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Washington, Tuesday, January 25, 1949

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 24—FORMAL EDUCATION REQUIREMENTS FOR APPOINTMENT TO CERTAIN SCIENTIFIC, TECHNICAL, AND PROFESSIONAL POSITIONS

TEACHER AND SUBSTITUTE TEACHER IN INDIAN SCHOOLS

Section 24.14 is amended to read as follows:

§ 24.14 *Teacher and substitute (temporary) teacher, SP-250-5-7 and SP-251-4-6, in Indian schools*—(a) *Educational requirement.* Applicants must have completed a full four-year course in an accredited college or university, which must have included or been supplemented by 18 semester hours credit in education with major study in education or in the particular subject-matter area in which the duties as a teacher are to be performed.

NOTE: For temporary appointment of substitute teacher, elementary grades (1-8), SP-251-4, this educational requirement may be modified to require only two full years of study in the education department of an accredited college or university; and for temporary appointment of substitute teacher, agriculture, SP-250-5-7, this educational requirement may be modified to require only two full years of study in the agriculture department of an accredited college or university.

(b) *Duties.* Teachers in Indian schools draw upon their general experience and the resources of the environment to implement an educational program. Emphasis is placed upon group discussions and informal educative processes. They exercise educational leadership throughout the community.

(c) *Knowledge and training requisite for performance of duties.* The duties to be performed require a knowledge of teaching principles and techniques, an understanding of the developmental stages, both physical and mental, of young people, the ability to recognize special instructional problems that arise in teaching situations, thorough knowledge of the subject-matter area being taught, and an understanding of the interrelationship between the formal school situation and non-school activities as educative factors. To be a successful teacher a person must have a

definite and consistent philosophy of education, an understanding of the objectives of formal education, and an artistry in the ability to choose and implement suitable means to accomplish those objectives. This knowledge, understanding, and ability, can be gained only through supervised training, under competent instructors, in accredited colleges and universities. By such training the student is guided in his reading and evaluation of the literature, which is so voluminous that an individual cannot master it on his own initiative or by random study. The student has access to libraries and laboratories; is given opportunity to observe methods of devising and materials for implementing an educational program; and, in a supervised setting, can experiment for himself under professional guidance. (Sec. 5, 58 Stat. 388; 5 U. S. C. Sup. 854)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] H. B. MITCHELL,
President.

[F. R. Doc. 49-519; Filed, Jan. 23, 1949;
9:02 a. m.]

TITLE 24—HOUSING CREDIT

Chapter VI—Public Housing Administration

CROSS REFERENCE: For correction of § 602.2 (a) (7) (ii) (codification discontinued at 13 F. R. 8608) in Federal Register Document 48-10832, appearing at page 7708 of the issue for Tuesday, December 14, 1948, see Federal Register Document 49-523 in Notices section under Housing and Home Finance Agency, Public Housing Administration, *infra*.

For order continuing in force and effect all regulations, orders, delegations, instructions, notices, or designations issued by the Public Housing Administrator or his duly authorized representative, and all findings or determinations made by him or his duly authorized representative, prior to the effective date of section 1 of Subtitle A of Title 24 (13 F. R. 8260) and which were not revoked or superseded prior to the said effective date, also see Federal Register Document 49-523 in Notices section under Housing and Home Finance Agency, Public Housing Administration, *infra*.

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TITLE 34—NATIONAL MILITARY ESTABLISHMENT

Subtitle A—Secretary of Defense
PART 60—TRANSPORTATION BY MILITARY AND NAVAL AIRCRAFT

Regulations superseded. This part replaces order of November 18, 1947, 12 F. R. 7941, 32 CFR 1947, Supp. Chapter I.
Sec.
60.1 Transportation without reimbursement.
60.2 Transportation with reimbursement.
60.3 Transportation of non-governmental passengers and cargo.
60.4 Competition with United States Commercial Air Transportation.
60.5 Issuance of joint regulations.

AUTHORITY: §§ 60.1 to 60.5 issued under 61 Stat. 495; E. O. 9886, August 22, 1947, 12 F. R. 5689, 3 CFR 1947 Supp.

§ 60.1 *Transportation without reimbursement.* The Department of the Air Force and the Navy Department may provide air transportation, without reimbursement therefor, when the traffic is primarily of official concern to the National Military Establishment.

(a) Responsibility for the determination as to whether such traffic is primarily of official concern to the National Military Establishment is delegated to the department sponsoring the transportation in accordance with current directives of the Army, Navy and Air Force concerning the establishment of priority for movement via military aircraft.

(b) Requests for travel, without reimbursement, by members of the Congress or high government officials, whose travel is primarily of official concern to the National Military Establishment should be screened and approved by the chairman of the congressional committee upon which the Member of Congress is serving or, in the case of officials of other government agencies, the head of the governmental department to which the official is attached, and the request then forwarded preferably in writing by such committee chairman or department head to the Secretary of the military department (Army, Navy or Air Force) sponsoring the transportation. Cases not sponsored by any of the three military departments will be referred to the Military Air Transport Board which will recommend approval or disapproval thereof to the Office of the Secretary of the Air Force.

§ 60.2 *Transportation with reimbursement.* In cases not covered by § 60.1, the Department of the Air Force and the Department of the Navy may provide air transportation with reimbursement therefor and subject to other restrictions thereon in accordance with the provisions of applicable law, when the traffic is of official concern to other Government departments or agencies, or to the legislative or the judicial branch of the Government, except as noted in § 60.4. Requests for transportation in this category should be directed to the Department of the Air Force.

§ 60.3 *Transportation of non-governmental passengers and cargo.* In order to facilitate the transition from war to peace, non-governmental passengers and cargo not within the scope of the foregoing provisions may be furnished air transportation by the Department of the Air Force and the Department of the Navy, to or from places outside the continental United States, with reimbursement therefor at not less than the current commercial rates including taxes, upon certification by the Department of State or by the Department of the Army, Air Force or Navy acting for the Department of State, that the furnishing of such transportation is in the national interest, except as noted in § 60.4.

§ 60.4 *Competition with United States Commercial Air Transportation.* As a general policy the aviation organization of the armed forces shall not be placed in a position of competing with United

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States commercial air transportation, therefore, in no case will air transportation under the provisions of §§ 60.2 and 60.3 be provided on any given route if the Civil Aeronautics Board certifies that, in its opinion, United States civil air carriers adequate to handle such traffic are in operation on that route.

§ 60.5 *Issuance of joint regulations.* The Secretaries of the Army, Navy, and Air Force shall prescribe appropriate joint regulations to carry out the purposes of this part.

Effective date. This order shall be effective at 12:00 noon on January 1, 1949.

JAMES FORRESTAL,
Secretary of Defense.

[F. R. Doc. 49-510; Filed, Jan. 24, 1949;
9:02 a. m.]

