of Rudolph H. Landahl, deceased. F-28-14890-A-1, F-28-14890-C-1, F-28-14890-D-1, F-28-14890-E-1/3.

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

1. That the personal representatives, heirs, next of kin, legatees and distributees of Rudolph H. Landahl, deceased, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany)

2. That the property described as follows:

a. Twenty-two (22) shares of capital stock of Metropolitan Tobacco Co., 22 Fourth Avenue, New York 3, New York, a corporation organized under the laws of the State of New York, evidenced by certificate number A87, registered in the name of Rudolph H. Landahl, together with all declared and unpaid dividends thereon,

b. That certain debt or other obligation of Chemical Bank & Trust Com-

pany, 165 Broadway, New York, New York, arising out of a checking account entitled Metropolitan Tobacco Co. for a/c of Rudolph H. Landahl, and any and all rights to demand, enforce and collect the same,

c. That certain debt or other obligation of Central Savings Bank, 2100 Broadway, New York, New York, arising out of a savings account, Account Number 1,214,102, entitled Rudolph H. Landahl, maintained at the branch office of said bank located at Fourth Avenue at 14th Street, New York, New York, and any and all rights to demand, enforce and collect the same, and

d. That certain debt or other obligation of The Williamsburgh Savings Bank, 1 Hanson Place, Brooklyn, New York, arising out of a savings account, Account Number 142,424, entitled Rudolph H. Landahl, 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 nationals of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the personal representatives, heirs, next of kin, legatees and distributees of Rudolph H. Landahl, deceased, 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 July 14, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 48-7329; Filed, Aug. 13, 1948;
8:49 a. m.]

[Vesting Order 11685]

BARON ALFRED PALM ET AL.

In re: Trust agreement dated April 12, 1924, between Baron Alfred Palm, grantor, and National Savings and Trust Company et al, trustees. (File No. F-28-450-G-1).

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Exec-

utive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Baron Alfred von Palm, 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 property presently held by National Savings and Trust Company, Fifteenth Street and New York Avenue NW., Washington, D. C., and Charles T. Tittmann, 1718 Connecticut Avenue NW., Washington, D. C., under and by virtue of an agreement dated April 12, 1924, by and between Baron Alfred Palm, grantor and National Savings and Trust Company, Charles T. Tittmann and Reeves T. Strickland, trustees,

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 July 22, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 48-7330; Filed, Aug. 13, 1948;
8:49 a. m.]

[Vesting Order 11716]

FRANZ LUEDECKE

In re: Estate of Franz Luedecke, deceased. File D-28-11639; E. T. sec. 15862.

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 Alwine Gerber, Vera Ferdinande Anna Luedecke, Mrs. Annie Karapapasis, Eugen Ernst Luedecke, Martha Krusemark, Hedwig Dreher and Frieda Cornelius, whose last known ad-

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

2. That the domiciliary personal representatives, heirs at law, next of kin, legatees, and distributees, names unknown, of Eugen Ernst Ludwig Luedecke, deceased, 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 Franz Luedecke, 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 process of administration by Floyd A. Frye, as Administrator, acting under the judicial supervision of the Probate Court, Wayne County, Detroit, Michigan;

and it is hereby determined:

5. That to the extent that the persons named in subparagraph 1 hereof and the domiciliary personal representatives, heirs at law, next of kin, legatees, and distributees, names unknown, of Eugen Ernst Ludwig Luedecke, deceased, 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 July 27, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Deputy Director
Office of Alien Property.

[F. R. Doc. 48-7331; Filed, Aug. 13, 1948;
8:49 a. m.]

[Vesting Order 11741]

WALTER FOERTSCH

In re: Stock owned by Walter Foertsch, F-28-22825-D-2.

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 Walter Foertsch, whose last known address is Hochallee 78, Hamburg 13, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: Five (5) shares of Class B Common Capital Stock of Eastern States Corporation, Room 1654, 10 Light Street, Baltimore, Maryland, evidenced by a certificate numbered BF-7502, registered in the name of Walter Foertsch, together with all declared and unpaid dividends thereon and all rights of exchange thereof for shares of no par value Common Capital Stock of the aforesaid Eastern States 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, 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 July 29, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Deputy Director
Office of Alien Property.

