



FEDERAL REGISTER

VOLUME 18 NUMBER 236

Washington, Friday, December 4, 1953

TITLE 3—THE PRESIDENT

PROCLAMATION 3039

UNITED NATIONS HUMAN RIGHTS DAY, 1953
 BY THE PRESIDENT OF THE UNITED STATES
 OF AMERICA
 A PROCLAMATION

WHEREAS the Universal Declaration of Human Rights was adopted by the General Assembly of the United Nations on December 10, 1948, as a common standard of achievement, and the anniversary of its adoption is now celebrated throughout the world as a time to increase understanding of this great document; and

WHEREAS the Universal Declaration of Human Rights proclaims that recognition of the inherent dignity and the equal and inalienable rights of all members of the human family is the foundation of freedom, justice, and peace in the world, and declares that the basis of the authority of government shall be the will of the people; and

WHEREAS these essential principles of liberty and free government are affirmed likewise in our Declaration of Independence, the Constitution of the United States, and the Constitutions and basic laws of our States and territories:

NOW THEREFORE, I, DWIGHT D. EISENHOWER, President of the United States of America, do hereby call upon the people of the United States to observe December 10, 1953, as United Nations Human Rights Day. The guarding of our heritage of individual liberty is the sacred obligation of every citizen of our Republic. Let us study the Universal Declaration of Human Rights and the Bills of Rights in our own Constitutions and basic laws, that they may arouse our consciences to the need to defend our liberties and to extend the frontiers of freedom, thus hastening the day when all people, of whatever nation, race, or creed, will be secure in the enjoyment of their human rights and fundamental freedoms.

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

DONE at the City of Washington this 30th day of November in the year of our Lord nineteen hundred [SEAL] and fifty-three, and of the Independence of the United States of America the one hundred and seventy-eighth.

DWIGHT D. EISENHOWER

By the President:

JOHN FOSTER DULLES,
Secretary of State.

[F. R. Doc. 53-10209; Filed, Dec. 2, 1953; 5:06 p. m.]

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 6—EXCEPTIONS FROM THE COMPETITIVE SERVICE

FARM CREDIT ADMINISTRATION

Effective December 4, 1953, § 6.365 is added as set out below.

§ 6.365 *Farm Credit Administration.*

- (a) Four Directors of Credit Services.
- (b) One General Counsel.
- (c) One Special Assistant to the Governor.

(R. S. 1753, sec. 2, 22 Stat. 403; 5 U. S. C. 631, 633. E. O. 10440, Mar. 31, 1953, 18 F. R. 1823)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] WM. C. HULL,
Executive Assistant.

[F. R. Doc. 53-10171; Filed, Dec. 3, 1953; 8:53 a. m.]

Chapter III—Foreign and Territorial Compensation

Subchapter B—The Secretary of State
 [Dept. Reg. 108.201]

PART 325—ADDITIONAL COMPENSATION IN FOREIGN AREAS

DESIGNATION OF DIFFERENTIAL POSTS

Section 325.11 *Designation of differential posts* is amended as follows, effective on the dates indicated:

(Continued on p. 7813)

CONTENTS

THE PRESIDENT

Proclamation	Page
United Nations Human Rights Day, 1953.....	7811

EXECUTIVE AGENCIES

Agriculture Department	
<i>See</i> Animal Industry Bureau; Commodity Credit Corporation; Farm Credit Administration; Production and Marketing Administration.	
Animal Industry Bureau	
Proposed rule making:	
Dogs, purebred; recognition of breeds and books of record...	7825
Census Bureau	
Notices:	
Surveys, consideration for:	
Lumber, glass, steel and machinery products.....	7827
Receipts of service establishments with certain supplemental data for motion picture theaters, hotels, motels and tourist courts, and laundry and cleaning establishments.....	7827
Sales, credit business, bad debt losses and operating expenses of wholesalers, 1953.....	7827
Civil Aeronautics Administration	
<i>See also</i> Civil Aeronautics Board.	
Rules and regulations:	
Alterations; designation of:	
Civil airways.....	7815
Control areas, zones, and reporting points.....	7817
Civil Aeronautics Board	
Notices:	
Trans-Texas Airways; hearing...	7828
Rules and regulations:	
Air traffic rules; certificate of waiver.....	7814
Civil Service Commission	
Rules and regulations:	
Competitive service, exceptions from; Farm Credit Administration.....	7811



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CONTENTS—Continued

Commerce Department	Page
See Census Bureau; Civil Aeronautics Administration; Federal Maritime Board; Foreign Commerce Bureau.	
Commodity Credit Corporation	
Rules and regulations:	
Barley loan and purchase agreement program, 1953-crop; basic county support rates.....	7813
Wheat price support program, 1954.....	7813
Farm Credit Administration	
Rules and regulations:	
Redesignation of chapter heading note.....	7813

CONTENTS—Continued

Federal Communications Commission	Page
Proposed rule making:	
Public Safety and Industrial Radio Services.....	7825
Rules and regulations:	
Television broadcast stations; table of assignments.....	7821
Federal Maritime Board	
Notices:	
Member lines of Transatlantic Passenger and Gulf Mediterranean Ports Conferences; agreements filed for approval.....	7828
Federal Power Commission	
Notices:	
Washington Gas Light Co. and Potomac Gas Co., order fixing date of hearing.....	7828
Proposed rule making:	
Annual charges prescribed for licensees; discretionary reduction.....	7826
Federal Trade Commission	
Rules and regulations:	
Cease and desist orders:	
Page Dairy Co.....	7819
Visionade Visor Co., Inc., et al.....	7819
Fish and Wildlife Service	
Rules and regulations:	
Wichita Mountains Wildlife Refuge, Oklahoma; use of boats for fishing.....	7825
Foreign Commerce Bureau	
Rules and regulations:	
Licensing policies and related special provisions; amendments, extensions, transfers; miscellaneous amendments..	7818
Interior Department	
See also Fish and Wildlife Service; Land Management Bureau.	
Notices:	
Agua Caliente (Palm Springs) Band of Mission Indians of California; Federal Indian liquor laws.....	7827
Interstate Commerce Commission	
Notices:	
Applications for relief:	
Automobile bodies and parts from Chicago, Ill., to Massachusetts, Pennsylvania, and New Jersey.....	7831
Beverage preparations from Chicago, Ill., to Missouri, Kansas, Nebraska, Iowa and Colorado.....	7832
Brick and related articles from Hebron, N. Dak., to South Dakota.....	7832
Brick from Iowa to Minnesota and North Dakota.....	7829
Cast iron pipe between points in southern territory.....	7832
Cigarettes and tobacco from North Carolina and Virginia to central and Illinois territories.....	7830

CONTENTS—Continued

Interstate Commerce Commission—Continued	Page
Notices—Continued	
Applications for relief—Con.	
Feeding and sorghum grains from Iowa and Missouri to Colorado and Wyoming.....	7820
Grain from Kansas City, Mo., Kans., and Kansas, Missouri and Oklahoma to Beaumont and Port Arthur, Tex., for export.....	7831
Gypsum board paper from Garwood, N. J., and Newburgh, N. Y., to Port Wentworth, Ga.....	7830
Motor-rail rates in the East; substituted service.....	7831
Paper from North Carolina to western trunk-line territory.....	7830
Pipe from Brooklyn, N. Y., stations to the Southwest... ..	7829
Pulpboard and fibreboard from Columbus, Ohio, and points taking same rates, to Asheboro, N. C.....	7831
Red lead and litharge from Chicago, Ill., to Council Bluffs, Iowa, and Omaha and South Omaha, Nebr....	7833
Scrap iron from South to Hamburg, Pa.....	7830
Various commodities from trunk-line and New England territories to southern and central territories.....	7832
Vegetable oil shortening from Chicago, Ill., to Atchison and Leavenworth, Kans., St. Joseph, Mo., and Omaha, Nebr.....	7833
Labor Department	
See Wage and Hour Division.	
Land Management Bureau	
Rules and regulations:	
California, partial revocation of E. O., Aug. 8, 1914, creating public water reserve.....	7821
South Dakota, partial revocation public land order.....	7821
Production and Marketing Administration	
Proposed rule making:	
Packers and Stockyards Act, revision of regulations under; extension of time for submitting data, views or arguments.....	7825
Securities and Exchange Commission	
Notices:	
Duquesne Light Co., supplemental order permitting issuance and sale at competitive bidding of additional shares of preferred stock....	7820
State Department	
Rules and regulations:	
Compensation, additional, in foreign areas; designation of differential posts.....	7811

CONTENTS—Continued

Wage and Hour Division	Page
Rules and regulations:	
Puerto Rico; minimum wage orders:	
Button, buckle and jewelry industry—costume jewelry hair ornament and costume jewelry general divisions—	7820
Shoe manufacturing and allied industries—	7820

CODIFICATION GUIDE

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

Title 3	Page
Chapter I (Proclamations)	
3039	7811
Chapter II (Executive orders)	
Aug. 8, 1914 (revoked in part by PLO 931)	7821
Title 5	
Chapter I:	
Part 6	7811
Chapter III:	
Part 325	7811
Title 6	
Chapter I	7813
Chapter IV	
Part 601 (2 documents)	7813
Title 9	
Chapter I:	
Part 151 (proposed)	7825
Chapter II:	
Part 201 (proposed)	7825
Title 14	
Chapter I:	
Part 60	7814
Chapter II:	
Part 600	7815
Part 601	7817
Title 15	
Chapter III:	
Part 373	7818
Part 380	7818
Title 16	
Chapter I:	
Part 3 (2 documents)	7819
Title 18	
Chapter I:	
Part 11 (proposed)	7826
Title 29	
Chapter V	
Part 686	7820
Part 709	7820
Title 43	
Chapter I:	
Appendix (Public land orders)	
85 (revoked in part by PLO-932)	7821
931	7821
932	7821
Title 47	
Chapter I:	
Part 2 (proposed)	7825
Part 3	7821
Part 6 (proposed)	7825
Part 10 (proposed)	7825
Part 11 (proposed)	7825

CODIFICATION GUIDE—Con.

Title 50	Page
Chapter I:	
Part 32	7825
<hr/>	
1. Effective as of the beginning of the first pay period following December 5, 1953, paragraph (b) is amended by the deletion of the following posts:	
El Djema Sahim (Safi Area), Morocco.	
Brazil, all posts in states and territories other than those named under Brazil above, except Araraquara, Belo Horizonte, Fazenda Ipanema, Kilometer 47 (Research and Teaching Center 28 miles west of Rio de Janeiro), Porto Alegre, Recife (Pernambuco), Rio de Janeiro, Salvador (Bahia), Santos, Sao Paulo and Vicosa.	
2. Effective as of the beginning of the first pay period following December 5, 1953, paragraph (c) is amended by the deletion of the following post:	
Antofagasta, Chile.	
3. Effective as of the beginning of the first pay period following December 5, 1953, paragraph (d) is amended by the deletion of the following posts:	
Rabat-Sale Air Field, Morocco.	
Salvador, Bahia, Brazil.	
4. Effective as of the beginning of the first pay period following December 5, 1953, paragraph (b) is amended by the addition of the following posts:	
Brazil, all posts in states and territories other than those named under Brazil above, except Araraquara, Belo Horizonte, Fazenda Ipanema, Kilometer 47 (Research and Teaching Center 28 miles west of Rio de Janeiro), Pocos de Caldes, Porto Alegre, Recife (Pernambuco), Rio de Janeiro, Salvador (Bahia), Santos, Sao Paulo and Vicosa.	
5. Effective as of the beginning of the first pay period following July 4, 1953, paragraph (d) is amended by the addition of the following post:	
Bar le Duc, France.	
6. Effective as of the beginning of the first pay period following December 5, 1953, paragraph (d) is amended by the addition of the following posts:	
Antofagasta, Chile.	
Pocos de Caldes, Brazil.	
(Sec. 102, Part I, E. O. 10000, 13 F. R. 5453; 3 CFR, 1948 Supp.)	
For the Secretary of State.	
[SEAL] DONOLD B. LOURIE, Under Secretary for Administration.	
NOVEMBER 25, 1953.	
[F. R. Doc. 53-10175; Filed, Dec. 3, 1953; 8:54 a. m.]	
<hr/>	
TITLE 6—AGRICULTURAL CREDIT	
Chapter I—Farm Credit Administration	
REDESIGNATION OF CHAPTER HEADNOTE	
EDITORIAL NOTE: In accordance with the provisions of Public Law 202, 83d Congress, the headnote of Chapter I of Title 6 is redesignated as set forth above.	

Chapter IV—Production and Marketing Administration and Commodity Credit Corporation, Department of Agriculture

Subchapter C—Loans, Purchases, and Other Operations
[1953 C. C. C. Grain Price Support Bulletin 1, Supp. 1, Amdt. 4, Barley]

PART 601—GRAINS AND RELATED COMMODITIES

SUBPART—1953-CROP BARLEY LOAN AND PURCHASE AGREEMENT PROGRAM

BASIC COUNTY SUPPORT RATES

The regulations issued by the Commodity Credit Corporation and the Production and Marketing Administration published in 18 F. R. 1963, 4617, 5131, and 5617, and containing the specific regulations for the 1953-Crop Barley Price Support Program are hereby amended as follows:

Section 601.33 (c) (1) is amended by adding to the list of basic county support rates: Cross County, Arkansas—\$1.33 per bushel.

(Sec. 4, 62 Stat. 1070, as amended; 15 U. S. C. Sup. 714b. Interprets or applies sec. 5, 62 Stat. 1072; secs. 301, 401, 63 Stat. 1053; 15 U. S. C. Sup. 714; 7 U. S. C. Sup. 1447, 1421)

Issued this 30th day of November 1953.

[SEAL] HOWARD H. GORDON,
President,
Commodity Credit Corporation.

[F. R. Doc. 53-10179; Filed, Dec. 3, 1953; 8:55 a. m.]