**TITLE 43—PUBLIC LANDS:
INTERIOR**

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

Appendix—Public Land Orders
[Public Land Order 541]

ALASKA

RESERVING CERTAIN PUBLIC LANDS AS AIR-NAVIGATION SITE WITHDRAWAL NO. 243, AND REVOKING, IN WHOLE OR IN PART, EXECUTIVE ORDERS OF DECEMBER 31, 1898, NOVEMBER 21, 1902, AND NOVEMBER 27, 1905, RESPECTIVELY

Correction

In Federal Register Document 48-11429, appearing at page 9336 of the issue for Friday, December 31, 1948, the third paragraph of the land description for Tract No. 1 should read as follows:

S. 57° 40' East, 829.0 feet; South, 3,000.0 feet; West, 1,400.0 feet; North, 2,500.0 feet; N. 45° 00' West, 1,055.0 feet; North, 1,150.0 feet; East, 750.0 feet; S. 36° 10' East, 1,180.0 feet; to the point of beginning.

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

[Docket Nos. 8977, 8022]

PART 2—FREQUENCY ALLOCATIONS AND RADIO TREATY MATTERS; GENERAL RULES AND REGULATIONS

PART 3—RADIO BROADCAST SERVICES

PART 6—FIXED PUBLIC RADIO SERVICES

PART 7—COASTAL AND MARINE RELAY SERVICES

PART 8—SHIP RADIO SERVICE

PART 13—COMMERCIAL RADIO OPERATORS CORRECTIONS

The following corrections are made in F. R. Doc. 309 (correcting F. R. Doc. 48-10940) appearing in the Thursday, January 13, 1949, issue of the FEDERAL REGISTER:

At page 165, column 2, Table I. The entry in the column of this table entitled "Part 6, 61.3" should be corrected to read "6.13."

At page 165, column 3, Table I: The entry in the column of this table entitled "Part 3, 3.188" should be corrected to read "3.168."

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-521; Filed, Jan. 24, 1949;
9:02 a. m.]

[Docket No. 8920]

PART 2—FREQUENCY ALLOCATIONS AND RADIO TREATY MATTERS; GENERAL RULES AND REGULATIONS

ALLOCATION OF FREQUENCIES OF BAND 9800-9900 MC TO NON-GOVERNMENT FIXED SERVICE

In the matter of allocation of frequencies between 25,000 kilocycles and 30,-

000,000 kilocycles; amendment of § 2.104 (a) of the Commission's rules and regulations.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 14th day of January 1949,

It appearing, that the existing needs of the fixed and radio-navigation services warrant the allocation of the band 9800-9900 Mc to the non-government fixed service; and

It further appearing, that the Commission, in its notice of proposed rule making, Docket No. 8926, adopted April 7, 1948, proposed the allocation of the band 9800-9900 Mc to the non-government fixed service; and

It further appearing, that no comments or briefs objecting to the proposed allocation nor requests for oral argument were received on or before the required filing date of May 17, 1948;

Now, therefore, it is ordered, That effective March 1, 1949, the Commission's allocation of the band 9800-9900 Mc to the non-government fixed service.

It is further ordered, That effective March 1, 1949, § 2.104 (a) of the Commission's rules and regulations is amended as set forth below.

(Secs. 4 (1) 303, 321, 323, 325 (a), 48 Stat. 1066, 1082, 1090, 1091, as amended; 47 U. S. C. 1541, 303, 321, 325)

Adopted: January 14, 1949.

Released: January 17, 1949.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

The Table of Frequency Allocations is amended as follows to reflect the Commission's allocation of the band 9800-9900 Mc to the non-government fixed service.

World wide		Region 2		United States		Federal Communications Commission					
Band Mc	Service	Band Mc	Service	Band Mc	Allocation	Band Mc	Service	Class of station	Frequency Mc	Nature	(OF SERVICES OF stations)
1	2	3	4	5	6	7	8	9	10	11	
9800-10000	a. Fixed.			9800-9900 (NG1)	NG.	Fixed.	Fixed.				
	b. Radionavigation.			9900-10000 (US17)	G.						

[F. R. Doc. 49-520; Filed, Jan. 24, 1949; 8:46 a. m.]

PROPOSED RULE MAKING

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR, Part 13]

[Docket No. 9210]

COMMERCIAL RADIO OPERATORS

NOTICE OF PROPOSED RULE MAKING

1. Notice is hereby given of proposed rule making in the above entitled matter.

2. Under the proposed rule changes, the operation of aircraft radiotelegraph stations will be limited to holders of radiotelegraph first or second class licenses who have additionally qualified for that duty by the successful completion of a special supplemental examination. The proposed supplemental examination would include establishment of the operator's ability to transmit and receive radiotelegraph messages at a speed of twenty-five (25) words per minute plain language and twenty (20) code groups per minute, and would also include a written examination covering the basic theory and practice concerning the operation of radio communications and radio navigational systems in general use on aircraft.

3. If the proposed rule changes are finally adopted, it is expected that the effective date of the new requirements would be not less than 6 months after the date of final action by the Commission.

4. The present holders of radiotelegraph first or second class licenses would not be required to take the proposed supplemental examination if they have had satisfactory service as a chief or sole radiotelegraph operator on aircraft prior to the effective date of the proposed amendments.

5. The proposed rule changes are for the purpose of conforming with the recommended standards of the Personnel Licensing Division of the International Civil Aviation Organization in respect to "Flight Radio Operators" which are the type of operators required for overseas and international flights of commercial aircraft when using radiotelegraphy. These standards specify the above additional requirements as well as specifying the minimum age and physical qualifications of the operator, his experience as aircraft radiotelegraph operator and

other matters. They have been adopted by the Civil Aeronautics Board and incorporated into the Civil Air Regulations.

6. The proposed rule changes are issued by the Commission in accordance with its obligation under the Communications Act of 1934, as amended, to prescribe the qualifications of radio station operators, to classify them according to the duties to be performed, to fix the forms of such licenses and to issue them to such citizens of the United States as the Commission finds qualified. The Commission, the Civil Aeronautics Board and the Civil Aeronautics Administration will coordinate their rules and procedures to avoid, so far as possible, any duplication of examination requirements for the Radio Operator License and the Airman Certificate both of which are required to be held by the Flight Radio Operator.

7. The proposed amendments, authority for which is contained in sections 303 (l) and 303 (r) of the Communications Act of 1934, as amended, are set forth below.

8. Any interested party who is of the opinion that the proposed amendments should not be adopted, or should not be adopted in the form set forth, may file with the Commission, on or before February 28, 1949 a written statement or brief setting forth his comments. At the same time, persons favoring the amendments as proposed may file statements in support thereof. The Commission will consider any such comments that are received before taking any final action regarding the proposed amendments, and if any comments are received which appear to warrant the holding of an oral argument before final action is taken, notice of the time and place of such oral argument will be given.

9. In accordance with § 1.764 of the Commission's rules and regulations, an original and at least fourteen copies of all statements, briefs or comments shall be furnished the Commission.

Adopted: January 14, 1949.