[F. R. Doc. 48-7332; Filed, Aug. 13, 1948;
8:50 a. m.]

[Vesting Order 11776]

MINNA TEMPEL

In re: Estate of Minna Tempel, deceased. File No. D-28-7477; E. T. sec. 7699.

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

1. That Herman Meier, Fritz Meier, Wilhelmine Koller, Heinrich Meier, Lina Rieke, Sophie Schmidtpeter, Helene Meier, Auguste Meier, Henrick Brinkmeier, Fritz Brinkmeier, Herman Brinkmeier, August Brinkmeier, Gustav Brinkmeier, Mina Lefman, Auguste Brinkmeier, Heinrich Kulmeier, Walter Kulmeier, Friedrich Kulmeier, Fritz Kuhfuss, Heinrich Kuhfuss, Lina Woltemathe, Louise Brinkman, Marie Peper, Minna Tempel, Fritz Tempel, Louise Tempel, Wilhelm Tempel, Maria Schultze and Louise Solle, whose last known ad-

dress was, on June 6, 1944, Germany, were on such date residents of Germany and nationals of a designated enemy country (Germany)

2. That the sum of \$3,666.70 was paid to the Alien Property Custodian by Forrest F. Tempel, the Administrator, D. B. N., C. T. A., of the Estate of Minna Tempel, deceased;

3. That the sum of \$3,666.70 was accepted by the Alien Property Custodian on June 6, 1944, pursuant to the Trading With the Enemy Act, as amended;

4. That the said sum of \$3,666.70 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:

5. That to the extent that the persons named in subparagraph 1 hereof were not within a designated enemy country, on June 6, 1944, the national interest of the United States required that such persons be treated as nationals of a designated enemy country (Germany) on such date.

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

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

This vesting order is issued nunc pro tunc to confirm the vesting of the said property 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 August 3, 1948.

For the Attorney General.

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

[F. R. Doc. 48-7333; Filed, Aug. 13, 1948;
8:50 a. m.]

[Vesting Order 11794]

OSWALD HERRMANN

In re: Estate of Oswald Herrmann, deceased. File No. D-28-12345; E. T. sec. 16561.

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 Sidonie Pietsch, Liddy Herrmann, Else Urban, Margarethe (Gretel) Krueger, Liddy Reichert, Erich Thiel, Oskar Thiel, Helene Thiel, Charlotte Thiel, Hellmuth Thiel, Oskar Herrmann, Albert

Herrmann, Frank Wingolff Herrmann and Roswitha Charitas Herrmann, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That children, brothers and sisters, names unknown, of Else Urban, of Margarethe (Gretel) Krueger, of Liddy Reichert; widow, children, brothers and sisters, names unknown, of Erich Thiel, of Oskar Thiel, and mother of Frank Wingolff Herrmann and Roswitha Charitas Herrmann, name 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 Oswald Herrmann, deceased, presently being administered by The Groos National Bank, 143 West Commerce Street, San Antonio, Texas, as independent executor,

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

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof and children, brothers and sisters, names unknown, of Else Urban, of Margarethe (Gretel) Krueger, of Liddy Reichert; widow, children, brothers and sisters, names unknown of Erich Thiel, of Oskar Thiel, and mother of Frank Wingolff Herrmann and Roswitha Charitas Herrmann, name 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 August 4, 1948.

For the Attorney General.

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

[F. R. Doc. 48-7334; Filed, Aug. 13, 1948; 8:50 a. m.]

[Vesting Order 11802]

CONRAD RUESS

In re: Estate of Conrad Ruess, deceased. File No. D-28-25611 C-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 Ferdinand Ruess and Maria Bestle, 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 Conrad Ruess, 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 Charles F. Craig, as executor, acting under the judicial supervision of the Superior Court of the City and County of San Francisco, California;

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 August 6, 1948.