[1954 C. C. C. Wheat Bulletin A, Revised]

PART 601—GRAINS AND RELATED COMMODITIES

SUBPART—1954 WHEAT PRICE SUPPORT PROGRAM

Certain changes in these regulations are appropriate at this time for the efficient operation of the program. Rather than issuing the several amendments necessary we are, for purposes of clarity, making the changes necessary by issuing this 1954 C. C. C. Wheat Bulletin A, Revised, which reads as follows:

Sec.
601.426 Administration.
601.427 Applicability of §§ 601.426 through 601.428.
601.428 Definitions.

AUTHORITY: §§ 601.426 to 601.428 issued under sec 4, 62 Stat. 1070 as amended; 15 U. S. C. Sup. 714b. Interpret or apply sec. 5, 62 Stat. 1072, secs. 401, 403, 63 Stat. 1054; 15 U. S. C. Sup., 714c, 7 U. S. C. Sup. 1421, 1428.

§ 601.426 Administration. The program will be carried out under the general supervision and direction of the President, Commodity Credit Corporation, by Production and Marketing Administration (hereinafter referred to as PMA) through State and county PMA committees.

§ 601.427 Applicability of §§ 601.426 through 601.428. Sections 601.426 through 601.428 shall govern the eligi-

bility of producers and wheat under the 1954 Wheat Price Support Operations insofar as compliance with 1954 acreage allotments on wheat is concerned.

§ 601.428 *Definitions.* As used in this subpart and in all instructions, forms and documents in connection therewith, the words and phrases defined in this section shall have the meanings herein assigned to them unless the context or subject matter otherwise requires.

(a) *Farm.* "Farm" means all adjacent or nearby farm or range land under the same ownership which is operated by one person, including also:

(1) Any other adjacent or nearby farm or range land which the county committee, in accordance with instructions issued by the Assistant Administrator for Production, PMA, determines is operated by the same person as part of the same unit in producing range livestock or with respect to the rotation of crops, and with workstock, farm machinery, and labor substantially separate from that for any other land; and

(2) Any field-rented tract (whether operated by the same or another person) which, together with any other land included in the farm, constitutes a unit with respect to the rotation of crops.

A farm shall be regarded as located in the county in which the principal dwelling is situated or, if there is no dwelling thereon, it shall be regarded as located in the county in which the major portion of the farm is located.

(b) *Farm acreage allotment.* Means that wheat acreage allotment established for the farm under Title 7, Part 728—Wheat, Subpart—Regulations Pertaining to Farm Acreage Allotment for 1954 Crop, as published in the FEDERAL REGISTER under date of June 3, 1953.

(c) *Wheat acreage.* (1) Wheat acreage means (i) the acreage seeded to wheat, excluding (a) any acreage seeded to a wheat mixture in wheat mixture counties approved by the Director, Grain Branch, PMA, and, (b) any acreage seeded in counties approved by the Director, Grain Branch, PMA, including drought counties approved by the President of the United States of America, for use as green manure, cover crop and hay, and which does not reach maturity and (ii) the acreage of volunteer (self-seeded) wheat which reaches maturity.

(2) Acreage seeded to wheat will not be considered as an acreage of wheat for the farm to the extent that (i) it has been totally destroyed by any cause beyond the control of the producer and cannot be reseeded and (ii) an additional acreage of wheat subsequently seeded with prior approval of the county committee, or an acreage of volunteer wheat, with approval of the county committee, or both, is substituted for the destroyed acreage.

(d) *Eligible producer.* (1) An eligible producer shall be any individual, partnership, association, corporation or other legal entity producing wheat in 1954 on a farm on which the 1954 wheat acreage is not in excess of the 1954 wheat acreage allotment established for such farm:

Provided, however That no such producer shall be eligible for price support on eligible wheat until he is entitled to receive a wheat marketing card or a wheat marketing certificate for each farm on which he has an interest in the 1954 wheat crop, located in the same county as the farm on which the eligible wheat was produced.

(2) A producer shall not be deemed to be in excess of the acreage allotment for the farm unless the producer operating such farm knowingly exceeded the acreage allotment. If the acreage allotment is in fact exceeded, such allotment shall be considered as having been knowingly exceeded unless it is determined by the county committee on the basis of evidence submitted by such producer that the acreage allotment was unknowingly exceeded: *Provided, however* That if the allotment is in fact exceeded by more than two percent or two acres, whichever is larger, the county committee shall submit its findings and recommendations to the State committee which shall make the determination as to whether the allotment was unknowingly exceeded. If the producer made no direct effort by measuring or otherwise to comply with the allotment, he shall be determined to have knowingly exceeded the allotment. If the producer is determined to have unknowingly exceeded the allotment, the acreage shall be deemed to be within the acreage allotment for the purpose of price support only. Any producer who is dissatisfied with any determination of the county committee respecting his compliance or eligibility may, within 15 days after the notification to him of such determination by the county committee, appeal to the State committee in writing. Such appeal shall contain all the facts constituting the basis of his claim that the county committee determination is improper.

(e) *Eligible wheat.* No wheat other than wheat which is produced by an eligible producer in 1954 on a farm on which the wheat acreage is within the farm acreage allotment shall be eligible for price support.

Done at Washington, D. C., this 1st day of December 1953.

[SEAL] TRUE D. MORSE,
Acting Secretary of Agriculture.

[F. R. Doc. 53-10180; Filed, Dec. 3, 1953;
8:55 a. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

Subchapter A—Civil Air Regulations

[Supp. 18]

PART 60—AIR TRAFFIC RULES

CERTIFICATE OF WAIVER

The purpose of this supplement is to publish current policies under which the Administrator of Civil Aeronautics will authorize persons conducting special flight operations to deviate from Air Traffic Rules.

Section 60.1-1, published on September 27, 1951, in 16 F. R. 9802, is revoked, and new §§ 60.1-1 through 60.1-4 are added to read:

§ 60.1-1 *Sections of this part which may be waived (CAA policies which apply to § 60.1 (b)).* (a) A Certificate of Waiver or Authorization, Form ACA-663, will be issued to authorize noncompliance with any section of this part for a special flight operation when the operation can be conducted under the terms and conditions of a certificate which will provide a reasonable degree of safety to other air traffic and to persons and property on the ground. Deviations from the following section of this part for special flight operations are considered routine and generally will be approved by the local Aviation Safety Agent:

(1) Section 60.16, Acrobatic flight.

(2) Section 60.17, Minimum safe altitudes.

(3) Section 60.18, Operation on and in the vicinity of an airport.

(4) Section 60.23, Aircraft lights.

(b) Deviation from other sections of this part may require approval by authority higher than the local Aviation Safety Agent, and the application for such deviation should be submitted sufficiently in advance of the contemplated operation to allow time for the additional approval procedure to be completed. Normally, ten days is sufficient time to complete the approval procedure for such deviations.

§ 60.1-2 *Terms and conditions of a certificate of waiver (CAA policies which apply to § 60.1 (b)).* A Certificate of Waiver or Authorization, Form ACA-663, which authorizes noncompliance with one or more sections of this part for a special flight operation will be subject to the following terms and conditions:

(a) *Authorization.* The certificate will authorize noncompliance with only those sections of the Air Traffic Rules listed on the certificate. It will not relieve the holder from compliance with any state or local law or ordinance which may apply to the operation.

(b) *Duration.* The certificate will contain an expiration date to allow ample time for completion of the operation, not to exceed one year. It may be surrendered by the holder or cancelled by the Administrator at any time.

(c) *Special provisions.* (1) The certificate will contain such special provisions as the approving agent may deem necessary in the interest of safety and appropriate to the operation to be performed. Examples of special provisions which may be placed in the certificate are:

(i) A thorough inspection of the aircraft, engine, and special equipment shall be made prior to each day's operation.

(ii) A planned course of action shall be followed with emphasis on selection of available emergency landing areas.

(iii) A capable and experienced pilot holding at least a commercial rating shall be used as pilot.

(iv) Appropriate officials of the community involved shall be notified prior to the beginning of the operations.

(v) Air traffic control for the area involved shall be notified prior to the beginning of the operations.

(2) In addition, specific installations or precautions will be required where

they are deemed necessary to insure safety during the use of special equipment, or necessary for the particular areas or types of operation involved.

§ 60.1-3 *Certificate of waiver for air shows, meets, races, etc. (CAA policies which apply to § 60.1 (b))* The following policies, in addition to those contained in § 60.1-2, apply to a Certificate of Waiver or Authorization for an air show, air meet, air race, or other aeronautical demonstration for which non-compliance with any provision of this part is necessary.

(a) *Authorization.* Authorization will be issued only when the air show, meet, race, or other aeronautical demonstration will contribute directly to the advancement of, and public confidence in, aviation. The certificate will be issued only to an applicant who is directly in charge of the flight operation and responsible for compliance with the conditions of the waiver.

(b) *Acts for which authorization will not be granted.* Approval will not be given for the following acts:

- (1) Intentional aircraft crashes.
- (2) Dog fighting.
- (3) "Crazy" flying.
- (4) Acrobatics not under direct control (communications) provided by the applicant.
- (5) Acrobatics or inverted flight below an altitude of 100 feet.
- (6) Flight closer than 500 feet horizontally to the spectators.

(c) *Special provisions.* The certificate may contain any of the following provisions:

- (1) All acts shall be approved in writing by the local agent before they may be performed.
- (2) Participants in a specific act shall, if required by the local agent, demonstrate competency to perform the act prior to approval.
- (3) First aid and fire fighting equipment shall be immediately available at the location of the demonstration.
- (4) Provisions shall be made for control of spectators.
- (5) The applicant shall establish a central operations point from which activities will be directed, and he or his representatives shall be immediately available at this point during activities.
- (6) The applicant shall provide means to advise all participants that an activity has been halted.
- (7) An activity shall be halted when unauthorized persons enter the operations area, or for any other reason in the interest of safety.
- (8) No aircraft shall be flown closer than (specified distance) horizontally to spectators.
- (9) Acrobatics or inverted flight shall not be demonstrated lower than (specified altitude)
- (10) No object shall be dropped from an aircraft if the object will land within (specified distance) from spectators.
- (11) A closed field signal, readily seen from an altitude of 3,000 feet, (large white "X") shall be displayed on the landing area when the activities are in progress.

(12) A physical barrier shall be provided to confine spectators to designated areas.

(13) A deadline readily visible to the participants, shall be provided to insure that aircraft will maintain the approved horizontal distance from the spectators.

(14) The holder shall notify the nearest CAA Airways Communication Station of the date, time, place, nature, and duration of the operations and request that an appropriate Notice to Airmen be disseminated.

(15) The course and pylons for races shall be located and spaced to provide protection to persons and property on the ground.

(16) The holder shall, prior to beginning activities, submit to the approving agent a written statement, signed by all participants that they have read and understand the conditions of the certificate of waiver.

(17) All participants shall be briefed on special field rules, and the manner and order of events before beginning activities.

(18) Clearance for all participating pilots and aircraft shall be obtained from the approving agent before beginning activities.

(19) All aircraft and special equipment shall be inspected prior to each day's operation.

(20) Any other special provisions which the approving agent may deem necessary in the interest of safety.

§ 60.1-4 *Application for waiver (CAA policies which apply to § 60.1 (b))* An applicant for a Certificate of Waiver or Authorization for any special flight operation should comply with the following procedure:

(a) Obtain two copies of an Application for Certificate of Waiver, Form ACA-400, from the local Aviation Safety District Office.

(b) Fill out both copies of the application as follows:

- (1) Type or print in ink.
- (2) Give complete information on items 1 through 7 (items 1 through 13 for air shows)

(3) List, under item 3, all sections of this part for which a waiver is required.

(4) Sign both copies of the completed application on the reverse side in the space provided for the applicant's signature.

(c) Submit both copies of the application to the local Aviation Safety Agent.

(d) Arrange with the local Aviation Safety Agent for inspection of aircraft, aircraft records, personnel, etc., as appropriate for the operation involved.

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

This supplement shall become effective December 15, 1953.

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

[F. B. Doc. 53-10134; Filed, Dec. 3, 1953; 8:45 a. m.]

Chapter II—Civil Aeronautics Administration, Department of Commerce

[Amdt. 22]

PART 600—DESIGNATION OF CIVIL AIRWAYS ALTERATIONS

The civil airway alterations appearing hereinafter have been coordinated with the civil operators involved, the Army, the Navy, and the Air Force, through the Air Coordinating Committee, Airspace Subcommittee, and are adopted to become effective when indicated in order to promote safety of the flying public. Compliance with the notice, procedures, and effective date provisions of section 4 of the Administrative Procedure Act would be impracticable and contrary to public interest and therefore is not required.

Part 600 is amended as follows:

1. Section 600.14 *Green civil airway No. 4 (Los Angeles, Calif., to Philadelphia, Pa.)* is amended between the "Columbus, Ohio, radio range station" and the "Altoona, Pa., radio range station" to read: "Columbus, Ohio, radio range station; Wheeling, W. Va., nondirectional radio beacon; Pittsburgh, Pa., radio range station; New Alexandria, Pa., nondirectional radio beacon; Altoona, Pa., radio range station;"

2. Section 600.109 is amended to read:

§ 600.109 *Amber civil airway No. 9 (Charleston, S. C., to Norfolk, Va.)*. From the Charleston, S. C., radio range station via the Myrtle Beach, S. C., nondirectional radio beacon; Wilmington, N. C., VHF VAR radio range station; New Bern, N. C., VHF VAR radio range; Williamston, N. C., VHF VAR radio range station (excluding the portions between 11,000 feet and 16,000 feet and between 21,000 feet and 45,000 feet above mean sea level, during the hours of darkness, which lie within the Cherry Point, N. C., night danger area D-125) the intersection of the northeast course of the Williamston, N. C., VHF VAR radio range and the southwest course of the Norfolk, Va., radio range to the Norfolk, Va., radio range station.