Released: January 17, 1949

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

1. It is proposed to amend § 13.21 by adding a new examination element (7), as follows:

(7) *Aircraft radiotelegraph.* Basic theory and practice in the operation of radio communication and radio navigational systems in general use on aircraft.

2. It is further proposed to amend § 13.61 by adding a new subparagraph (4) to paragraph (c) thereof, as follows:

(4) On an aircraft employing radiotelegraphy, the holder of this class of license may not operate the radiotelegraph station unless he is at least eighteen (18) years of age and has satisfactorily completed a supplementary examination qualifying him for that duty, or unless he has served satisfactorily as chief or sole radio operator on an aircraft employing radiotelegraphy prior to -----¹. The supplementary examination shall consist of:

(i) Transmitting and receiving code test at twenty-five (25) words per minute plain language and twenty (20) code groups per minute.

(ii) Written examination element: 7.

3. It is further proposed to amend § 13.61 by adding a new subparagraph (3) to paragraph (d) thereof, as follows:

(3) On an aircraft employing radiotelegraph, the holder of this class of license may not operate the radiotelegraph station unless he has satisfactorily completed a supplementary examination qualifying him for that duty, or unless he has served satisfactorily as chief or sole radio operator on an aircraft employing radiotelegraphy prior to -----¹. The supplementary examination shall consist of:

(i) Written examination element: 7.

4. It is further proposed to amend § 13.61 by adding a new subparagraph (5) to paragraph (f) thereof, as follows:

(5) The license is not valid for the operation of any aircraft radio station while employing radiotelegraphy.

[F. R. Doc. 49-522; Filed, Jan. 24, 1949;
9:06 a. m.]

NOTICES

DEPARTMENT OF THE TREASURY

Customs Bureau

[T. D. 52131]

FISH

TARIFF-RATE QUOTA

JANUARY 17, 1949.

The tariff-rate quota for the calendar year 1949 on certain fish dutiable under paragraph 717 (b) Tariff Act of 1930, as modified pursuant to the General Agreement on Tariffs and Trade (T. D. 51802)

In accordance with the proviso to item 717 (b) of Part I, Schedule XX of the General Agreement on Tariffs and Trade (T. D. 51802) it has been ascertained that the average aggregate apparent annual consumption in the United States of fish, fresh or frozen (whether or not packed in ice) filleted, skinned, boned, sliced, or divided into portions, not specially provided for Cod, haddock, hake, pollock, cusk, and rosefish, in the 3 years preceding 1949, calculated in the manner provided for in the cited agreement, was 179,209,128 pounds. The quantity of

such fish that may be imported for consumption during the calendar year 1949 at the reduced rate of duty established pursuant to that agreement is, therefore, 26,881,369 pounds.

[SEAL] FRANK DOW,
Acting Commissioner of Customs.

[F. R. Doc. 49-518; Filed, Jan. 24, 1949;
9:02 a. m.]

¹ The effective date of this amendment, to be not less than 6 months after the date of final action by the Commission.

DEPARTMENT OF AGRICULTURE

Rural Electrification Administration

[Administrative Order 1758]

LOAN ANNOUNCEMENT

JANUARY 5, 1949.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	<i>Amount</i>
South Carolina 31M Horry-----	\$80,000

[SEAL] **CLAUDE R. WICKARD,**
Administrator

[F. R. Doc. 49-538; Filed, Jan. 24, 1949;
8:47 a. m.]

[Administrative Order 1759]

LOAN ANNOUNCEMENT

JANUARY 5, 1949.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	<i>Amount</i>
Georgia 91P Laurens-----	\$850,000

[SEAL] **CLAUDE R. WICKARD,**
Administrator

[F. R. Doc. 49-939; Filed, Jan. 24, 1949;
8:47 a. m.]

[Administrative Order 1760]

LOAN ANNOUNCEMENT

JANUARY 5, 1949.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	<i>Amount</i>
Texas 49L Denton-----	\$200,000

[SEAL] **CLAUDE R. WICKARD,**
Administrator

[F. R. Doc. 49-540; Filed, Jan. 24, 1949;
8:47 a. m.]

[Administrative Order 1761]

LOAN ANNOUNCEMENT

JANUARY 5, 1949.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	<i>Amount</i>
Alabama 36H De Kalb-----	\$1,020,000

[SEAL] **CLAUDE R. WICKARD,**
Administrator

[F. R. Doc. 49-541; Filed, Jan. 24, 1949;
8:47 a. m.]

[Administrative Order 1762]

LOAN ANNOUNCEMENT

JANUARY 5, 1949.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	<i>Amount</i>
Louisiana 11K, L Bossier-----	\$190,000

[SEAL] **CLAUDE R. WICKARD,**
Administrator

[F. R. Doc. 49-542; Filed, Jan. 24, 1949;
8:47 a. m.]

[Administrative Order 1763]

LOAN ANNOUNCEMENT

JANUARY 5, 1949.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	<i>Amount</i>
Mississippi 26K Panola-----	\$550,000

[SEAL] **CLAUDE R. WICKARD,**
Administrator

[F. R. Doc. 49-543; Filed, Jan. 24, 1949;
8:48 a. m.]

[Administrative Order 1764]

LOAN ANNOUNCEMENT

JANUARY 7, 1949.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	<i>Amount</i>
South Carolina 50A Santee-----	\$7,595,500

[SEAL] **CLAUDE R. WICKARD,**
Administrator

[F. R. Doc. 49-544; Filed, Jan. 24, 1949;
8:48 a. m.]

[Administrative Order 1765]

LOAN ANNOUNCEMENT

JANUARY 10, 1949.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	<i>Amount</i>
Kentucky 46N Harrison-----	\$570,000

[SEAL] **CLAUDE R. WICKARD,**
Administrator

[F. R. Doc. 49-545; Filed, Jan. 24, 1949;
8:48 a. m.]

[Administrative Order 1766]

LOAN ANNOUNCEMENT

JANUARY 10, 1949.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	<i>Amount</i>
New Mexico 9R Curry-----	\$250,000

[SEAL] **CLAUDE R. WICKARD,**
Administrator

[F. R. Doc. 49-546; Filed, Jan. 24, 1949;
8:48 a. m.]

[Administrative Order 1767]

LOAN ANNOUNCEMENT

JANUARY 10, 1949.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	<i>Amount</i>
North Carolina 56H Pamlico-----	\$223,000

[SEAL] **CLAUDE R. WICKARD,**
Administrator

[F. R. Doc. 49-547; Filed, Jan. 24, 1949;
8:48 a. m.]

[Administrative Order 1768]

LOAN ANNOUNCEMENT

JANUARY 10, 1949.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	<i>Amount</i>
Minnesota 70N Hennepin-----	\$6,503,000

[SEAL] **CLAUDE R. WICKARD,**
Administrator

[F. R. Doc. 49-548; Filed, Jan. 24, 1949;
8:48 a. m.]