For the Attorney General.

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

[F. R. Doc. 48-7335; Filed, Aug. 13, 1948; 8:50 a. m.]

[Vesting Order 11804]

MARTHA T. ALBERTI

In re: Bond and mortgage owned by Martha T. Alberti.

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 Martha T. Alberti, whose last known address is Munich 25, Bavaria, Werdenfels Strasse 29K, Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That the property described as follows: A mortgage executed on July 1,

1925, by Margaret Sacken and Joachim H. Sacken, her husband, to Paul E. Alberti and recorded in the Office of the County Clerk of Bergen County, New Jersey, on July 28, 1925, in Liber 764 of Mortgages, at page 411, which mortgage was assigned by Paul E. Alberti to Martha T. Alberti by instrument executed on March 31, 1932, and recorded in the Office of the County Clerk of Bergen County, New Jersey, on April 30, 1932, in Liber 233 of Assignments, at page 439, and any and all obligations secured by said mortgage, including but not limited to all security rights in and to any and all collateral (including the aforesaid mortgage) for any and all such obligations, and the right to enforce and collect such obligations, and the right to possession of any and all notes, bonds and other instruments evidencing such obligations,

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

and it is hereby determined:

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

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

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

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

Executed at Washington, D. C., on August 9, 1948.

For the Attorney General.

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

[F. R. Doc. 48-7336; Filed, Aug. 13, 1948; 8:50 a. m.]

[Vesting Order CE 455]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK AND OHIO COURTS

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 having been found:

1. That each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof,

NOTICES

was a person within the designated enemy country or the enemy-occupied territory identified in Column 2 of said Exhibit A opposite such person's name;

2. That it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A opposite such person's name, and such measures having been taken;

3. That as a result of such action or proceeding each of said persons obtained or was determined to have the property particularly described in Column 4 of said Exhibit A opposite such person's name;

4. That such property is in the possession or custody of, or under the control of, the person described in Column 5 of said Exhibit A opposite such property;

5. That, in taking such measures in each of such actions or proceedings, costs and expenses have been incurred in the amount stated in Column 6 of said Exhibit A opposite such action or proceeding;

Now, therefore, there is hereby vested in the Attorney General of the United States, to be used or otherwise dealt with in the interest of and for the benefit of the United States, interests in the property in the possession or custody of, or under the control of, the persons described in Column 5 of said Exhibit A

in amounts equal to the sums stated in Column 6 of said Exhibit A.

The term "designated enemy country" as used herein shall have the meaning prescribed in section 10 of Executive Order 9193, as amended. The term "enemy-occupied territory" as used herein shall have the meaning prescribed in Rules of Procedure, Office of Alien Property, § 501.6 (8 CFR, Cum. Supp., 503.6)

Executed at Washington, D. C., on August 9, 1948.

For the Attorney General.

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

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Property	Column 5 Depository	Column 6 Sum value
		<i>Item 1</i>			
Mariko Dimitrova Min-kova Koleva.	Bulgaria.....	Estate of Evanka Dimitrova, deceased. Surrogate's Court, Dutchess County, State of New York.	\$3,153.20	County Treasurer, Dutchess County, Poughkeepsie, N. Y.	\$27.00
Evanko Stoneya Dimitrova Mihaleva.	do.....	Same.....	788.30	do.....	6.00
George Stanoff Dimitroff.	do.....	Same.....	788.30	do.....	6.00
Dimitr Stanoff Dimitroff.	do.....	Same.....	788.30	do.....	6.00
Todore Stanoff Dimitroff.	do.....	Same.....	788.30	do.....	6.00
Simcona Georgeva Dimitrova.	do.....	Same.....	788.30	do.....	6.00
Dimitr Georgeff Dimitroff.	do.....	Same.....	788.30	do.....	6.00
George Georgeff Dimitroff.	do.....	Same.....	788.30	do.....	6.00
Stanfo Georgeff Dimitroff	do.....	Same.....	788.29	do.....	6.00
		<i>Item 10</i>			
Mrs. Anna Zerbes.....	Rumania.....	Estate of John Schuller, deceased. Probate Court, Cuyahoga County, State of Ohio.	765.05	Charles Michalske, Esq., 525 Society for Savings Bldg., Cleveland, Ohio.	26.01
		<i>Item 11</i>			
Vincze Szabo.....	Yugoslavia.....	Estate of Victoria Sebal, deceased. Probate Court, Cuyahoga County, State of Ohio.	1,418.76	Harold E. Smith, executor, c/o Charles Michalske, 525 Society for Savings Bldg., Cleveland, Ohio.	12.70
Barbara Szabo.....	do.....	Same.....	1,418.76	do.....	12.70
Mary Szabo.....	do.....	Same.....	1,418.76	do.....	12.70
Margaret Szabo.....	do.....	Same.....	1,418.76	do.....	12.70