3. Section 600.211 *Red civil airway No. 11 (Enid, Okla., to Boston, Mass.)* is amended by deleting the portion which reads: "Louisville, Ky., radio range station; the intersection of the east course of the Louisville, Ky., radio range and the southwest course of the Huntington, W. Va., radio range to the Huntington, W. Va., radio range station." and by adding the following portion in lieu thereof: "Louisville, Ky., radio range station to the intersection of the east course of the Louisville, Ky., radio range and a line bearing 358° True from the Lexington, Ky., nondirectional radio beacon."

4. Section 600.213 *Red civil airway No. 13 (Wheeling, W. Va., to Boston, Mass.)* is amended by changing the name of the facility at Wheeling, W. Va., from "outer marker compass locator" to "nondirectional radio beacon."

5. Section 600.218 is amended to read:

§ 600.218 *Red civil airway No. 18 (Indianapolis, Ind., to Washington, D. C.)* From the intersection of the northwest

course of the Indianapolis, Ind., radio range and the northwest course of the Cincinnati, Ohio, radio range via the Cincinnati, Ohio, radio range station; Huntington, W Va., nondirectional radio beacon; Charleston, W Va., radio range station; Elkins, W Va., radio range station; Front Royal, Va., radio range station to the intersection of the east course of the Front Royal, Va., radio range and the northwest course of the Washington, D. C., radio range.

6. Section 600.219 *Red civil airway No. 19 (Detroit, Mich., to Norfolk, Va.)* is amended between the "Detroit, Mich., radio range station" and "the intersection of the southeast course of the Morgantown, W Va., radio range and the west course of the Front Royal, Va., radio range." to read: "From the Detroit, Mich., radio range station via the intersection of the southeast course of the Detroit, Mich., radio range and the west course of the Akron, Ohio, radio range; Akron, Ohio, radio range station; Morgantown, W Va., radio range station to the intersection of the southeast course of the Morgantown, W Va., radio range and the west course of the Front Royal, Va., radio range."

7. Section 600.220 *Red civil airway No. 20 (Lansing, Mich., to Washington, D. C.)* is amended between "Akron, Ohio, radio range station;" and "Pittsburgh, Pa., radio range station;" by adding the following portion to read: "the intersection of the southeast course of the Akron, Pa., radio range and the northwest course of the Pittsburgh, Pa., radio range;"

8. Section 600.221 is amended by changing the caption to read: "*Red civil airway No. 21 (Selinsgrove, Pa., to Boston, Mass.)*" by deleting the first portion which reads: "From the intersection of the northeast course of the Pittsburgh, Pa., radio range and the west course of the Altoona, Pa., radio range via the intersection of the northeast course of the Pittsburgh, Pa., radio range and the north course of the Altoona, Pa., radio range; the Selinsgrove, Pa., nondirectional radio beacon to the Wilkes-Barre, Pa., radio range station." and by adding the following portion in lieu thereof: "From the Selinsgrove, Pa., nondirectional radio beacon to the Wilkes-Barre, Pa., radio range station."

9. Section 600.234 is amended to read:

§ 600.234 *Red civil airway No. 34 (Charleston, W Va., to Weeksville, N. C.)* From the Charleston, W Va., radio range station via the Pulaski, Va., radio range station to the Greensboro, N. C., radio range station. From the intersection of the northeast course of the Greensboro, N. C., radio range and the northwest course of the Raleigh, N. C., radio range via the Raleigh, N. C., radio range station; the intersection of the southeast course of the Raleigh, N. C., radio range and the southwest course of the Rocky Mount, N. C., VHF VAR radio range; Rocky Mount, N. C., VHF VAR radio range station; the intersection of the northeast course of the Rocky Mount, N. C., radio range and a line bearing 287° True from the Weeksville, N. C., Navy radio range to the Weeksville, N. C., Navy radio range station.

10. Section 600.257 *Red civil airway No. 57 (Des Moines, Iowa, to Youngstown, Ohio)* is amended by deleting the last portion which reads: "From the intersection of the west course of the Cleveland, Ohio, radio range and the northwest course of the Akron, Ohio, radio range via the Akron, Ohio, radio range station to the Youngstown, Ohio, radio range station." and by substituting the following in lieu thereof: "From the Akron, Ohio, radio range station to the Youngstown, Ohio, radio range station."

11. Section 600.285 is amended to read:

§ 600.285 *Red civil airway No. 85 (Dayton, Ohio, to Altoona, Pa.)* From the Dayton, Ohio, radio range station to the Mansfield, Ohio, nondirectional radio beacon. From the intersection of the southeast course of the Akron, Ohio, radio range and the northwest course of the Pittsburgh, Pa., radio range via the Butler, Pa., nondirectional radio beacon to the Altoona, Pa., radio range station.

12. Section 600.302 is amended to read:

§ 600.302 *Red civil airway No. 102 (Louisville, Ky., to Huntington, W Va.)* From the intersection of the south course of the Louisville, Ky., radio range and a line bearing 268° True from the Lexington, Ky., nondirectional radio beacon via the Lexington, Ky., nondirectional radio beacon to the Huntington, W Va., nondirectional radio beacon.

13. Section 600.304 is added to read:

§ 600.304 *Red civil airway No. 104 (Greensboro, N. C., to Raleigh, N. C.)* From the Greensboro, N. C., radio range station to the intersection of the southeast course of the Greensboro, N. C., radio range and the south course of the Raleigh, N. C., radio range.

14. Section 600.305 is added to read:

§ 600.305 *Red civil airway No. 105 (Wichita, Kans., to Joplin, Mo.)* From the intersection of the northeast course of the Wichita, Kans., radio range and the west course of the Chanute, Kans., radio range via the Chanute, Kans., radio range station to the intersection of the east course of the Chanute, Kans., radio range and the north course of the Joplin, Mo., radio range.

15. Section 600.615 *Blue civil airway No. 15 (Huntington, W Va., to Erie, Pa.)* is amended by deleting the portion which reads: "From the intersection of the northwest course of the Huntington, W Va., radio range and the south course of the Columbus, Ohio, radio range to the Columbus, Ohio, radio range station." and by adding the following in lieu thereof: "From the Huntington, W Va., nondirectional radio beacon to the Columbus, Ohio, radio range station."

16. Section 600.620 *Blue civil airway No. 20 (Atlantic City, N. J., to Allentown, Pa.)* is amended by changing the last portion to read: "Philadelphia, Pa., radio range station via a point at lat. 40°15'00" long. 75°22'45" to the Allentown, Pa., radio range station."

17. Section 600.649 *Blue civil airway No. 49 (Atlantic City, N. J., to Philadelphia, Pa.)* is amended by changing the first portion to read: "From the intersection of the southeast course of the Philadelphia, Pa., radio range and a point at lat. 38°58'35" long. 74°54'30" via the intersection of the southeast course of the Philadelphia, Pa., radio range and the southeast course of the Millville, N. J., radio range;"

18. Section 600.673 is amended to read:

§ 600.673 *Blue civil airway No. 73 (Pittsburgh, Pa., to Buffalo, N. Y.)* From the Pittsburgh, Pa., radio range station via the Brookville, Pa., nondirectional radio beacon; Bradford, Pa., nondirectional radio beacon to the Buffalo, N. Y., radio range station.

19. Section 600.6001 is amended to read:

§ 600.6001 *VOR civil airway No. 1 (Norfolk, Va., to New York, N. Y.)* From the Norfolk, Va., VAR station via the intersection of the Norfolk VAR north course and the Salisbury omnirange 206° True radial, Salisbury, Md., omnirange station; intersection of the Salisbury omnirange 038° True radial and the Atlantic City VAR southwest course; Atlantic City N. J., VAR station; intersection of the Atlantic City VAR northeast course and the Colts Neck omnirange 204° True radial to the Colts Neck, N. J., omnirange station. Those portions of this airway between the Atlantic City, N. J., VAR station and the Colts Neck, N. J., omnirange station more than 3 miles either side of the center line and those portions in conflict with Patuxent danger area (D-43) are excluded.

20. Section 600.6010 *VOR civil airway No. 10 (Pueblo, Colo., to New York, N. Y.)* is amended between the Kansas City, Mo., omnirange station and the Burlington, Iowa, omnirange station to read: "Kansas City, Mo., omnirange station, including a north alternate, excluding the portion which overlaps the Osage City danger area (D-405), Kirksville, Mo., omnirange station, including a south alternate via the intersection of the Kansas City omnirange 076° True and the Kirksville omnirange 227° True radials; Burlington, Iowa, omnirange station, including a south alternate;"

21. Section 600.6012 *VOR civil airway No. 12 (Palmdale, Calif., to Philadelphia, Pa.)* is amended between the Wichita, Kans., omnirange station and the Kansas City, Mo., omnirange station to read: "Wichita, Kans., omnirange station, including a north alternate and also a south alternate via the intersection of the Anthony omnirange 084° True and the Wichita omnirange 191° True radials; Emporia, Kans., omnirange station, including a north alternate via the intersection of the Wichita omnirange 045° True and the Emporia omnirange 259° True radials; Kansas City, Mo., omnirange station, including a north alternate, excluding the portion which overlaps the Osage City danger area (D-405)""

22. Section 600.6013 *VOR civil airway No. 13 (Houston, Tex., to Duluth, Minn.)*

is amended between the Kansas City, Mo., omnirange station and the Des Moines, Iowa, omnirange station to read: "Kansas City, Mo., omnirange station, including an east alternate; Lamoni, Iowa, omnirange station, including an east alternate via the intersection of the Kansas City omnirange 035° True and the Lamoni omnirange 175° True radials; Des Moines, Iowa, omnirange station, including an east and a west alternate;"

23. Section 600.6016 *VOR civil airway No. 16 (Los Angeles, Calif., to Montebello, Va.)* is amended between the Fort Worth, Tex., omnirange station and the Sulphur Springs, Tex., omnirange station to read: "Fort Worth, Tex., omnirange station; Dallas, Tex., omnirange station, including a north alternate and also a south alternate via the intersection of the Fort Worth omnirange 109° True and the Dallas omnirange 247° True radials; Sulphur Springs, Tex., omnirange station, including a north alternate;"

24. Section 600.6050 is amended to read:

§ 600.6050 *VOR civil airway No. 50 (St. Joseph, Mo., to Peoria, Ill.)* From the St. Joseph, Mo., omnirange station via the Kirksville, Mo.; omnirange station; Quincy, Ill., omnirange station, including a south alternate; to the point of intersection of the Pontiac, Ill., omnirange 258° True and the Bradford, Ill., omnirange 188° True radials.

25. Section 600.6114 is amended to read:

§ 600.6114 *VOR civil airway No. 114 (Pueblo, Colo., to New Orleans, La.)*. From the Pueblo, Colo., omnirange station via the Dalhart, Tex., omnirange station; Amarillo, Tex., omnirange station; Childress, Tex., omnirange station; Wichita Falls, Tex., omnirange station; Dallas, Tex., omnirange station, including a north alternate via the intersection of the Wichita Falls omnirange 109° True and the Dallas omnirange 324° True radials; Gregg County, Tex., omnirange station; Shreveport, La., omnirange station; intersection of the Shreveport omnirange 169° True and the Alexandria omnirange 312° True radials; Alexandria, La., omnirange station; Baton Rouge, La., omnirange station to the New Orleans, La., omnirange station, including a north alternate via the intersection of the Baton Rouge omnirange 092° True and the New Orleans omnirange 001° True radials.

(Sec. 205, 52 Stat. 984, as amended; 49 U. S. C. 425. Interpret or apply sec. 302, 52 Stat. 985, as amended; 49 U. S. C. 452)

This amendment shall become effective 0001 e. s. t. December 8, 1953, except item 13, which becomes effective 0001, e. s. t., December 29, 1953.

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

[F. R. Doc. 53-10181; Filed, Dec. 3, 1953; 8:55 a. m.]

[Amdt. 22]

PART 601—DESIGNATION OF CONTROL AREAS, CONTROL ZONES, AND REPORTING POINTS

ALTERATIONS

The control area, control zone and reporting point alterations appearing hereinafter have been coordinated with the civil operators involved, the Army, the Navy, and the Air Force, through the Air Coordinating Committee, Airspace Subcommittee, and are adopted to become effective when indicated in order to promote safety of the flying public. Compliance with the notice, procedures, and effective date provisions of section 4 of the Administrative Procedure Act would be impracticable and contrary to public interest and therefore is not required.

Part 601 is amended as follows:

1. Section 601.109 is amended by changing caption to read: "*Amber civil airway No. 9 control areas (Charleston, S. C., to Norfolk, Va.)*"

2. Section 601.221 is amended by changing the caption to read: "*Red civil airway No. 21 control areas (Sellinsgrove, Pa., to Boston, Mass.)*"

3. Section 601.234 is amended by changing the caption to read: "*Red civil airway No. 34 control areas (Charleston, W. Va., to Weeksville, N. C.)*"

4. Section 601.285 is amended to read: § 601.285 *Red civil airway No. 85 control areas (Dayton, Ohio, to Altoona, Pa.)* All of Red civil airway No. 85.

5. Section 601.304 is added to read: § 601.304 *Red civil airway No. 104 control areas (Greensboro, N. C., to Raleigh, N. C.)*. All of Red civil airway No. 104.

6. Section 601.305 is added to read: § 601.305 *Red civil airway No. 105 control areas (Wichita, Kans., to Joplin, Mo.)* All of Red civil airway No. 105.

7. Section 601.673 is amended by changing caption to read: "*Blue civil airway No. 73 control areas (Pittsburgh, Pa., to Buffalo, N. Y.)*"

8. Section 601.1010 *Control area extension (Charlotte, N. C.)* is revoked.

9. Section 601.1010 is added to read: § 601.1010 *Control area extension (Greenwood, S. C.)* That airspace bounded on the north by lat. 34°20'00", on the east by long. 82°00'00" on the south by lat. 34°10'00" and on the west by Blue civil airway No. 39.