[Administrative Order 1769]

LOAN ANNOUNCEMENT

JANUARY 11, 1949.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	<i>Amount</i>
Tennessee 1V Meigs-----	\$1,460,000

[SEAL] **CLAUDE R. WICKARD,**
Administrator

[F. R. Doc. 49-549; Filed, Jan. 24, 1949;
8:49 a. m.]

NOTICES

[Administrative Order 1770]

LOAN ANNOUNCEMENT

JANUARY 11, 1949.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration.

Loan designation:	Amount
Virginia 49C Tangler.....	\$24,000

[SEAL] CLAUDE R. WICKARD,
Administrator

[F. R. Doc. 49-550; Filed, Jan. 24, 1949;
8:49 a. m.]

[Administrative Order 1774]

LOAN ANNOUNCEMENT

JANUARY 11, 1949.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	Amount
Texas 102L Jackson.....	\$150,000

[SEAL] CLAUDE R. WICKARD,
Administrator

[F. R. Doc. 49-554; Filed, Jan. 24, 1949;
8:49 a. m.]

Notice is hereby given that hearing in the above-entitled proceeding, now assigned January 24, 1949, has been re-assigned to January 31, 1949, 10:00 a. m. (eastern standard time) in Conference Room C, Departmental Auditorium, 14th Street and Constitution Avenue NW., Washington, D. C., before Examiner Warren E. Baker.

Dated at Washington, D. C., January 18, 1949.

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,
Secretary.

[F. R. Doc. 49-557; Filed, Jan. 24, 1949;
8:50 a. m.]

[Administrative Order 1771]

LOAN ANNOUNCEMENT

JANUARY 11, 1949.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	Amount
Texas 58H Fayette.....	\$383,000

[SEAL] CLAUDE R. WICKARD,
Administrator

[F. R. Doc. 49-551; Filed, Jan. 24, 1948;
8:49 a. m.]

[Administrative Order 1775]

LOAN ANNOUNCEMENT

JANUARY 11, 1949.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration.

Loan designation:	Amount
Kentucky 57H, K Bell.....	\$950,000

[SEAL] CLAUDE R. WICKARD,
Administrator

[F. R. Doc. 49-555; Filed, Jan. 24, 1949;
8:49 a. m.]

FEDERAL POWER COMMISSION

[Docket No. E-6185]

ARKANSAS-MISSOURI POWER CO. AND
ST. FRANCIS ELECTRIC GENERATING CO.

NOTICE OF APPLICATION

JANUARY 17, 1949.

Notice is hereby given that on January 17, 1949, an application was filed with the Federal Power Commission, pursuant to section 203 (a) of the Federal Power Act, by Arkansas-Missouri Power Company, an Arkansas corporation, and St. Francis Electric Generating Company, a Missouri corporation, each doing business in the States of Arkansas and Missouri, with their principal places of business at Blytheville, Arkansas and Little Rock, Arkansas, respectively, seeking an order approving the leasing, by Arkansas-Missouri of certain electric generating facilities to be constructed and owned by St. Francis, all as more fully appears in the application on file with the Commission.

Any person desiring to be heard or to make any protest with reference to the application should file with the Federal Power Commission, Washington 25, D. C., on or before the 1st day of February, 1949, a petition or protest in accordance with the Commission's rules of practice and procedure.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 49-514; Filed, Jan. 24, 1949;
9:03 a. m.]

[Administrative Order 1772]

LOAN ANNOUNCEMENT

JANUARY 11, 1949.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	Amount
Texas 98K Young.....	\$224,000

[SEAL] CLAUDE R. WICKARD,
Administrator

[F. R. Doc. 49-552; Filed, Jan. 24, 1949;
8:49 a. m.]

[Administrative Order 1776]

LOAN ANNOUNCEMENT

JANUARY 12, 1949.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	Amount
Colorado 40C Rio Blanco.....	\$158,000

[SEAL] WILLIAM J. NEAL,
Acting Administrator

[F. R. Doc. 49-556; Filed, Jan. 24, 1949;
8:49 a. m.]

CIVIL AERONAUTICS BOARD

[Docket No. 1789 et al.]

CAPITAL AIRLINES, INC., ET AL., MILWAUKEE-CHICAGO-NEW YORK RESTRICTIONS CASE

NOTICE OF POSTPONEMENT OF HEARING

In the matter of applications of Capital Airlines, Inc. (formerly Pennsylvania Central Airlines) Northwest Airlines, Inc., and American Airlines, Inc., Dockets Nos. 1789, 1790, 2272, and 3583, for amendment of certificates of public convenience and necessity, and the proceeding instituted by Board Order Serial No. E-1904, pursuant to section 401 (h) of the Civil Aeronautics Act of 1938, as amended, Docket No. 3469.

[Docket No. G-1090]

DELHI OIL CORP.

NOTICE OF FINDING UPON APPLICATION FOR STATUS DETERMINATION AND DECLARATORY ORDER

JANUARY 17, 1949.

Notice is hereby given that, on January 13, 1949, the Federal Power Commission issued its finding entered January 12, 1949, upon the Second Amended Application for status determination and declaratory order in the above entitled matter.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 49-511; Filed, Jan. 24, 1949;
9:03 a. m.]

[Administrative Order 1773]

LOAN ANNOUNCEMENT

JANUARY 11, 1949.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	Amount
Texas 93P De Witt.....	\$113,000

[SEAL] CLAUDE R. WICKARD,
Administrator

[F. R. Doc. 49-553; Filed, Jan. 24, 1949;
8:49 a. m.]

[Project No. 925]

CITY OF OTTUMWA, IOWA

NOTICE OF ORDER AUTHORIZING AMENDMENT OF LICENSE (MAJOR)

JANUARY 17, 1949.

Notice is hereby given that, on January 13, 1949, the Federal Power Commission issued its order entered January 12, 1949, authorizing amendment of license (major) in the above entitled matter.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 49-512; Filed, Jan. 24, 1949; 9:03 a. m.]

[Project No. 2011]

GLANCY WARDEN COLE

NOTICE OF APPLICATION FOR LICENSE (MAJOR)

JANUARY 17, 1949.

Public notice is hereby given pursuant to the provisions of the Federal Power Act (16 U. S. C. 791-825r) that Glancy Warden Cole, Manager, Cooke Light and Power Company, Cooke, Montana, has made application for a license for major Project No. 2011 on Republic Creek, consisting of a concrete diversion dam 9 feet high and 30 feet long creating a pond 100 feet long; a head box; a pipe line about 1,550 feet long; a powerhouse containing a 150-horsepower turbine connected to a 125-kilovolt-ampere generator and a 140-horsepower Diesel unit with a 62.5 kilovolt-ampere generator a transmission line about 1,000 feet long to Cooke, Montana, and a transmission line about 3 miles long to Silver Gate, Montana; and appurtenant facilities.