[F. R. Doc. 48-7338; Filed, Aug. 13, 1948; 8:50 a. m.]

[Vesting Order 11805]

NIKOLAUS MOSER

In re: Interest in real property, claim and property insurance policies owned by Nikolaus Moser.

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 Nikolaus Moser, whose last known address is Grantschen 65, Kreis Heilbronn, Wurtemberg, Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That the property described as follows:

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

b. All right, title and interest of Nikolaus Moser in and to the following insurance policies which insure the

property described in subparagraph 2-a hereof:

Fire Insurance Policy No. 720177, issued by Northern Insurance Company of New York, 83 Maiden Lane, New York, New York, in the amount of \$6,000.00, which policy expires August 10, 1948, together with any and all extensions or renewals thereof,

Liability Insurance Policy No. LOL694415, issued by New Amsterdam Casualty Company, 60 John Street, New York, New York, in the limits of \$5/10,000, which policy expired July 1, 1948, together with any and all extensions and renewals thereof,

c. That certain debt or other obligation owing to Nikolaus Moser by Francis P Meehan, 17 Academy Street, Newark

2, New Jersey, arising out of rentals collected from the real property described in subparagraph 2-a hereof, and any and all rights to demand, enforce and collect the same,

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

and it is hereby determined:

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

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

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2-a hereof, subject to recorded liens, encumbrances and other rights of record, held by or for persons who are not nationals of designated enemy countries, and

There is hereby vested in the Attorney General of the United States the property described in subparagraphs 2-b and 2-c hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

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

Executed at Washington, D. C., on August 9, 1948.

For the Attorney General.

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

EXHIBIT A

All that certain lot, tract or parcel of land and premises, hereinafter particularly described, situate, lying and being in the city of Newark in the County of Essex and the State of New Jersey:

Beginning at a point in the westerly line of South Twelfth Street 183 feet 2 inches southerly from the southwest corner of the same and South Orange Avenue, thence westerly at right angles to Ashland Street 68 feet to a point distant 80 feet 6 inches easterly from Ashland Street; thence southerly parallel with Ashland Street 30 feet; thence easterly on a line at right angles to Ashland Street 80 feet 4 inches to the line of South Twelfth Street aforesaid; and thence along the same northerly 32 feet 5 inches to the place of beginning.

Being known and designated as Street No. 403 South Twelfth Street, Newark, N. J.

[F. R. Doc. 48-7337; Filed, Aug. 13, 1948; 8:50 a. m.]

[Vesting Order CE 450, Amdt.]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK, PENNSYLVANIA, MICHIGAN, MISSOURI, AND INDIANA COURTS

Vesting Order No. CE-450, dated June 25, 1948, is hereby amended as follows and not otherwise:

By deleting the words appearing in Column 5 of Item 4 in Exhibit A of said Vesting Order No. CE-450 and substituting therefor the following:

Milton S. Witt, c/o Pickwick Dress Company, 1400 Broadway, New York, N. Y., Administrator of the Estate of Fritz Eugene Hirsh.

All other provisions of said Vesting Order No. CE-450 and all actions taken by or on behalf of the Attorney General of the United States in reliance thereon, pursuant thereto and under the authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on August 9, 1948.