10. Section 601.1014 is amended to read:

§ 601.1014 *Control area extension (Greenville, S. C.) (Greenville-Charlotte-Greensboro area)*. All that airspace beginning at lat. 35°49'30", long. 79°30'00" thence southwesterly to lat. 34°49'30", long. 80°10'00", thence clockwise along the arc of a 50-mile radius circle centered on the Charlotte, N. C., radio range (at lat. 35°10'30", long. 80°56'00") to lat. 34°27'15", long. 80°52'30", thence westerly to lat. 34°22'30", long. 82°20'00" thence clockwise along the arc of a 30-mile radius

circle centered on the Greenville, S. C., radio range (at lat. 34°48'45" long. 82°20'30") to lat. 35°13'30" long. 82°30'00", thence northeast to lat. 35°19'00", long. 82°06'30" thence clockwise along the arc of a 30-mile radius circle centered on the Spartanburg, S. C., radio range (at lat. 34°53'45" long. 81°58'40") to Green civil airway No. 6 at lat. 35°11'30", long. 81°35'30" thence northeast along Green civil airway No. 6 to lat. 35°51'00" long. 80°34'30", thence clockwise along the arc of a 35-mile radius circle centered between the Winston-Salem and Greensboro, N. C., radio ranges at lat. 36°06'00", long. 80°01'30" to lat. 35°49'30" long. 79°30'00" point of beginning.

11. Section 601.1112 *Control area extension (Fort Dix, N. J.)* is amended by deleting the words "on the east by Amber civil airway No. 9," and by substituting the following in lieu thereof: "on the east by VOR civil airway No. 1,"

12. Section 601.1114 *Control area extension (Chanute, Kans.)* is revoked.

13. Section 601.1167 *Control area extension (Winston-Salem, N. C.)* is revoked.

14. Section 601.1199 *Control area extension (Greensboro, N. C.)* is revoked.

15. Section 601.1256 is amended to read:

§ 601.1256 *Control area extension (Pittsburgh, Pa.)*. All that airspace within a 35-mile radius of the Pittsburgh, Pa., radio range station.

16. Section 601.1337 is amended to read:

§ 601.1337 *Control area extension (Wausau, Wis.)*. That airspace within a 15-mile radius of the Wausau omnirange station including the airspace southeast of the omnirange station bounded on the northeast by VOR civil airway No. 26S, on the south by lat. 44°30'00", and on the west by a line 5 miles west of and parallel to the 166° True radial of the Wausau omnirange station.

17. Section 601.2017 is amended to read:

§ 601.2017 *Pittsburgh, Pa., control zone*. Within a 5-mile radius of Allegheny County Airport, Pittsburgh, Pa., and within 2 miles either side of a direct line extending from the Allegheny County Airport to the Cecil, Pa., non-directional radio beacon.

18. Section 601.2090 is amended to read:

§ 601.2090 *Columbus, Ohio, control zone*. Within a 5-mile radius of the Fort Columbus Municipal Airport and within a 5-mile radius of the Lockbourne, Ohio, Air Force Base including the airspace within 2 miles either side of a direct line extending from the Columbus radio range station to the Lockbourne AFB, within 2 miles either side of the west course of the Columbus radio range extending to the Hilliard fan marker, within 2 miles either side of the east course of the Columbus radio range extending to the Newark fan marker, and within 2 miles either side of the 50° and

230° True radials of the Columbus omnirange extending from the Port Columbus airport control zone to a point 10 miles northeast of the omnirange station.

19. Section 601.2104 is amended to read:

§ 601.2104 *Huntington, W Va., control zone.* Within a 5-mile radius of Huntington Airport, Chesapeake, Ohio, within a 5-mile radius of Tri State Airport, Huntington, W Va., within 2 miles either side of a line bearing 253° True extending from the Huntington nondirectional radio beacon to a point 10 miles west, and within 2½ miles either side of a line bearing 313° True extending from the Huntington nondirectional radio beacon to a point 10 miles northwest

20. Section 601.2313 is amended to read:

§ 601.2313 *Pittsburgh, Pa., control zone.* Within a 5-mile radius of Greater Pittsburgh Airport, within 2 miles either side of the Greater Pittsburgh Airport ILS localizer southeast course extending southeastward from the ILS localizer to the boundary of the Allegheny County Airport control zone, and within 2 miles either side of bearings of 90° True and 270° True from the Greater Pittsburgh Airport extending through the Greater Pittsburgh nondirectional radio beacon to a point 10 miles east of the radio beacon and through the Clinton nondirectional radio beacon to a point 10 miles west of the radio beacon.

21. Section 601.2318 is amended to read:

§ 601.2318 *Myrtle Beach, S. C., control zone.* Within a 5-mile radius of the Myrtle Beach Municipal Airport and within 2 miles either side of the 47° True radial of the Myrtle Beach omnirange extending from the omnirange station to a point 10 miles northeast.

22. Section 601.4013 *Green civil airway No. 3 (San Francisco, Calif., to New York, N. Y.)* is amended by deleting the following reporting point: "the intersection of the southwest course of the New York (La Guardia) N. Y., radio range and the east course of the Matawan, N. J., VHF VAR radio range;"

23. Section 601.4014 *Green civil airway No. 4 (Los Angeles, Calif., to Philadelphia, Pa.)* is amended by deleting the following reporting point: "the intersection of the west course of the Pittsburgh, Pa., radio range and the northwest course of the Morgantown, W Va., radio range;" and by substituting the following reporting point in lieu thereof: "Wheeling, W Va., nondirectional radio beacon;" and by adding after "Pittsburgh, Pa., radio range station;" the following reporting point: "New Alexandria, Pa., nondirectional radio beacon;"

24. Section 601.4109 is amended by changing caption to read: "*Amber civil airway No. 9 (Charleston, S. C., to Norfolk, Va.)*;" and by deleting the following reporting point: "Salisbury, Md., VHF radio range station."

25. Section 601.4211 *Red civil airway No. 11 (Enid, Okla., to Boston, Mass.)* is amended by deleting the following reporting point: "Huntington, W Va., radio range station;"

26. Section 601.4218 *Red civil airway No. 18 (Indianapolis, Ind., to Washington, D. C.)* is amended after "Cincinnati, Ohio, radio range station;" by adding the following reporting point: "Huntington, W Va., nondirectional radio beacon;"

27. Section 601.4219 *Red civil airway No. 19 (Detroit, Mich., to Norfolk, Va.)* is amended by deleting the following reporting point: "Wellington, Ohio, VHF radio range station;"

28. Section 601.4221 is amended to read:

§ 601.4221 *Red civil airway No. 21 (Selinsgrove, Pa., to Boston, Mass.)* The intersection of the southwest course of the Providence, R. I., radio range and the southwest course of the Quonset Point, R. I. (Navy) radio range.

29. Section 601.4234 is amended by changing caption to read: "*Red civil airway No. 34 (Charleston, W Va., to Weeksville, N. C.)*" and by deleting the following reporting point: "Elizabeth City, N. C., VHF radio range station."

30. Section 601.4285 is amended to read:

§ 601.4285 *Red civil airway No. 85 (Dayton, Ohio, to Altoona, Pa.)* Butler, Pa., nondirectional radio beacon.

31. Section 601.4304 is added to read:

§ 601.4304 *Red civil airway No. 104 (Greensboro, N. C., to Raleigh, N. C.)* No reporting point designation.

32. Section 601.4305 is added to read:

§ 601.4305 *Red civil airway No. 105 (Wichita, Kans., to Joplin, Mo.)* No reporting point designation.

33. Section 601.4673 is amended by changing the caption to read: "*Blue civil airway No. 73 (Pittsburgh, Pa., to Buffalo, N. Y.)*"

34. Section 601.6001 is amended to read:

§ 601.6001 *VOR civil airway No. 1 control areas (Norfolk, Va., to New York, N. Y.)* All of VOR civil airway No. 1.

35. Section 601.6050 is amended to read:

§ 601.6050 *VOR civil airway No. 50 control areas (St. Joseph, Mo., to Peoria, Ill.)* All of VOR civil airway No. 50, including a south alternate.

36. Section 601.6114 is amended to read:

§ 601.6114 *VOR civil airway No. 114 control areas (Pueblo, Colo., to New Orleans, La.)* All of VOR civil airway No. 114, including north alternates.

37. Section 601.7001 *Domestic VOR reporting points* is amended by adding the following reporting point:

Henrietta intersection: the intersection of the Lansing, Mich., omnirange 148° True and the Detroit, Mich., omnirange 276° True radials.

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

This amendment shall become effective 001 e. s. t. December 8, 1953, except items 5 and 13, which become effective 0001, e. s. t., December 29, 1953.

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

[F. R. Doc. 53-10182; Filed, Dec. 8, 1953; 8:55 a. m.]

TITLE 15—COMMERCE AND FOREIGN TRADE

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

Subchapter C—Bureau of Foreign Commerce [6th Gen. Rev. of Export Regs., Amdt. 75]

PART 373—LICENSING POLICIES AND RELATED SPECIAL PROVISIONS

PART 380—AMENDMENTS, EXTENSIONS, TRANSFERS

MISCELLANEOUS AMENDMENTS

1. Section 373.40 *Iron and steel* is amended by deleting therefrom paragraphs (d) *Nickel-bearing stainless steel, and plate and structural* and (f) *Time for submission of applications.*

2. Section 373.71 *Supplement 1, Time schedules for submission of applications for licenses to export certain Positive List commodities* is amended by deleting therefrom the following entries and related submission dates:

a. For the Second and Third Quarters, 1953:

Dept. of Commerce Schedule B No.	Commodity	Submission dates	
		Second quarter 1953	Third quarter 1953
	<i>Metals and manufactures</i> ¹		
	Commodities with processing code STEE, carbon and stainless steel only. ²	Nov. 24-Dec. 20, 1952.....	Mar. 2-Mar. 31, 1953.
	Commodities with processing code NONF.....	Dec. 1-Dec. 31, 1952.....	
	Commodities with processing code TNPL: Specification production plate.....	Dec. 15, 1952-Jan. 9, 1953.....	

¹ Submission dates for these commodities are also applicable to project license and petroleum project license applications (see § 374.2 (c) of this subchapter).

² See § 398.5 (c) of this subchapter for exception to these dates under certain conditions.

b. For the Fourth Quarter, 1953 and the First Quarter, 1954:

Dept. of Commerce Schedule B No.	Commodity	Submission dates	
		Fourth quarter 1953	First quarter 1954
	<i>Metals and manufactures</i> ¹		
	Commodities with processing code STEE: ² Nickel-bearing stainless steel in all shapes and forms (semi-finished and finished) (as defined in Defense Materials System Regulation 1).	May 16-June 5, 1953.	Oct. 12-Nov. 6, 1953.

¹ The submission dates for these commodities are also applicable to project license and petroleum project license applications (see § 374.2 (c) of this subchapter).

² See § 393.5 (c) of this subchapter for exception to these dates under certain conditions.

3: Section 380.2 *Amendments or alterations of licenses* paragraph (f) subparagraph (3) *Amendment requests on which field offices may not take action*, is amended by deleting therefrom subdivisions (iii) and (iv)

This amendment shall become effective as of December 3, 1953.

(Sec. 3, 63 Stat. 7; 65 Stat. 43; 67 Stat. 62; 59 U. S. C. App. Sup. 2023. E. O. 9630, Sept. 27, 1945, 10 F. R. 12245, 3 CFR, 1945 Supp., E. O. 9919, Jan. 3, 1948, 13 F. R. 59, 3 CFR, 1948 Supp.)

LORING K. MACY,
Director

Bureau of Foreign Commerce.

[F. R. Doc. 53-10161; Filed, Dec. 3, 1953; 8:52 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket 6046]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

VISIONADE VISOR CO., INC., ET AL.

Subpart—*Advertising falsely or misleadingly*; § 3.20 *Comparative data or merits*; § 3.130 *Manufacture or preparation*; § 3.170 *Qualities or properties of product or service*. I. In connection with the offer for sale, sale or distribution of the corporate respondent's automobile visors or any other visors made of materials having the same or similar properties in commerce, and on the part of respondent corporation, its officers, etc., representing, directly or by implication: (1) That respondent's visors will fit more makes or models of automobiles than is the fact, or are tailor made to fit individual model cars; and (2) that respondent's visors give the eyes the same protection as fine sun glasses; and, II, in connection with the offering for sale, sale or distribution of the plastic automobile visors, or any other visors made of materials having the same or similar properties, in commerce, and on the part of respondents, Henry I. Sobel and Albert Rothgart, individually or as copartners trading as Filterzone Auto Vision Company, etc., jointly or severally, and on the part of their representatives, etc., representing, directly or by implication: (1) That respondents' visors are optically correct and afford clear, true visibility and (2) that respondents' visors filter out all infra red rays or any greater proportion of infra red rays than is actually the fact; prohibited.

No. 236—2

(Sec. 6, 38 Stat. 722; 15 U. S. C. 46. Interpret or apply sec. 5, 38 Stat. 719; 15 U. S. C. 45) [Cease and desist order, Visionade Visor Company, Inc., et al., Brooklyn, N. Y., Docket 6046, November 3, 1953]

In the Matter of Visionade Visor Company, Inc., a Corporation, and Henry I. Sobel and Albert Rothgart, Copartners Trading as Filterzone Auto Vision Company

This proceeding was heard by J. Earl Cox, hearing examiner, upon the complaint of the Commission, respondents' answer thereto, and hearings at which testimony and other evidence, duly recorded and filed in the office of the Commission, in support of and in opposition to the allegations of said complaint were introduced before said examiner, theretofore duly designated by the Commission.

Thereafter the proceeding regularly came on for final consideration by said examiner on the complaint, answer, testimony and other evidence, proposed findings as to the facts and conclusions presented by counsel in support of complaint, no proposed findings as to the facts and conclusions having been presented by respondents and oral argument not having been requested, and said examiner, having duly considered the record in the matter, and having found that the proceeding was in the interest of the public, made his initial decision comprising certain findings as to the facts,¹ conclusion drawn therefrom,² and order to cease and desist.