Any protest against approval of this application or request for hearing thereon, with the reasons for such protest or request, and the name and address of the party or parties so protesting or requesting, should be submitted on or before February 28, 1949, to the Federal Power Commission at Washington, D. C.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 49-513; Filed, Jan. 24, 1949; 9:03 a. m.]

[Project No. 2015]

PACIFIC GAS AND ELECTRIC CO.

NOTICE OF APPLICATION FOR PRELIMINARY PERMIT

JANUARY 17, 1949.

Public notice is hereby given, pursuant to the provisions of the Federal Power Act (16 U. S. C. 791a-825r) that Pacific Gas and Electric Company, of San Francisco, California, has made application under the act for preliminary permit for a period of 24 months for a proposed hydroelectric project to be located on American River in Sacramento County, California. The proposed project, designated by applicant as the "Lower American River Development" and by the

Commission as Project No. 2015, would utilize for power purposes water from Folsom Dam and Reservoir, a multiple-purpose project authorized for construction under the direction of the Chief of Engineers and the Secretary of the Army by the Flood Control Act of 1944 (58 Stat. 887) and would consist of four parts as follows: (1) Folsom Dam Powerhouse Project, which would consist of a penstock and a powerhouse with installed capacity of about 127,000 horsepower; (2) Lower American River No. 1 Project (a modification of applicant's existing Folsom project), which would consist of the existing diversion dam about 70 feet high, the existing 8,800-foot canal modified by lining, the existing Folsom forebay, and a reconstructed powerhouse with installed capacity of about 15,000 horsepower (3) Lower American River No. 2 Project, which would also utilize the existing Folsom diversion dam and further develop on the opposite or right bank of the river the same head as the Lower American River No. 1 Project and would consist of a tunnel approximately 7,000 feet long, a penstock, a powerhouse with installed capacity of about 29,500 horsepower immediately downstream from the right abutment of the highway bridge crossing the American River at Folsom, and a regulation and diversion dam approximately 40 feet high to be located at the site of the proposed Folsom-Ripon Canal diversion dam; and (4) Lower American River No. 3 Project, which would be located immediately below the above-described Folsom-Ripon regulation and diversion dam, and would consist of a penstock and a powerhouse with installed capacity of about 6,700 horsepower. A preliminary permit, if issued, shall be for the sole purpose of maintaining priority of application for a license under the Federal Power Act to enable the applicant herein to make examinations and surveys, to prepare maps, plans, and estimates, and to make financial arrangements required for the filing of an application for license under the act. A preliminary permit, if issued, will not authorize construction of a project or any part thereof.

Any protest against approval of this application or request for hearing thereon, with the reasons for such protest or request, and the name and address of the party or parties so protesting or requesting, should be submitted on or before February 23, 1949, to the Federal Power Commission, Washington 25, D. C.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 49-515; Filed, Jan. 24, 1949; 9:03 a. m.]

HOUSING AND HOME FINANCE AGENCY

Public Housing Administration

DELEGATIONS OF AUTHORITY

The powers delegated to the Director of the Construction Inspection and Claims Branch in § 601.1 (b) (4) (13 F. R. 7706) are revoked.

The Assistant Commissioner for Management is delegated the power: To hear, consider, and decide, as the duly authorized representative of the Commissioner, all appeals arising out of contracts made by or for the Public Housing Administration, except those appeals arising out of contracts which originated in former Region III, in connection with the development of projects where contract provisions state substantially that: "All disputes concerning questions of fact arising under this contract shall be decided by the contracting officer subject to appeal by the contractor within 30 days to the head of the department concerned or his duly authorized representative, whose decision shall be final and conclusive upon the parties thereto." The territory covered by former Region III is set forth in § 602.1 (13 F. R. 2820).

The Assistant General Counsel in charge of the Federal Program Branch is delegated the power to hear, consider, and decide, as the duly authorized representative of the Commissioner, appeals arising out of contracts made by or for the PHA in former Region III, in connection with the development of projects where contract provisions state substantially that: "All disputes concerning questions of fact arising under this contract shall be decided by the contracting officer subject to appeal by the contractor within 30 days to the head of the department concerned or his duly authorized representative, whose decision shall be final and conclusive upon the parties thereto." The territory covered by former Region III is set forth in § 602.1 (13 F. R. 2820).

Notwithstanding the reorganization of PHA effective December 6, 1948 and the delegations of authority with respect to contracting officers in § 601.1 (d) (2) (13 F. R. 7707) the Field Office Directors in San Francisco and Chicago are delegated, until February 1, 1949, the power previously delegated to Regional Directors in § 602.2 (a) (2) (13 F. R. 2820) to act as contracting officers for Title V contracts.

The Field Office Director in San Francisco is to act as contracting officer for the territory in former Region I and the Field Office Director in Chicago is to act as contracting officer for the territory in former Region III. The territories covered by these regions are set forth in § 602.1 (13 F. R. 2820).

Field Office Attesting Officer. The Chief Attorney in each field office is designated as the Attesting Officer for the PHA in the field office. The Attesting Officer shall affix the official seal to such documents as may require its application, and is authorized to certify that copies of documents, leases, contracts, and other papers duly approved, are identical with the originals. The Administrative Assistant is designated as alternate Attesting Officer in each field office, and shall have the same duties, functions, and authority vested in the Attesting Officer.

Correction. In Federal Register Document 48-10832, appearing at page 7708 of the issue for Tuesday, December 14, 1948, the following change is made: In § 602.2 (a) (7) (ii) the word "and" in the third line is deleted.

All regulations, orders, delegations, instructions, notices, or designations issued by the Public Housing Commissioner or his duly authorized representative, and all findings or determinations made by him or his duly authorized representative, prior to the effective date of Section 1 of Subtitle A of Title 24 (13 F. R. 8260) and which were not revoked or superseded prior to the said effective date, are hereby continued in force and effect as of the said effective date until repealed or superseded thereafter.

JOHN TAYLOR EGAN,
Commissioner

JANUARY 14, 1949.

[F. R. Doc. 49-523; Filed, Jan. 24, 1949;
9:00 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 70-1902]

COMMONWEALTH & SOUTHERN CORP. ET AL.
SUPPLEMENTAL ORDER GRANTING AND PER-
MITTING APPLICATIONS-DECLARATIONS 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 14th day of January 1949.

In the matter of The Commonwealth & Southern Corporation (Delaware) Southern Indiana Gas and Electric Company, The Commonwealth & Southern Corporation (New York) File No. 70-1902.