For the Attorney General.

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

[F. R. Doc. 48-7339; Filed, Aug. 13, 1948; 8:51 a. m.]

TAKAKO.HASEGAWA, ET AL.

NOTICE OF INTENTION TO RETURN VESTED PROPERTY

Pursuant to section 32 (f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of publication hereof the following property, located in the Treasury of the United States, Washington, D. C., subject to any increase or decrease resulting from the administration of such property prior to return and after adequate provision for taxes and conservative expenses:

Table with 3 columns: Claimant, Claim No., Property. Lists various individuals and their associated claim numbers and property descriptions.

Table with 3 columns: Claimant, Claim No., Property. Lists various individuals and their associated claim numbers and property descriptions.

Executed at Washington, D. C., on August 9, 1948.

For the Attorney General.

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

[F. R. Doc. 48-7313; Filed, Aug. 12, 1948; 8:53 a. m.]

[Vesting Order 11790]

AUGUSTE E. BUCHTER

In re: Estate of Auguste E. Buchter, also known as Auguste Buchter, deceased. File No. D-28-12254; E. T. sec. 16491.

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 Elfrieda Graumann, 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 Auguste F. Buchter, also known as Auguste Buchter, 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 Francis J. Mulligan, Public Administrator of New York County, as Administrator, acting under the judicial supervision of the Surrogate's Court of New York County, New York;

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 August 4, 1948.

For the Attorney General.

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

[F. R. Doc. 48-7309; Filed, Aug. 12, 1948;
8:52 a. m.]

[Vesting Order 11792]

BERTHA HÄGELE

In re: Estate of Bertha Hägele, also known as Bertha Haegele, deceased. File No. D-28-12362; E. T. sec. 16584.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Exec-

utive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That George Kimel, Anton Kimel, Marie Werner, and Maria Theresia Kimel, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That the issue, names unknown, of George Kimel, the issue, names unknown, of Anton Kimel, the issue, names unknown, of Marie Werner, and the issue, names unknown, of Maria Theresia Kimel, 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 Bertha Hägele, also known as Bertha Haegele, 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 Henry P. Velte, as Executor, acting under the judicial supervision of the Surrogate's Court of Queens County, New York;

and it is hereby determined:

5. That to the extent that the persons named in subparagraph 1 hereof and the issue, names unknown, of George Kimel, the issue, names unknown, of Anton Kimel, the issue, names unknown, of Marie Werner, and the issue, names unknown, of Maria Theresia Kimel 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 August 4, 1948.

For the Attorney General.

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

[F. R. Doc. 48-7310; Filed, Aug. 12, 1948;
8:52 a. m.]

[Vesting Order 11796]

EDA SCHLOEGEL

In re: Estate of Eda Schloegel, deceased. File No. D-28-12356, E. T. sec. 16575.

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 S. Pokorny, 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 Eda Schloegel, 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 Francis J. Mulligan, as Public Administrator, acting under the judicial supervision of the Surrogate's Court of New York County, New York;

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 August 4, 1948.

For the Attorney General.

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

[F. R. Doc. 48-7311; Filed, Aug. 12, 1948;
8:52 a. m.]

[Vesting Order 11797]

WILHELM SCHROEDER

In re: Estate of Wilhelm Schroeder, also known as William Schroeder, deceased. File No. D-28-9683; E. T. sec. 13488.

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 Hedwig Messing and Martha Orthy Gleicher, 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

ever of the persons named in subparagraph 1 hereof, and each of them, in and to the estate of Wilhelm Schroeder, also known as William Schroeder, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany)

3. That such property is in the process of administration by the City Treasurer of the City of New York, as Depositary, acting under the judicial supervision of the Surrogate's Court of New York County, New York;

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 other-

wise dealt with in the interest of and for the benefit of the United States.

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

Executed at Washington, D. C., on August 4, 1948.

For the Attorney General.

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

[F. R. Doc. 48-7312; Filed, Aug. 12, 1948;
8:52 a. m.]