No appeal having been filed from said initial decision of said hearing examiner, as provided for in Rule XXII, nor any other action taken as thereby provided to prevent said initial decision becoming the decision of the Commission thirty days from service thereof upon the parties, said initial decision, including said order to cease and desist, accordingly, under the provisions of said Rule XXII became the decision of the Commission on November 3, 1953.

Said order to cease and desist is as follows:

It is ordered, That the respondent Visionade Visor Company, Inc., its officers, agents, representatives and employees, directly or through any corporate or other device, in connection with the offering for sale, sale or distribution of its plastic automobile visors or any other visors made of materials having the same or similar properties in commerce, as "commerce" is defined in the Federal Trade Commission Act, do

¹ Filed as part of the original document.

forthwith cease and desist from representing, directly or by implication:

1. That its visors will fit more makes or models of automobiles than is the fact, or are tailor made to fit individual model cars.

2. That its visors give the eyes the same protection as fine sun glasses.

It is further ordered, That the respondents, Henry I. Sobel and Albert Rothgart, individually or as copartners trading as Filterzone Auto Vision Company, or trading under any other name, jointly or severally, their representatives, agents and employees, directly or through any corporate or other device, in connection with the offering for sale, sale or distribution of the plastic automobile visors, or any other visors made of materials having the same or similar properties, in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from representing, directly or by implication:

1. That their visors are optically correct and afford clear, true visibility.

2. That their visors filter out all infra red rays or any greater proportion of infra red rays than is actually the fact.

By "Decision of the Commission and Order To File Report of Compliance" Docket 6046, November 3, 1953, which announced and decreed fruition of said initial decision, report of compliance was required as follows:

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

Issued: November 3, 1953.

By the Commission.

[SEAL] ALEX. AKERMAN, Jr.,
Secretary.

[F. R. Doc. 53-10173; Filed, Dec. 3, 1953; 8:53 a. m.]

[Docket No. 5974]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

PAGE DAIRY CO.

Subpart—*Discriminating in price under section 2, Clayton Act, as amended*—Price discrimination under 2 (a) § 3.715 *Charges and price differentials*. In connection with the sale of fluid milk in commerce, discriminating in price by selling said fluid milk of like grade and quality to any purchaser at prices lower than those granted other purchasers where respondent, in the sale of such product, is in competition with any other sellers; prohibited.

(Sec. 6, 38 Stat. 722; 15 U. S. C. 46. Interprets or applies sec. 2, 49 Stat. 1526; 15 U. S. C. 13) [Cease and desist order, Page Dairy Company, Toledo, Ohio, Docket 5974, October 30, 1953]

This proceeding was heard by William L. Pack, hearing examiner, upon the complaint of the Commission, respondent's answer, and hearings at which

testimony and other evidence, duly recorded and filed in the office of the Commission, in support of the allegations of the complaint, were introduced by said examiner, theretofore duly designated by the Commission.

Thereafter, following the resting of the case in support of the complaint at the conclusion of the aforesaid hearings, and respondent's election to introduce no testimony or other evidence in opposition to the allegations of the complaint, the proceeding regularly came on for final consideration by said examiner on the complaint, answer, testimony, and other evidence and proposed findings as to the facts, conclusion and order submitted jointly by counsel supporting the complaint and counsel for respondent, oral argument not having been requested; and said examiner, having duly considered the matter, made his initial decision comprising certain findings as to the facts,¹ conclusion drawn therefrom,¹ and order to cease and desist.

No appeal having been filed from said initial decision of said hearing examiner, as provided for in Rule XXII, nor any other action taken as thereby provided to prevent said initial decision becoming the decision of the Commission thirty days from service thereof upon the parties, said initial decision, including said order to cease and desist, accordingly, under the provisions of said Rule XXII became the decision of the Commission on October 30, 1953.

Said order to cease and desist is as follows:

It is ordered, That the respondent, Page Dairy Company, a corporation, its officers, representatives, agents and employees, directly or through any corporate or other device, in connection with the sale of fluid milk in commerce, as "commerce" is defined in the aforesaid Clayton Act, do forthwith cease and desist from discriminating in price by selling said fluid milk of like grade and quality to any purchaser at prices lower than those granted other purchasers where respondent, in the sale of such product, is in competition with any other seller.

By "Decision of the Commission and Order to File Report of Compliance" Docket 5974, October 30, 1953, which announced and decreed fruition of said initial decision, report of compliance was required as follows:

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

Issued: October 30, 1953.

By the Commission,

[SEAL] ALEX. AKERMAN, Jr.,
Secretary.

[F. R. Doc. 53-10174; Filed, Dec. 3, 1953;
8:54 a. m.]

¹ Filed as part of the original document.

TITLE 29—LABOR

Chapter V—Wage and Hour Division, Department of Labor

PART 686—SHOE MANUFACTURING AND ALLIED INDUSTRIES IN PUERTO RICO

MINIMUM WAGE ORDER

Pursuant to the Administrative Procedure Act (60 Stat. 237; 5 U. S. C. 1001), notice was published in the FEDERAL REGISTER on November 10, 1953 (18 F. R. 7060) of my decision to approve the recommendation of Special Industry Committee No. 14 for Puerto Rico for the Shoe Manufacturing and Allied Industries in Puerto Rico, and the Wage Order which I proposed to issue to carry such recommendation into effect was published therewith.

As indicated in the notice, my findings and conclusions in this matter were set forth in a document entitled "Findings and Opinion of the Administrator in the Matter of the Recommendation of Special Industry Committee No. 14 for Puerto Rico for Minimum Wage Rates in the Shoe Manufacturing and Allied Industries in Puerto Rico."

Interested parties were given an opportunity to file exceptions to the proposed actions within fifteen days of the date of publication of the notice. No exceptions have been received.

Accordingly, pursuant to the authority under the Fair Labor Standards Act of 1938, as amended (52 Stat. 1060, as amended, 29 U. S. C. 201, et seq.) the said decision is affirmed and made final, the recommendation of Special Industry Committee No. 14 for Puerto Rico for a minimum wage rate in the Shoe Manufacturing and Allied Industries in Puerto Rico is hereby approved and the Wage Order contained in 29 CFR, 1952 Supp., Part 686, is hereby amended, as set forth in the November 10, 1953 issue of the FEDERAL REGISTER (18 F. R. 7060) as follows:

1. Delete § 686.2 and substitute the following:

§ 686.2 *Wage rate.* Wages at a rate of not less than 40 cents per hour shall be paid under section 6 of the Fair Labor Standards Act of 1938, as amended, by every employer to each of his employees in the Shoe Manufacturing and Allied Industries in Puerto Rico who is engaged in commerce or in the production of goods for commerce.

(Sec. 8, 63 Stat. 915; 29 U. S. C. 208)

The above amendment shall become effective January 4, 1954.

Signed at Washington, D. C., this 30th day of November 1953.

WM. R. McCOMB,
Administrator
Wage and Hour Division.

[F. R. Doc. 53-10139; Filed, Dec. 3, 1953;
8:47 a. m.]

PART 709—COSTUME JEWELRY HAIR ORNAMENT DIVISION AND COSTUME JEWELRY GENERAL DIVISION OF THE BUTTON, BUCKLE AND JEWELRY INDUSTRY IN PUERTO RICO

MINIMUM WAGE ORDER

Pursuant to the Administrative Procedure Act (60 Stat. 237; 5 U. S. C. 1001), notice was published in the FEDERAL REGISTER on November 10, 1953 (18 F. R. 7060-7061) of my decision to approve the recommendations of Special Industry Committee No. 14 for Puerto Rico for the Costume Jewelry Division of the Button, Buckle, and Jewelry Industry in Puerto Rico, and the Wage Order which I proposed to issue to carry such recommendations into effect was published therewith.

As indicated in the notice, my findings and conclusions in this matter were set forth in a document entitled "Findings and Opinion of the Administrator in the Matter of the Recommendations of Special Industry Committee No. 14 for Puerto Rico for Minimum Wage Rates in the Costume Jewelry Division of the Button, Buckle, and Jewelry Industry in Puerto Rico."

Interested parties were given an opportunity to file exceptions to the proposed actions within fifteen days of the date of publication of the notice. No exceptions have been received.

Accordingly, pursuant to authority under the Fair Labor Standards Act of 1938, as amended (52 Stat. 1060, as amended, 29 U. S. C. 201 et seq.) the said decision is affirmed and made final, the recommendations of Special Industry Committee No. 14 for Puerto Rico for minimum wage rates in the Costume Jewelry Division of the Button, Buckle, and Jewelry Industry in Puerto Rico are hereby approved and the Wage Order contained in 29 CFR, Part 709, is hereby amended, as set forth in the November 10, 1953, issue of the FEDERAL REGISTER (18 F. R. 7060-7061) as follows:

1. In § 709.1 delete in its entirety the note which immediately follows paragraph (e) (minimum wage rate for the pearl button and buckle division) and substitute the following paragraphs:

(f) Wages at a rate of not less than 50 cents per hour shall be paid under section 6 of the Fair Labor Standards Act of 1938, as amended, by every employer to each of his employees in the Costume Jewelry Hair Ornament Division of the Button, Buckle, and Jewelry Industry in Puerto Rico who is engaged in commerce or in the production of goods for commerce.

(g) Wages at a rate of not less than 36 cents per hour shall be paid under section 6 of the Fair Labor Standards Act of 1938, as amended, by every employer to each of his employees in the Costume Jewelry General Division of the Button, Buckle, and Jewelry Industry in Puerto Rico who is engaged in commerce or in the production of goods for commerce.

2. In § 709.3 delete the note which immediately follows paragraph (b) (5) (definition of the pearl button and buckle

division) and add the following subparagraphs:

(6) *Costume Jewelry Hair Ornament Division.* The manufacture from any material (except precious metals or materials of local origin such as seeds, shells, natural fibers and similar materials) of hair ornaments such as decorative or ornamental combs, clips, and barrettes, and of component parts of such ornaments when the manufacture of such parts is performed in an establishment producing such hair ornaments.

(7) *Costume Jewelry General Division.* The manufacture of jewelry (except rosaries, hair ornaments, metal expansion watch bands and bracelets, and metal, glass, plastic and wooden beads) and jewelry findings from any material except precious metals or materials of local origin such as seeds, shells, natural fibers and similar materials.

(Sec. 8, 63 Stat. 915; 29 U. S. C. 208)

The above amendments shall become effective January 4, 1954.

Signed at Washington, D. C., this 30th day of November 1953.

Wm. R. McComb,
Administrator

Wage and Hour Division.

[F. R. Doc. 53-10140; Filed, Dec. 3, 1953; 8:47 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

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

Appendix—Public Land Orders
[Public Land Order 931]

CALIFORNIA

PARTIALLY REVOKING EXECUTIVE ORDER OF AUGUST 8, 1914, CREATING PUBLIC WATER RESERVE NO. 22

By virtue of the authority vested in the President by section 1 of the act of June 25, 1910 (36 Stat. 847; 43 U. S. C. 141) and pursuant to Executive Order No. 10355 of May 26, 1952, it is ordered as follows:

The Executive order of August 8, 1914, creating Public Water Reserve No. 22, is hereby revoked so far as it affects the following-described lands:

MOUNT DIABLO MERIDIAN

T. 24 S., R. 42 E.,
Sec. 24, W $\frac{1}{2}$.

The area described, including public and non-public lands, contains 320 acres.

The release from withdrawal of the lands in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ and the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of the said section 24 is made in furtherance of an exchange under section 8 of the act of June 28, 1934, as amended by section 3 of the act of June 26, 1936 (48 Stat. 1272, 49 Stat. 1976; 43 U. S. C. 315g) by which the offered lands will benefit a Federal land program. This restoration is therefore not subject to the provisions contained in the act of September 27, 1944 (58 Stat. 147; 43 U. S. C. 279-284) as

amended, granting preference rights to veterans of World War II and others.

The W $\frac{1}{2}$ NW $\frac{1}{4}$ is patented land.

No applications for the remaining lands released from withdrawal by this order may be allowed under the home-
stead, small tract, desert-land, or any other nonmineral public-land laws, unless the lands have been classified as valuable or suitable for such type of application, or shall be so classified upon the consideration of an application. This order shall not otherwise become effective to change the status of the said lands until 10:00 a. m. on the 35th day after the date of this order. At that time the said lands shall become subject to application, petition, location and selection, subject to valid existing rights, the provisions of existing withdrawals, the requirements of applicable laws, and the 91-day preference right filing period for veterans and others entitled to preference under the act of September 27, 1944 (58 Stat. 747; 43 U. S. C. 279-284), as amended.

Information showing the periods during which and the conditions under which veterans and others may file applications for the lands may be obtained on request from the Manager of the Land Office at Los Angeles, California.

ORME LEWIS,

Assistant Secretary of the Interior

NOVEMBER 30, 1953.

[F. R. Doc. 53-10136; Filed, Dec. 3, 1953; 8:46 a. m.]

[Public Land Order 932]

SOUTH DAKOTA

PARTIALLY REVOKING PUBLIC LAND ORDER NO. 85 OF JANUARY 29, 1943

By virtue of the authority vested in the President and pursuant to Executive Order No. 10355 of May 26, 1952, it is ordered as follows:

Public Land Order No. 85 of January 29, 1943, withdrawing public lands for use of the War Department as a gunnery range, is hereby revoked so far as it affects the following-described lands:

BLACK HILLS MERIDIAN

T. 8 N., R. 9 E.,
Sec. 5, lots 2, 3 and 4, S $\frac{1}{2}$ N $\frac{1}{2}$, S $\frac{1}{2}$.
T. 9 N., R. 9 E.,
Sec. 21, N $\frac{1}{2}$, SW $\frac{1}{4}$,
Sec. 28, N $\frac{1}{2}$, SW $\frac{1}{4}$,
Sec. 29, SE $\frac{1}{4}$,
Sec. 31, E $\frac{1}{2}$, SW $\frac{1}{4}$,
Sec. 32, S $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$,
Sec. 33, NE $\frac{1}{4}$ SW $\frac{1}{4}$.