The Commonwealth & Southern Corporation (of Delaware) a registered holding company ("Commonwealth") Southern Indiana Gas and Electric Company ("Southern Indiana"), a direct public utility subsidiary of Commonwealth, and The Commonwealth & Southern Corporation (of New York) a mutual service subsidiary company of Commonwealth, hereinafter referred to as "Service Company," having filed joint applications-declarations, and amendments thereto, pursuant to sections 6 (a) 7, 9 (a) 10, 12 (c), 12 (d) and 12 (f) of the Public Utility Holding Company Act of 1935 (the "act") and Rules U-42, U-43, and U-44 thereunder concerning, among other things, the reclassification of the outstanding common stock of Southern Indiana, the sale of additional shares of common stock of Southern Indiana and the divestment by Commonwealth of its interest in such company; and

The Commission, by its order dated September 9, 1948, having granted Commonwealth an exemption from the competitive bidding requirements of Rule U-50 in connection with the sale of Southern Indiana's common stock owned by it, and having further, by its order dated November 10, 1948, granted said applications-declarations as amended in all other respects, except with respect to the proposed sale of Southern Indiana common stock to underwriters and subject to a reservation of jurisdiction with respect to legal fees and expenses and with respect to Commonwealth's request for findings, recitals and provisions pursuant to sections 371 (f) and 1808 (f) of the Internal Revenue Code; and

Further amendments having been filed herein setting forth in brief as follows:

After discussions with various investment banking firms, Southern Indiana and Commonwealth have entered into a contract with Smith, Barney & Co., a syndicate representative, for the sale of 685,000 shares of Southern Indiana common stock for \$12,330,000 at a price of \$18.00 per share. The stock will be resold by Smith, Barney & Co. to the public at a price of \$19.50 per share, resulting in an underwriter's spread of \$1.50 per share. Of the 685,000 shares to be sold, 600,000 shares represent Commonwealth's interest in Southern Indiana and 85,000 shares represent additional shares of common stock of Southern Indiana which the latter company will, under the contract, sell to Commonwealth for immediate resale to Smith, Barney & Co. Commonwealth has agreed that it will apply the proceeds from the sale of the additional shares of common stock to the payment to Southern Indiana of the purchase price of said shares. Commonwealth proposes to apply the proceeds from its sale of 600,000 shares to the pro tanto payment and retirement of indebtedness, evidenced by its outstanding notes, which, as of the 13th day of January 1949, totalled \$20,000,000. Southern Indiana will use the proceeds from the sale of its additional common stock to assist it in the financing of its current construction program.

A public hearing having been held after appropriate notice and Otis & Company, an investment banking concern, having entered an appearance at the hearing and having filed a statement of views; and

The Commission having considered the entire record herein and finding no basis for imposing terms and conditions with respect to the price to be paid or the underwriter's spread:

It is ordered, That the joint applications-declarations, as further amended be, and the same hereby are, granted and permitted to become effective forthwith, subject, however, to the terms and conditions prescribed by Rule U-24 and to the continuance of the jurisdiction heretofore reserved with respect to all fees and expenses of counsel to be paid in connection with the proposed transactions.

It is further ordered and recited, That the transactions hereinafter specified are necessary or appropriate to the integration or simplification of the Commonwealth holding company system (of which Commonwealth, Southern Indiana, the Service Company and all of the other subsidiaries of Commonwealth, including The Southern Company and its subsidiaries, are members) are necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935, and are hereby authorized and approved:

1. The change by Southern Indiana of its 400,000 shares, without par value, of common stock now outstanding into 600,000 shares, without par value, of common stock and the issue and delivery of said shares, and of certificates therefor, to Commonwealth, or on its order, the

acquisition by Commonwealth of said shares, and for such purposes the delivery by Commonwealth to Southern Indiana, for cancellation and retirement, of the 400,000 shares now outstanding and of the certificates therefor.

2. The sale, transfer and delivery of 600,000 shares of the common stock of Southern Indiana by Commonwealth to the several underwriters named in and in accordance with the terms of the underwriting agreement, dated January 13, 1949, between Commonwealth, Southern Indiana and Smith, Barney & Co. acting on behalf of itself and as representative of the other underwriters named therein, for \$18.00 per share or an aggregate of \$10,800,000 and the receipt by Commonwealth of said \$10,800,000, and the application and expenditure thereof, or an amount equal thereto, to the payment and cancellation of indebtedness of Commonwealth to various banks under its Loan Agreement, dated as of July 21, 1948 (and, to the extent so paid, of the notes evidencing such indebtedness)

3. The sale, transfer and delivery by Commonwealth to the aforesaid underwriters in accordance with the aforesaid underwriting agreement of 85,000 additional shares of common stock of Southern Indiana for \$18.00 per share or an aggregate of \$1,530,000 and the receipt by Commonwealth of said \$1,530,000, and the application and expenditure thereof, or an amount equal thereto, to the payment of Southern Indiana for said additional shares.

4. The transfer and delivery by Southern Indiana to the Service Company of 162 shares of the capital stock of the Service Company, of the par value of \$100 per share, against the payment therefor of \$16,200 by the Service Company to Southern Indiana.

5. The transfer and delivery by the Service Company to one or more of its stockholders other than Southern Indiana (all such other stockholders being members of Commonwealth's holding company system) of said 162 shares of capital stock of the Service Company against payment therefor to the Service Company of \$100 per share (or an aggregate of \$16,200 for all of said shares) in accordance with the proposal approved by this Commission for allocation, from time to time, of the outstanding 4,500 shares of the capital stock of the Service Company among its stockholders substantially in the proportions of their respective gross revenues to the aggregate gross revenues of all said stockholders.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 49-517; Filed, Jan. 24, 1949;
9:02 a. m.]

[File No. 70-2022]

MIDDLE WEST CORP. AND KENTUCKY
UTILITIES 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 14th day of January A. D. 1949.

The Middle West Corporation ("Middle West") a registered holding company, and its subsidiary, Kentucky Utilities Company ("Kentucky") a public utility company, having filed a joint application-declaration and an amendment thereto, pursuant to sections 6 (a) 7, 9 (a) 10, 11 (b) and 12 (f) of the Public Utility Holding Company Act of 1935 and Rules U-42 and U-43 promulgated thereunder.

The Commission, on January 24, 1944, pursuant to section 11 (b) (1) of the act, required Middle West to sever its relationship with certain of its subsidiary companies. Subsequent thereto, Middle West submitted to its stockholders a program for effectuating compliance with section 11 (b) of the act by the liquidation and dissolution of the company. This program was approved and authorized by the stockholders of Middle West. In furtherance of such program Middle West proposes the following transactions:

Middle West, the owner of all the outstanding common stock of Kentucky, consisting of 1,655,000 shares of \$10 par value, proposes to distribute on January 27, 1949, to its stockholders of record on December 28, 1948, one share of Kentucky's common stock for each two shares of Middle West common stock held. In lieu of fractional shares, Middle West will distribute to its stockholders non-dividend bearing and non-voting scrip certificates of Kentucky. These certificates, which will be in bearer form, will be issued by Kentucky to Middle West in exchange for full shares of Kentucky common stock. By their terms, the scrip certificates will become void after December 31, 1953, but on or before said date such certificates, when combined with other scrip certificates in amounts equal in the aggregate to one or more full shares of common stock, may be surrendered to Kentucky in exchange for full shares of common stock. It is estimated that scrip certificates representing 5,300 shares of common stock of Kentucky will be issued. Said shares of common stock, to the extent not delivered against the surrender of scrip certificates, will be cancelled upon the expiration of such scrip certificates.