The areas described aggregate 2,369.36 acres.

The lands are gently rolling and have an elevation of approximately 3,000 feet above sea level. The soil is a heavy gumbo clay over hardpan and shale. The annual precipitation is about 16.09 inches. Owing to poor soils, the land is not suitable for cultivation but is usable mainly for grazing. They are primarily suitable for disposal by public sale, exchange or State selection. It is not likely that they will be classified for any other disposition but any application

that is filed will be considered on its merits. The lands will not be subject to occupancy or disposition until they have been classified.

This order shall not become effective to change the status of the described lands until 10:00 a. m. on the 35th day after the date of this order. At that time the said lands shall become subject to valid existing rights, the provisions of existing withdrawals, the requirements of applicable laws, and the 91-day preference right filing period for veterans and others entitled to preference under the act of September 27, 1944 (58 Stat. 747; 43 U. S. C. 279-284) as amended.

Information showing the periods during which and the conditions under which veterans and others may file applications for these lands may be obtained on request from the Regional Administrator at Billings, Montana.

ORME LEWIS,

Assistant Secretary of the Interior.

NOVEMBER 30, 1953.

[F. R. Doc. 53-10137; Filed, Dec. 3, 1953; 8:46 a. m.]

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

[Docket Nos. 10670, 10671]

PART 3—RADIO BROADCAST SERVICES

TABLE OF ASSIGNMENTS

In the matter of amendment of § 3.606, *Table of assignments*, rules governing television broadcast stations; Dockets Nos. 10670, 10671.

1. The Commission has under consideration the following notices issued in these proceedings: (1) Its notice of proposed rule making (FCC 53-1112) issued on August 27, 1953, relating to the request of Carl Bloomquist that Channel 10 be assigned to Virginia, Minnesota, and to Laurium, Michigan, to be accomplished by deleting the present assignment of Channel 10 from Hibbing, Minnesota, and from Hancock, Michigan; (2) its notice of proposed rule making (FCC 53-1116) issued on the same date, relating to the request of Head of the Lakes Broadcasting Company that Channel 12 be assigned to Duluth, Minnesota-Superior, Wisconsin, to be accomplished by substituting Channel 37 for Channel 12 in Brainerd, Minnesota, and Channel 33 for Channel 12 in Iron River, Michigan; and (3) its notice of further proposed rule making (FCC 53-1368) issued on October 23, 1953, relating to the counterproposal of Head of the Lakes Broadcasting Company requesting the assignment of Channel 10 to Duluth, Minnesota, and Channel 13 to Buhl, Minnesota, to be accomplished by deleting Channel 10 from Hibbing, Minnesota, and from Hancock, Michigan, and by deleting Channel 26 from Virginia, Minnesota.

2. The above-entitled proceedings relate to several requests for amendment of the Commission's television channel assignments in the Northern Minnesota-

Northwestern Michigan area. The various proposals and counterproposals filed in the proceedings, some of which are mutually exclusive, seek a reassignment of Channels 10 and 12 in this general area; and the discussion of the proposals will be considered in this light.

CHANNEL 10 PROCEEDING

3. Carl Bloomquist, Eveleth, Minnesota, filed a petition requesting that Channel 10 be assigned to Virginia, Minnesota, a city with a population of 12,500 persons, to be accomplished by deleting Channel 10 from Hibbing, Minnesota, a city with 16,300 persons located about 20 miles from Virginia. This assignment would also require the deletion of Channel 10 from Hancock, Michigan, a community of 5,200 persons situated less than 190 miles from Virginia, and it is suggested that Channel 10 can be assigned instead to Laurium, Michigan, a community in this general area with a population of 3,200 persons. Petitioner suggests as an alternative that Channel 13 could be shifted from Calumet, Michigan, a nearby community of 1,300 persons; to replace Channel 10 at Hancock. One channel, Channel 26 is presently assigned to Virginia, Channel 10 represents the only assignment in Hibbing and Hancock; Channel 13 is the only assignment in Calumet; and no assignments are presently listed for Laurium. An application (BPCF-1774) for a station on Channel 10 in Hibbing, filed September 30, 1953, by North Star Televising Company is pending. No applications have been filed for Channel 10 in Hancock, Channel 26 in Virginia, or Channel 13 in Calumet.

4. In support of his request, Carl Bloomquist states that he proposes to file an application for a VHF television station in Virginia "designed to provide service for the entire Mesabi Range" and that "Virginia is the central city of this area, whose principal industry is the mining of iron ore." Petitioner contends that while a UHF channel has been assigned to Virginia, it "has been advised that the signal would be unsatisfactory" and that a VHF station would "provide a satisfactory service for the entire area." Petitioner argues that in light of the trend in the iron ore industry in the general area, there will be a shift in population in the direction of the area that would be served by a Virginia station and that, accordingly, the assignment of Channel 10 in Virginia would represent a more efficient utilization of the spectrum than would this assignment in Hibbing. A comment supporting the proposed assignment of Channel 10 in Virginia was filed by the Chamber of Commerce of Ely, Minnesota, a small community located approximately 35 miles from Virginia and 75 miles from Hibbing.

5. Head of the Lakes Broadcasting Company filed a conflicting counterproposal requesting that Channel 10 be assigned to Duluth, Minnesota.¹

¹ Head of the Lakes Broadcasting Company has also filed an alternative request which seeks the assignment of Channel 12 for Duluth-Superior. This request is discussed below in connection with the Channel 12 proceeding.

The following changes in the Table of Assignments are suggested to accomplish this assignment:

City	Present	Proposed
Duluth, Minn.-Superior, Wis.	3, 6+ *8, 32, 38	3, 6+ *8, 38
Duluth, Minn.	10	10
Hibbing, Minn.	10	
Virginia, Minn.	26+	
Hancock, Mich.	10-	
Buhl, Minn.		13

Head of the Lakes suggests that Channel 10 be assigned to Duluth rather than Duluth-Superior since Channel 10 at Superior would not meet the minimum spacing requirements. In order to assign Channel 10 to Duluth it must be deleted from both Hibbing and Hancock. Head of the Lakes requests, in addition, that Channel 13 be added to Buhl, Minnesota, a community of 1,400 persons, and that Channel 26 be deleted from Virginia. Head of the Lakes points out that since both Hibbing and Virginia are within 15 miles of Buhl, Channel 13 in Buhl would be available as well for applicants in Hibbing and Virginia under the provisions of § 3.607 (b) of this chapter which makes channels listed in the Table of Assignments available upon application to communities without their own assignments and within 15 miles of the listed city (15-mile rule). Head of the Lakes suggests that Channel 32 be deleted from Duluth-Superior to keep the number of assignments in the community at the same level. Five channels are presently assigned to Duluth-Superior, three VHF with one of these reserved for education, and two UHF. Great Plains Televising Properties of Minnesota, Inc., has been operating UHF Station WFTV on Channel 38 in Duluth since June. A Final Decision granting an application for VHF Channel 6 in Duluth was issued October 15, 1953. Two applications for Channel 3, the remaining commercial VHF channel at Duluth-Superior, including the Head of the Lakes' application, are involved in a comparative hearing. One application, as noted above, is pending for Channel 10 at Hibbing. Duluth and Superior have a combined population of 139,800 persons, with Duluth having 104,500 and Superior 35,300.

6. In support of its request for the addition of a VHF channel to Duluth, Head of the Lakes urges that such assignment would eliminate the controversy in the Channel 3 and 6 proceedings in Duluth-Superior and would "bring VHF television service immediately to the Duluth-Superior area." While Channel 10 is proposed only for Duluth, it is urged that a station could be so located as to provide identical service to both cities and the surrounding area as would be the case if the assignment were made to the hyphenated community. Head of the Lakes submits that Channel 13 at Buhl is intended as a substitute for the present assignments of Channel 10 at Hibbing and Channel 26 at Virginia, as well as a substitute for the proposed assignment of Channel 10 to Virginia. It is contended that Chan-

² Hibbing is 9.2 miles from Buhl, and Virginia is 11.5 miles from Buhl.

nel 13 at Buhl would satisfy "the needs of this entire area of the Mesabi Range, and the cities located within it, for television assignments" and that the eventual location of this channel would be determined in a licensing proceeding involving applicants from all of the cities. Head of the Lakes notes, also, that Channel 13 is assigned to Calumet, Michigan, and that since both Hancock and Laurium are within 15 miles of Calumet,³ Channel 13 would also be available upon application for Hancock and Laurium. It is urged that the assignment of two VHF channels to the small area comprised by Calumet and Hancock, communities with very small populations, represents an inefficient distribution of channels. If additional channels for these communities are required, it is asserted that UHF channels could be assigned. Mayor John I. Anderson of Buhl filed a communication supporting the assignment of Channel 13 to Buhl.

7. The Bemidji Civic and Commerce Association of Bemidji, Minnesota, filed a counterproposal requesting the assignment of Channel 13 to Bemidji, Minnesota, a city with a population of 10,000 persons. It is proposed to accomplish this assignment merely by switching Channel 11 for Channel 13 at Fargo, North Dakota. An application for Channel 13 at Fargo is pending; however, it appears that the site presently specified for Channel 13 in this application can also be employed on Channel 11. The Fargo applicant has not filed an opposition to the proposed change of channels for Fargo in this proceeding. The Table of Assignments presently assigns one channel, UHF Channel 24, to Bemidji, so that Channel 13 would represent a second assignment for that community. The Bemidji counterproposal conflicts with the Head of the Lakes counterproposal in that Channel 13 cannot be assigned to both Buhl and Bemidji.

8. In support of the request for the assignment of Channel 13 to Bemidji, it is urged that Bemidji, with a population of 10,000 persons, is the county seat of Beltrami County, and is the trading center for an area extending 50 miles in every direction. It is stated that the closest VHF assignment to Bemidji is at Brainerd, Minnesota, 84 miles distant, and that Bemidji would receive no Grade A VHF service under the present assignments. It is asserted that Channel 13 at Bemidji would represent its second frequency and would "furnish the trading area of Bemidji with a consistent VHF service."

OPPOSITION

9. North Star Televising Company filed comments opposing the proposals which require deletion of Channel 10 from Hibbing. It is explained that on September 30, 1953, North Star filed an application for Channel 10 in Hibbing. North Star argues that in the Hibbing area there is a chain of cities running generally northeastward from Grand Rapids to Aurora, Minnesota, and that Hibbing, the largest city in the chain of cities, is located almost exactly in the

³ Hancock is 11 miles from Calumet and Laurium is about 10 miles from Calumet.

center. North Star alleges that a station on Channel 10 in the Hibbing area operating with the power and antenna height proposed in the North Star application would include all the cities in the chain within its Grade B contour. With respect to the Carl Bloomquist proposal to assign Channel 10 to Virginia in place of Hibbing, North Star asserts that Virginia is not only smaller in population than Hibbing but is located so that a Virginia station could not afford Grade B service to all the cities in the chain without employing much greater power than that required in Hibbing. North Star also opposes the deletion of Channel 10 from Hibbing in order to assign this frequency to Duluth. North Star argues that in order to assign a fourth VHF channel to Duluth, it is necessary to delete the only assignments from two communities, Hibbing and Hancock. North Star urges that the assignment of Channel 10 in Hibbing represents a more efficient utilization of the spectrum. With respect to the proposal to assign Channel 13 to Buhl, North Star points out that such assignment can be accomplished without reference to Channel 10. North Star explains that Channel 32 is presently assigned to Duluth-Superior but that no applications have been filed for this frequency, and submits that the need for an additional VHF channel in Duluth-Superior arises solely from the refusal of the presently pending applicants to accept a UHF channel. North Star asserts that demand for a VHF facility in Hibbing has been demonstrated by the application for Channel 10 in that city. The Hibbing Chamber of Commerce also submitted a communication urging that Channel 10 be retained in Hibbing.

10. Great Plains Television Properties of Minnesota, Inc., filed comments opposing the assignment of Channel 10 to Duluth. Great Plains is presently operating UHF Station WFTV on Channel 38 in Duluth. Great Plains urges that Hibbing and Hancock should not be deprived of their only channels to make possible the assignment of a third commercial VHF channel for Duluth-Superior. It is urged that an additional channel is not required to satisfy the demand in Duluth-Superior since a UHF assignment is unapplied for. Great Plains argues that the Head of the Lakes proposal seeks to "break down basic inter-mixture principles and to deprive more sparsely settled areas in Michigan and Minnesota of their only VHF assignment for the sole purpose of getting another VHF channel in lieu of a UHF channel which they could presumably have for the asking under the present allocation table." Great Plains submits that if a third VHF channel is assigned to Duluth-Superior, the three top television networks will affiliate with the VHF grantees and the UHF station will be left without adequate network service. Great Plains cautions that "it is doubtful whether a UHF station could survive under these circumstances."

11. Carl Bloomquist also filed comments opposing the Head of the Lakes proposal to assign Channel 10 to Duluth, urging that an additional VHF channel

should be assigned instead to Virginia as requested in his petition.

12. Head of the Lakes filed comments opposing the Carl Bloomquist proposal, urging that any need for additional assignments at Virginia or Hibbing would be taken care of by the assignment of Channel 13 to Buhl, and, further, that UHF channels could be assigned to these communities. Head of the Lakes also opposes the Bemidji counterproposal, noting that Channel 13 in Bemidji would be a second channel even though no applications have been filed for Channel 24 which is already assigned there. Head of the Lakes submits that UHF channels would suffice in Bemidji and urges that there is no need for the addition of VHF Channel 13. Head of the Lakes urges that, in any event, the assignment of Channel 13 to Buhl is to be preferred.

CHANNEL 12 PROCEEDING

13. Head of the Lakes Broadcasting Company has filed a petition requesting that Channel 12 be assigned to Duluth-Superior to be accomplished by making the following changes in the Table of Assignments:

City	Channel No.	
	Present	Proposed
Duluth, Minn.-Superior, Wis.	3, 04, *8-, 32, 33	3, 04, *8-, 12, 33
Brainerd, Minn.-----	12	37
Iron River, Mich.-----	12-	33-

As noted from the above table the assignment of Channel 12 in Duluth-Superior requires the deletion of this frequency from Brainerd, Minnesota, a city of 12,600 persons, and from Iron River, Michigan, a community of 4,000 persons. Head of the Lakes proposes UHF channels as replacements in these communities. Channel 12 would represent a third commercial VHF in Duluth-Superior, which has a population of 139,800 persons. No applications have been filed for stations in either Brainerd or Iron River. As noted above, UHF Station WFTV has been operating on Channel 38 in Duluth since June; a Final Decision was issued for a station on Channel 6 on October 15, 1953; and two applications including petitioner's, are involved in a comparative hearing for Channel 3. No applications have been filed for UHF Channel 32 in Duluth-Superior.

14. In support of its request for the assignment of Channel 12 in Duluth-Superior, Head of the Lakes urges the same arguments advanced in the Channel 10 proceeding in support of the addition of a VHF channel for Duluth. Head of the Lakes submits also that since both Brainerd and Iron River presently have no television stations or service, the potential-viewing public would not be prejudiced by the assignment of the UHF channels at this time. Head of the Lakes argues also that the population of Brainerd and Iron River are "too small

*As noted above in connection with the Channel 10 proceeding, Head of the Lakes has filed an alternative request seeking Channel 10 for Duluth.

to afford economic support for a television station."

15. Upper Michigan-Wisconsin Broadcasting Company, Inc., filed a mutually exclusive counterproposal requesting that VHF Channel 12 be assigned to Ironwood, Michigan. It is proposed to accomplish this assignment by substituting UHF Channel 33 for Channel 12 in Iron River, Michigan. Since Channel 12 cannot be assigned to both Ironwood and Duluth-Superior in light of the minimum spacing requirements, this proposal conflicts with the Head of the Lakes proposal. The Table of Assignments presently assigns one channel, UHF Channel 31, to Ironwood, a city of 11,500 persons. No applications for a station in Ironwood have been filed.

16. In support of its counterproposal, Upper Michigan represents that it proposes to file an application for a station on Channel 12 in Ironwood. It is urged that Channel 12 in Iron River is the only VHF channel presently assigned in the Upper Peninsula area served by its standard broadcast stations. Upper Michigan contends that the assignment of Channel 12 to Ironwood is to be preferred to the assignment of an additional channel to Duluth-Superior. It is urged that if Channel 12 is assigned to Duluth-Superior as a fourth VHF channel, no VHF service would be available for either the Brainerd or Ironwood areas.

OPPOSITIONS

17. The University of Minnesota filed comments opposing the substitution of a UHF channel for VHF Channel 12 in Brainerd as requested by Head of the Lakes. The University explains that for the past several years it has been looking toward the development of a state-wide network of educational television stations serving the State and that at the present time only Channel 2 in Minneapolis and Channel 8 in Duluth have been reserved. The University states that a study which it has undertaken indicates that a total of 10 stations throughout Minnesota would be required in order to achieve a state-wide educational network. The University represents that a VHF station on Channel 12 at Brainerd would be the third station in terms of priority, and that it might consider applying for an educational station on Channel 12 if a commercial applicant does not apply. Channel 12 in Brainerd, it is stated, would be particularly useful in light of its location in the central part of the State in the middle of a large rural area that does not presently receive satisfactory service.

18. Governor C. Elmer Anderson of Minnesota filed comments opposing the Head of the Lakes proposal to delete Channel 12 from Brainerd. Governor Anderson urges that Channel 12 "will best serve Brainerd and this region in the future." It is argued that depriving Brainerd of its only VHF channel to make another VHF channel available for Duluth is not justified. Governor Anderson contends that "it is just as important for the smaller communities of our State to have the opportunity to develop VHF television in their markets as it is for the larger communities to do so."

19. Comments opposing the deletion of Channel 12 from Brainerd were also filed by Brainerd Broadcasting Company (KLIZ). Brainerd Broadcasting Company states that if Brainerd is ever to have good service, a VHF channel will be necessary. If Channel 12 is deleted, it is urged that the Brainerd area "will be doomed for the foreseeable future because it will be that much less commercially advisable." In addition to the foregoing, comments opposing the deletion of Channel 12 from Brainerd were filed by Brainerd Civic Association, Inc., Pequot Lakes Commercial Club, Pequot Lakes, Minnesota; Mayor Frank M. Neisse, Long Prairie, Minnesota; Chamber of Commerce, Little Falls, Minnesota; Chamber of Commerce, Motley, Minnesota; Mayor G. E. Luekow, Deerwood, Minnesota; Mayor Roy Tabaka, Longville, Minnesota; Long Prairie Commercial Club, Long Prairie, Minnesota; Brainerd Lions Club, The Exchange Club of Brainerd; Brainerd Rotary Club; and Village Council of Pequot Lakes, Minnesota.

20. Great Plains Television Properties of Minnesota, Inc., also opposes the Head of the Lakes request to assign Channel 12 to Duluth-Superior. As noted above, Great Plains is presently operating a UHF station on Channel 38 in Duluth, and advances the same arguments as those presented in its opposition to the request to assign Channel 10 to Duluth. In addition, Great Plains states that the Head of the Lakes request requires that two cities lose their only VHF assignments in order to provide a fourth for Duluth-Superior. Great Plains argues that the Head of the Lakes proposal violates two basic assignment principles as laid down by the Commission in the Sixth Report: (1) To provide at least one VHF signal to as much of the nation as possible; and (2) the principle of intermixture of VHF and UHF for the purpose of fostering a competitive nationwide service. Great Plains also asserts that the request to assign Channel 12 to Ironwood, Michigan, indicates a "demand" for a VHF channel in the Iron Mountain region of Michigan, and that the assignment of Channel 12 to Ironwood is to be preferred.

21. WIKB, Inc., Iron River, Michigan, filed a telegram opposing the deletion of VHF Channel 12 from Iron River.

CONCLUSIONS

22. Channel 10 proceeding: The Commission is presented with two mutually exclusive proposals for the use of VHF Channel 10 in the Minnesota-Michigan area, and with a proposal for the assignment of Channel 13 to Bemidji which conflicts in part with one of the Channel 10 requests. These requests are (1) the proposal of Carl Bloomquist to assign Channel 10 to Virginia and Laurium by deleting it from Hibbing and Hancock; (2) the proposal of Head of the Lakes to assign Channel 10 to Duluth by deleting it from Hibbing and Hancock, deleting Channel 26 from Virginia, and assigning Channel 13 to Buhl; and (3) the requests of Bemidji Civic and Commerce Association to assign Channel 13 to Bemidji by shifting Channel 11 for 13

in Fargo. The Bloomquist and Head of the Lakes proposals are conflicting since Channel 10 cannot be assigned to both Virginia and Duluth, and the Head of the Lakes and Bemidji proposals are conflicting since Channel 13 cannot be assigned to both Buhl and Bemidji.

23. We do not believe that the request of Carl Bloomquist to shift Channel 10 from Hibbing to Virginia has merit. Hibbing is a city with a population of 16,300 as compared with 12,500 in Virginia. Furthermore, an application is presently pending for Channel 10 in Hibbing and the record in this proceeding demonstrates a demand for this assignment in that community. Finally, the Bloomquist proposal would require that we shift Channel 10 from Hancock with a population of 5,200 to Laurium with a population of 3,200. Upon the basis of the entire record in this proceeding, we conclude that the shifting of Channel 10 from Hibbing to Virginia would not be warranted and that the request of Carl Bloomquist should be denied.

24. The Head of the Lakes counterproposal seeking the assignment of Channel 10 for Duluth also requires that we delete Channel 10 from both Hibbing and Hancock. For the same reasons set out below in connection with our discussion of the Head of the Lakes Channel 12 proposal, we do not believe that the assignment of an additional VHF channel for Duluth, at the expense of the only assignments in Hibbing and Hancock, would be warranted. As noted above, Hibbing is a city of over 16,000 people, and an application for the use of Channel 10 in Hibbing is pending.

25. The Head of the Lakes proposal would require that we delete Channel 10 from two communities in order to make this assignment available for Duluth. Such assignment would result in an inefficient utilization of the spectrum. Head of the Lakes suggests that Channel 13 could be added to Buhl, but this assignment can be made without regard to the assignment of Channel 10 in Duluth. Furthermore, this assignment can also be made to Bemidji, a city of 10,000 people as compared with only 1,400 in Buhl. We do not believe that the fact that Channel 13 at Buhl could be applied for by Hibbing and Virginia, or that Channel 13 in Calumet, Michigan, could be applied for by Hancock or Laurium, under the 15-mile rule, offers a satisfactory solution. Nevertheless, it is the fact that in order to assign Channel 10 to Duluth, the total number of VHF assignments in the Table must be reduced. We cannot conclude, on the basis of the entire record in this proceeding, that the assignment of Channel 10 to Duluth would be warranted; and, accordingly, the Head of the Lakes counterproposal is being denied.

26. Finally, we believe the record supports the adoption of the request for the assignment of Channel 13 to Bemidji, Minnesota, a city with a population of 10,000 persons. This assignment can be accomplished merely by substituting Channel 11 for Channel 13 in Fargo, North Dakota, and without depriving any other community of a VHF channel.

The addition of Channel 13 in Bemidji, therefore, would effect an efficient utilization of the spectrum and would serve the public interest. Accordingly, we are granting the proposal of Bemidji Civic and Commerce Association.

27. Channel 12 proceeding: The Commission has under consideration two conflicting requests for the assignment of VHF Channel 12 in the Minnesota-Michigan area: (1) Head of the Lakes Broadcasting Company requests that Channel 12 be assigned as a fourth VHF (third commercial) channel to Duluth-Superior. This assignment requires that we substitute UHF channels for VHF Channel 12 in both Brainerd, Minnesota, and Iron River, Michigan; (2) the Upper Michigan-Wisconsin Broadcasting Company, Inc., in its counterproposal requests instead that we shift Channel 12 from Iron River to Ironwood, Michigan, and that UHF Channel 33 be substituted in Iron River. Since Channel 12 cannot be assigned to both Ironwood and Duluth-Superior, these two proposals conflict.

28. In our view the additional assignment of a VHF channel for Duluth-Superior at the expense of deleting VHF Channel 12 from both Brainerd and Iron River would not be warranted. Channel 12 represents the only assignment in Brainerd, a community of 12,600 persons. Furthermore, the assignment of Channel 12 to Ironwood would represent a first VHF channel for a city with a population of 11,500 persons. Adequate demand for the assignment of Channel 12 in both Brainerd and Ironwood has been demonstrated in the record of this proceeding.

29. In urging adoption of its counterproposal, Head of the Lakes assumes that the assignment of an additional VHF channel to Duluth-Superior will enable the Commission immediately to resolve the procedural problems in the comparative hearing in Duluth-Superior. However, a new assignment to Duluth-Superior must, of course, be available upon application for new applicants, and a comparative hearing might still very well be necessary. It should also be noted that Head of the Lakes is not contending that Duluth-Superior does not have its fair share of channels, but rather that an additional VHF channel be added. On the other hand, UHF Channel 32 which is assigned to Duluth-Superior is still unapplied for.

30. The assignment of Channel 12 in Duluth-Superior can be accomplished only by deleting this assignment from two other cities. This assignment, therefore, would represent an inefficient use of the spectrum. We cannot conclude, on the basis of the entire record in this proceeding, that the assignment of Channel 12 to Duluth-Superior as requested by Head of the Lakes would be justified. Accordingly, we are denying this proposal.

31. We do believe, however, that the record supports the granting of the Upper Michigan counterproposal requesting that Channel 12 be shifted from Iron River to Ironwood, Michigan, and that Channel 33 be substituted in Iron River. Iron River has a population of only about 4,000 and no application for Channel 12 has as yet been filed. Channel 12

in Ironwood, a city with a population of 11,500 persons, would represent a first VHF assignment and a second channel. We believe the record establishes a demand for the assignment of Channel 12 to Ironwood and that Channel 33 will adequately serve the needs of Iron River. Accordingly, we are granting the counterproposal of Upper Michigan-Wisconsin Broadcasting Company.

32. Authority for the adoption of the amendment is contained in sections 4 (i) 301, 303 (c) (d) (f) and (r), and 307 (b) of the Communications Act of 1934, as amended.

33. In view of the foregoing: *It is ordered*, That effective 30 days after publication in the FEDERAL REGISTER, the Table of Assignments contained in § 3.606 *Table of Assignments*, rules governing television broadcast stations, is amended as follows:

1. Amend the table to read as follows:

City*	Channel No.
Iron River, Mich.....	33—
Ironwood, Mich.....	12— 31—
Bemidji, Minn.....	13—, 24—
Fargo, N. Dak.....	6, 11, *34— 40

2. Change the Channel 11 assignment at International Falls, Minnesota from Channel 11 to Channel 11+

(Sec. 4, 48 Stat. 1066 as amended; 47 U. S. C. 154. Interprets or applies secs. 301, 303, 307,

48 Stat. 1032, 1032 as amended, 1024; 47 U. S. C. 301, 303, 307)

Adopted: November 27, 1953.

Released: December 1, 1953.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] Wm. P. MASSING,
Acting Secretary.

[F. R. Doc. 53-10164; Filed, Dec. 3, 1953;
8:52 a. m.]

TITLE 50—WILDLIFE

Chapter I—Fish and Wildlife Service, Department of the Interior

Subchapter C—Management of Wildlife Conservation Areas

PART 32—SOUTHWESTERN REGION

SUBPART—WICHITA MOUNTAINS WILDLIFE REFUGE, OKLAHOMA

USE OF BOATS FOR FISHING

Basis and purpose. On the basis of observations and reports by representatives of the Fish and Wildlife Service, it has been determined that the limited use of outboard motor powered boats for the purpose of fishing on Elmer Thomas Lake within the Wichita Mountains Wildlife Refuge will not be inimical to the management of the refuge.