Middle West reserves the right to fix a reasonable period of time upon the expiration of which all rights of stockholders of Middle West who cannot be located in such period and on behalf of whom no valid claim is made during such period, shall cease and determine, subject, however, to the approval of this Commission with respect to such period of time, the conditions to be complied with and the steps to be taken to make operative the right so reserved.

Middle West further proposes, after the proposed distribution of common stock of Kentucky, to sell at the market price the 1,349 shares of common stock of Kentucky not required or reserved for distribution either in connection with the present proposal or the distribution to be made on 13,083.55 shares of Middle West stock reserved under the

plan of reorganization of Middle West Utilities Company, predecessor of Middle West.

Middle West's expenses in connection with the proposed transactions are estimated at \$10,775, including \$175 for legal services. Kentucky anticipates no legal expense and has estimated its other expenses at \$12,200.

Said application-declaration having been filed on December 23, 1948, and the amendment thereto having been filed on January 6, 1949, and notice of said filings 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, or otherwise, and not having ordered a hearing thereon; and

It appearing to the Commission that no Federal commission, other than this Commission and no State commission has jurisdiction over the proposed transactions; and

The Commission finding that the requirements of the applicable provisions of the act and the rules and regulations promulgated thereunder are satisfied and that no adverse findings are necessary with respect to said application-declaration, as amended, and the Commission deeming it appropriate in the public interest and in the interest of investors and consumers that said joint application-declaration, as amended, be granted and permitted to become effective, subject to the terms and conditions set forth below, and that the request of applicants-declarants that the Commission's order be accelerated and become effective forthwith be granted; and

Middle West and Kentucky having requested that the Commission enter an appropriate order approving and permitting to become effective the application-declaration and that said order conform to the requirements of sections 371, 372, 373 and 1808 (f) of the Internal Revenue Code, as amended, and the Commission finding that the transactions proposed in the said application-declaration are necessary or appropriate to effectuate the provisions of section 11 (b) of the act, and the Commission deeming it appropriate to grant the request of applicants-declarants:

It is ordered, That, pursuant to Rule U-23 and the applicable provisions of the act, said joint application-declaration, as amended, of Middle West and Kentucky be, and the same hereby is, granted and permitted to become effective forthwith subject, however, to the terms and conditions prescribed in Rule U-24, and subject to the further condition that jurisdiction be reserved with respect to all accounting entries proposed to be made by Middle West in connection with the transactions herein.

It is further ordered, That jurisdiction be, and hereby is, reserved to take such further action as may be necessary with respect to the determination of the rights of stockholders of Middle West who cannot be located, and on behalf of whom no valid claim is made, to participate in the distribution of full shares of common stock of Kentucky proposed to be made by Middle West.

It is further ordered and recited, That the distribution by Middle West to its stockholders of record at the close of business on December 28, 1948 (including stockholders for whom shares of Middle West have been reserved for issue upon conversion of scrip certificates issued under the plan of reorganization of Middle West Utilities Company and/or shares reserved for issue upon surrender of outstanding certificates of deposit issued by depositories for committees and by receivers in proceedings for the reorganization of Middle West Utilities Company) as one of a series of distributions in complete liquidation of The Middle West Corporation, of one (1) share of common stock of Kentucky of the par value of \$10 for each two (2) shares of common stock of Middle West outstanding or reserved on said date; the distribution by Middle West to its stockholders of non-dividend bearing and non-voting scrip certificates in bearer form to be issued by Kentucky in lieu of fractional shares of stock of Kentucky the issue by Kentucky of said scrip certificates to Middle West; the surrender or transfer by Middle West to Kentucky of full shares of common stock of Kentucky, representing said fractional shares, in exchange for said scrip certificates; and the surrender or transfer of full shares of its common stock by Kentucky in exchange for scrip certificates representing said shares, on surrender of scrip certificates distributed by Middle West; all in the manner provided in the application-declaration filed in this proceeding, are and each is, necessary or appropriate to the integration or simplification of the holding company system of Middle West and are necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935.

It is further ordered and recited, That the sale and transfer by Middle West of 1,349 shares of common stock of Kentucky of the par value of \$10 each are necessary or appropriate to effectuate the provisions of section 11 (b) of the act.

By the Commission.

[SEAL]

ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 49-516; Filed, Jan. 24, 1949;
9:02 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, 825; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9557, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9783, Oct. 14, 1946, 11 F. R. 11931.

[Vesting Order 12622]

ALBERT HORSTMAN

In re: Estate of Albert Horstman, deceased. File No. D-28-7539; E. T. sec. 7866.

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:

NOTICES

1. That Christian Brandhorst, Fredrick Brandhorst, Sophie Brandhorst, Fredericka Brandhorst, Marie Hauptmann, and Anna Faust, whose last known address 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 Maria E. Kleine Horstman, 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 Albert Horstman, 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 H. C. Liekweg, as administrator, acting under the judicial supervision of the District Court of Cerro Gordo County, Iowa;

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 Maria E. Kleine Horstman are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

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

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

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

Executed at Washington, D. C., on January 5, 1949.

For the Attorney General.

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

[F. R. Doc. 49-524; Filed, Jan. 24, 1949;
8:46 a. m.]

[Vesting Order 12632]

HERMANN MICHAELIS

In re: Estate of and trust created under the will of Hermann Michaelis, deceased. File No. D-28-12497; E. T. sec. 16712.

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 Maria Leeha (nee Pape), Catharine Margaretha Willen, Heinrich Burfeindt and Anna Hink, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany),

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof, and each of them, in and to the Estate of and the Trust created under the Will of Hermann Michaelis, 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 Anna Mayer, as Administratrix c. t. a., 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 otherwise dealt with in the interest of and for the benefit of the United States.

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

Executed at Washington, D. C., on January 5, 1949.

For the Attorney General.

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

[F. R. Doc. 49-525; Filed, Jan. 24, 1949;
8:46 a. m.]

[Vesting Order 12641]

H. A. PHILIPP

In re: Estate of H. A. Philipp, deceased. File No. D-28-12381, E. T. sec. 16609.

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

1. That Mrs. Augusta Pries, 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 Mrs. Augusta Pries in and to the sum of \$1,054.68 presently held by E. R. Philipp and R. L. Guthrie as trustees pursuant to an order of the County Court of Dallas County, Texas, dated November 3, 1940, and any accumulations thereon subject however to the deduction of any

lawful fees and disbursements of the said E. R. Philipp and R. L. Guthrie as 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 January 5, 1949.

For the Attorney General.

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

[F. R. Doc. 49-526; Filed, Jan. 24, 1949;
8:46 a. m.]

[Vesting Order 12640]

HUGO H. SCHMIDT

In re: Trust under deed of Hugo H. Schmidt dated November 29, 1935. File No. D-28-4258 G-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 Stephanie Schmidt, Otto Liebetrut, Greta Kaemph, Fritz Liebetrut, and Elsa Liebetrut, 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 Elizabeth Liebetrut, 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 and arising out of or under that certain trust agreement dated November 29, 1935 by and between Hugo H. Schmidt, grantor, and Irving Trust Company and Emily A. Derenthal, trustees, presently being administered by Irving Trust Company, One Wall Street, New York, New York, and Em-

ily A. Derenthal, 409 Beachmont Drive, New Rochelle, New York, 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 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 the issue, names unknown, of Elizabeth Liebetrut, 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 January 5, 1949.

For the Attorney General.

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

[F. R. Doc. 49-527; Filed, Jan. 24, 1949; 8:46 a. m.]

JOHN M. FRIEDLE

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 the publication hereof, the following property, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant	Claim No.	Property and Location
John M. Friedle, San Francisco, Calif.	5378	\$7,659.06 in the Treasury of the United States. Fire insurance policies insuring the improvements of the property located at 4647 Cabrillo St., 4729 Cabrillo St. and 812-844 45th Ave., respectively all in San Francisco, Calif. Personal property consisting of household effects including furniture, bedding and kitchen equipment located in the premises known as 4729 Cabrillo St., San Francisco, Calif. All right, title, interest and claim of any kind or character whatsoever of John M. Friedle in and to the Estate of Eliza Cammel Friedle, deceased. Real property situated in the City and County of San Francisco, Calif., described as follows: Lot 18-E in Block 1293, Lot 31, Lot 37 and Lot 23 in Block 1690, Lot 2 and Lot 3 in Block 2301B as per Map entitled "Subdivision #4, Miraloma Park" Lot 25 in Block 2303, Lot 3 and Lot 4 in Block 6523. Real property situated in El Cerrito, Contra Costa County, Calif., described as follows: Portion of Lot 87 containing 224,000 acres as designated on the map entitled "Berkeley County Club Terrace (Unit No. 1) Contra Costa County, California", which map was filed in the office of the Recorder of the County of Contra Costa, State of California, on September 18, 1922 in Volume 18 of Maps at page 462, described as follows: Commencing at the point of intersection of the East line of Stockton Avenue with the North boundary line of Lot 87 as per map above referred to, running thence along said North boundary line of said Lot 87 South 77° 43' 10" East 90.01 feet to East boundary line of said Lot 87; thence along said East boundary line of said Lot 87 South 16° 14' 30" East 87.43 feet; thence leaving said East boundary line of said Lot 87 North 88° 03' West 123.43 feet to said East line of said Stockton Avenue; thence along said East line of said Stockton Avenue North 6° 36' 50" East 75 feet; and thence continuing along said East line of said Stockton Avenue North on the arc of a circle of 350 feet radius, deflecting to the right of Eastward and tangent to last mentioned course, a distance of 25 feet to the point of commencement.

Executed at Washington, D. C., on January 17, 1949.

For the Attorney General.

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

[F. R. Doc. 49-532; Filed, Jan. 24, 1949; 8:47 a. m.]

[Vesting Order 12647]

OTTO SCHMIDT

In re: Estate of Otto Schmidt, deceased. D-28-9187; E. T. sec. 11897.

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 Paul Schmidt, Alfred Schmidt, Anna Stache, nee Schmidt, and Martha Neumann, nee Schmidt, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany),

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof in and to the Estate of Otto Schmidt, 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 Gerhard Scholz, as administrator, acting under the judicial supervision of the Probate Court of the State of Ohio, in and for the County of Hamilton;

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not

within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

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

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

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

Executed at Washington, D. C., on January 5, 1949.

For the Attorney General.

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

[F. R. Doc. 49-523; Filed, Jan. 24, 1949; 8:46 a. m.]

[Vesting Order 12656]

VISCOUNT KIKUJIRO ISHII

In re: Bank account owned by the personal representatives, heirs, next of kin, legatees and distributees of Viscount Kikujiro Ishii also known as Viscount Kikujiro Ishii. D-39-18849-E-1.

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

1. That the personal representatives, heirs, next of kin, legatees, and distributees of Viscount Kikujiro Ishii also known as Viscount Kikujiro Ishii, who there is reasonable cause to believe are residents of Japan, are nationals of a designated enemy country (Japan)

2. That the property described as follows: That certain debt or other obligation of the Riggs National Bank of Washington, D. C., 1503 Pennsylvania Avenue NW., Washington, D. C., arising out of a checking account, entitled Viscount Kikujiro Ishii, maintained at the aforesaid bank, and any 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 personal representatives, heirs, next of kin, legatees and distributees of Viscount Kikujiro Ishii also known as Viscount Kikujiro Ishii, the aforesaid nationals of a designated enemy country (Japan),

and it is hereby determined:

3. That to the extent that the personal representatives, heirs, next of kin, legatees and distributees of Viscount Kikujiro Ishii also known as Viscount Kikujiro Ishii, 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 (Japan).

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

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

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

Executed at Washington, D. C., on January 5, 1949.

For the Attorney General.

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

[F. R. Doc. 49-529; Filed, Jan. 24, 1949;
8:46 a. m.]

[Vesting Order 12659]

CARL OVERHAGE AND GERTRUD OVERHAGE

In re: Stock owned by Carl Overhage, also known as Carl A. Overhage, and Gertrud Overhage, also known as Gertrud Overhage.

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 Carl Overhage, also known as Carl A. Overhage, and Gertrud Overhage, also known as Gertrude Overhage, whose last known addresses are Germany, are residents of Germany and nationals of a designated enemy country (Germany),

2. That the property described as follows: One (1) share of \$100.00 par value capital stock of the LaCumbre Mutual Water Company, 1012 State Street, Santa Barbara, California, a corporation organized under the laws of the State of California, evidenced by certificate number 148, registered in the name of Carl Overhage and Gertrude Overhage, which

certificate is in the custody of Carl F. J. Overhage, 24 North Goodman Street, Rochester 7, New York, together with all declared and unpaid dividends thereon,

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

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

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2 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 January 5, 1949.

For the Attorney General.

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

[F. R. Doc. 49-530; Filed, Jan. 24, 1949;
8:46 a. m.]

[Vesting Order 12671]

MARGARETH ELSÉN

In re: Bank account owned by Margareth Elsen, also known as Margarethe Elsen. F-28-18788-E-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 Margareth Elsen, also known as Margarethe Elsen, whose last known address is Bitburg, Gy. Albachthal Strasse No. 5, Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That the property described as follows: That certain debt or other obligation owing to Margareth Elsen, also known as Margarethe Elsen, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a savings account, account number A 105306, entitled Miss Margareth Elsen, maintained at the aforesaid bank, 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 above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

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

Executed at Washington, D. C., on January 12, 1949.

For the Attorney General.

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

[F. R. Doc. 49-505; Filed, Jan. 10, 1949;
8:52 a. m.]