Since the following regulation is a relaxation of the existing restrictions applicable to the Wichita Mountains Wildlife Refuge, notice and public procedure thereon are not required (60 Stat. 237; U. S. C. 1001, et seq.)

Effective immediately upon publication in the FEDERAL REGISTER, § 32.188 is revised to read as follows:

§ 32.188 *Use of boats.* The use of boats or floating devices of any description is prohibited on all waters of the refuge except for official purposes by the Oklahoma Game and Fish Commission and by representatives of the Fish and Wildlife Service authorized to enforce the laws and regulations applicable to the refuge or to fishing in Oklahoma: *Provided*, That on the waters of Elmer Thomas Lake within the refuge rowboats may be used for recreational purposes and boats powered by outboard motors may be used for fishing purposes only at all times except during the waterfowl hunting season. No racing craft or inboard motorboats may be used on Elmer Thomas Lake within the refuge.

(Sec. 10, 45 Stat. 1222; 16 U. S. C. 7151)

Dated: November 30, 1953.

O. H. JOHNSON,
Acting Director.

[F. R. Doc. 53-10135; Filed, Dec. 3, 1953;
8:45 a. m.]

PROPOSED RULE MAKING

DEPARTMENT OF AGRICULTURE

Bureau of Animal Industry

[9 CFR Part 151]

RECOGNITION OF BREEDS AND BOOKS OF RECORD OF PUREBRED ANIMALS

DOGS

Notice is hereby given that the Secretary of Agriculture, pursuant to the authority vested in him by section 201, paragraph 1606 of the Tariff Act of 1930, as amended (19 U. S. C. and Supp., sec. 1201, par. 1606) proposes to recognize the book of record of purebred dogs entitled "Livres des Origines Français" sponsored by the Société Centrale Canine pour l'Amélioration des Races de Chiens en France, 3 Rue de Choiseul, Paris 2, France, of which Mr. G. Guilbert is President, and to amend the regulations governing the recognition of breeds and books of record of purebred animals by adding the name of the stud book to the list of books of record named in 9 CFR 151.10 (a) as amended, under the subheading "Dogs"

Any person who wishes to submit written data, views, or arguments concerning the proposed action may do so by filing them with the Chief of the Bureau of Animal Industry, Agricultural Research Service, United States Department of Agriculture, Washington 25, D. C., within thirty days after the date of

publication of this notice in the FEDERAL REGISTER.

(Sec. 201, Par. 1606, 46 Stat. 673 as amended by 62 Stat. 161; 19 U. S. C. and Supp., Sec. 1201, Par 1606)

Done at Washington, D. C., this 30th day of November 1953.

TRUE D. MORSE,
Acting Secretary of Agriculture.

[F. R. Doc. 53-10145; Filed, Dec. 3, 1953;
8:48 a. m.]

Production and Marketing Administration

[9 CFR Part 201]

REVISION OF REGULATIONS UNDER PACKERS AND STOCKYARDS ACT

EXTENSION OF TIME FOR SUBMITTING DATA, VIEWS OR ARGUMENTS

Notice is hereby given of an extension, to and including January 7, 1954, of the period of time within which any interested person may submit written data, views, or arguments concerning the proposed revision of the regulations under the Packers and Stockyards Act, 1921, as amended and supplemented (9 CFR 201 et seq., 7 U. S. C. 181 et seq.)

Notice of rule making concerning the proposed revision was published in the

FEDERAL REGISTER on November 7, 1953 (18 F. R. 7027)

Done at Washington, D. C., this 30th day of November 1953.

TRUE D. MORSE,
Acting Secretary of Agriculture.

[F. R. Doc. 53-10146; Filed, Dec. 3, 1953;
8:49 a. m.]

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Parts 2, 6, 10, 11]

[Docket No. 10777]

PUBLIC SAFETY, AND INDUSTRIAL RADIO SERVICES

NOTICE OF PROPOSED RULE MAKING

In the matter of amendment of Parts 10 and 11 of the Commission's rules governing Public Safety and Industrial Radio Services, respectively, to permit Operational Fixed Stations licensed to a State to provide coordinated service to State agencies for the handling of public safety, administrative and agricultural information traffic on a non-common-carrier basis; Docket No. 10777.

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

2. The State of California has filed a petition requesting the Commission to

amend Parts 10 and 11 of its rules and regulations so as to permit the use of operational fixed stations licensed to a State to provide coordinated service to certain State agencies which are now licensees in the Public Safety Radio Services, other State agencies which are eligible to become licensees in the Public Safety Radio Services and the Federal State Market News Service of California. In addition, petitioner asks that any facilities licensed for the above purposes be permitted to use any offpeak circuit capacity for general administrative communications of the State Government. Under the Commission's existing rules, organizations such as the Federal State Market News Service may not be authorized to use frequencies in either the Industrial or Public Safety Radio Services, other State agencies which are authorized for the transmission of State administrative traffic. Petitioner specifically requests that the Commission's rules be amended substantially as follows:

(a) The definition of "Agriculture Service" in § 6.3 of the Commission's rules be transferred to, and become a part of, § 2.1 of the Commission's rules.

(b) Sections 10.7 and 11.6 of the Commission's rules be amended to provide that agencies of a State Government eligible to use the same Operational Fixed frequencies may enter into cooperating arrangements to share the use of stations employing such frequencies.

(c) Section 11.451 or § 11.501 of the Commission's rules be amended to provide that a State Agency engaged in the collection, transmission and dissemination of agricultural market news in conjunction with the United States Department of Agriculture is eligible to become a licensee in the "Relay Press Radio" or "Special Industrial Radio" Service.

(d) Sections 11.452 and 11.453 or § 11.502 and § 11.503 of the Commission's rules (depending on whether § 11.451 or § 11.501 is amended) be amended to provide that only the frequencies assignable to Operational Fixed Stations or frequencies made available to Agriculture Stations by § 2.104 (a) of the Commission's rules will be licensed to Agriculture Stations.

3. The Commission has not made any determination as to whether amendments of the type proposed by the State of California would be in the public interest and the Commission is not now proposing specific amendments to its rules. However, this notice of proposed rule making is being issued to afford interested parties an opportunity to present their views to the Commission concerning the proposal advanced by the State of California.

4. The proposed amendments are issued pursuant to the authority of sections 4 (i) and 303 of the Communications Act of 1934, as amended.

5. Any interested person who is of the opinion that the proposed amendment

should not be adopted should file with the Commission on or before January 15, 1954, a written statement or brief setting forth his comments. Persons desiring to support the amendment may also file comments by the same date. Comments or briefs in reply to the original comments or briefs may be filed within ten days from the last day for filing said original briefs or comments. The Commission will consider all comments and briefs before taking final action. An original and fourteen copies of each brief or written statement should be filed, as required by § 1.764 of the Commission's rules and regulations.

Adopted: November 25, 1953.

Released: November 30, 1953.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] WM. P. MASSING,
Acting Secretary.

[F. R. Doc. 53-10165; Filed, Dec. 3, 1953;
8:53 a. m.]

FEDERAL POWER COMMISSION

[18 CFR Part 11]

[Docket No. R-120]

ANNUAL CHARGES PRESCRIBED FOR
LICENSEES

DISCRETIONARY REDUCTION

NOVEMBER 25, 1953.

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

2. Under section 10 (e) of the Federal Power Act, licensees are required to pay reasonable annual charges to be fixed by the Commission for, among others, the purpose of reimbursing the United States for the costs of administration of Part I of the act, with the proviso that State and municipal licensees are entitled to certain exemptions thereunder. Those charges are generally assessed by the Commission in accordance with the provisions of § 11.20 of its general rules and regulations (18 CFR 11.20)

3. The act of August 15, 1953 (Pub. Law 278, 83d Cong., 67 Stat. 587) provides that in determining the amount of annual charges applicable to any project owned by a State or municipality, the Commission may determine those charges with reference to the actual cost of services incurred by the Commission with respect to the project. This provision, in effect, gives the Commission discretionary authority to establish an alternative method for determining annual charges for States and municipal licensees, other than the uniform formula now applicable to all licensees under § 11.20 of the Commission's rules (18 CFR 11.20) In order to determine annual charges on a project basis as permitted in the new statute, it would be necessary to establish an additional system of cost accounting for State and municipal projects. Because of the additional cost resulting from the estab-

lishment and administration of any such cost-accounting system and in view of the fact that the Commission has, on the average over the past several years, collected in annual administrative charges an amount which has not been greatly in excess of the annual cost of administration of Part I of the act, no change is contemplated at this time in the present method of determining annual administrative charges for State and municipal licensees provided in § 11.20 of the Commission's rules.

4. Since the act referred to in paragraph 3, above, also provides that the accounting requirements of sections 4 (b), 301 and 302 of the Federal Power Act shall not be applicable to any project owned by a State or municipality (except that the provisions of section 4 (b) of the act shall continue to be applicable to any license for a hydroelectric project in the International Rapids sections of the St. Lawrence River), the Commission is relieved of the administration of cost accounting with respect to such projects. This fact makes it reasonable to grant some reduction in annual charges assessed pursuant to § 11.20 of the Commission's rules to reflect the saving resulting to the Commission.

5. Pursuant to the authority vested in it by section 10(e) of the Federal Power Act and Public Law 278 (67 Stat. 587), the Commission proposes to amend its rules by the addition of § 11.28 to grant a reduction in annual charges for project licenses issued to States and municipalities, in the following form:

§ 11.28 *Discretionary reduction.* Until such time as the Commission shall otherwise order, a State or municipal licensee shall be entitled to a reduction in the amount of the annual charges fixed under a license heretofore or hereafter issued for a major project to the extent of thirty (30) percent of the net amount of the charges assessed for the purpose of reimbursing the United States for the cost of administration of Part I of the Federal Power Act as reduced by any exemption that may be granted pursuant to section 10(e) of the act: *Provided, however* That nothing herein shall apply to any hydroelectric development in the International Rapids section of the St. Lawrence River, United States and Canada. The reduction herein granted shall be applicable to annual charges for periods from and after January 1, 1954.

6. Any interested person may submit to the Federal Power Commission, Washington 25, D. C., not later than 30 days from the date of the publication of this notice in the FEDERAL REGISTER, data, views and comments in writing concerning the proposed amendment. The Commission will consider these written submittals before acting upon the proposed amendments.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 53-10141; Filed, Dec. 3, 1953;
8:47 a. m.]

NOTICES

DEPARTMENT OF THE INTERIOR

Office of the Secretary

AGUA CALIENTE (PALM SPRINGS) BAND OF
MISSION INDIANS OF CALIFORNIA

FEDERAL INDIAN LIQUOR LAWS

Pursuant to the act of August 15, 1953 (Pub. Law 277, 83d Cong., 1st Sess.) I certify that the following ordinance relating to the application of the Federal Indian liquor laws on the Agua Caliente Reservation was duly adopted by the Agua Caliente (Palm Springs) Band of Mission Indians of California which has jurisdiction over the area of Indian country included in the resolution:

Whereas Public Law 277, 83d Congress, approved August 15, 1953, provides that sections 1154, 1156, 3113, 3488 and 3618 of title 18, United States Code, commonly referred to as the Federal Indian liquor laws, shall not apply to any act or transaction within any area of Indian country provided such act or transaction is in conformity with both the laws of the State in which such act or transaction occurs and with an ordinance duly adopted by the tribe having jurisdiction over such area of Indian country, certified by the Secretary of the Interior, and published in the FEDERAL REGISTER.

Therefore, be it resolved that the introduction, sale or possession of intoxicating beverages shall be lawful within the Indian country under the jurisdiction of the Agua Caliente (Palm Springs) Band of Mission Indians: *Provided*, That such introduction, sale or possession is in conformity with the laws of California.

Be it further resolved that any tribal laws, resolutions or ordinances heretofore enacted which prohibit the sale, introduction or possession of intoxicating beverages are hereby repealed.

ORME LEWIS,

Assistant Secretary of the Interior.

NOVEMBER 19, 1953.

[F. R. Doc. 53-10138; Filed, Dec. 3, 1953;
8:46 a. m.]

DEPARTMENT OF COMMERCE

Bureau of the Census

LUMBER, GLASS, STEEL AND MACHINERY
PRODUCTS

NOTICE OF CONSIDERATION FOR SURVEYS

Notice is hereby given that the Bureau of the Census is considering a proposal to conduct annual surveys of the products listed below, under the provision of the act of Congress approved June 19, 1948, 62 Stat. 478. These commodities are significant in the lumber, glass, steel and machinery areas of manufacturing and on the basis of information and recommendations received by the Bureau of the Census, the data have significant application to the needs of the public and industry and are not publicly available from non-Governmental or other Governmental sources.

Such surveys, if conducted, shall begin not earlier than 30 days after publication of this notice in the FEDERAL REGISTER.

No. 236—3

Information will be collected from establishments engaged in the production of the following products: Lumber, Glass containers, Steel mill products, Power cranes and shovels.

Report forms furnishing data on shipments and/or production will be required from all establishments engaged in the production of the specified items with the exception of the lumber survey, which will be conducted on a sample basis, and the glass containers survey where establishments that file the monthly report on glass containers will not need to submit an annual report on those products. In addition, data on manufacturers' stocks will be required for lumber and glass containers and data on receipts and consumption will be required for steel mill products. Copies of the proposed forms are available on request to the Director, Bureau of the Census, Washington 25, D. C.

Any suggestions or recommendations concerning the subject matter of these proposed surveys should be submitted in writing to the Director of the Census and will receive consideration.

[SEAL] ROBERT W BURGESS,
Director

Approved:

SINCLAIR WEEKS,
Secretary of Commerce.

[F. R. Doc. 53-10176; Filed, Dec. 3, 1953;
8:54 a. m.]

SALES, CREDIT BUSINESS, BAD DEBT LOSSES,
AND OPERATING EXPENSES OF WHOLE-
SALEERS 1953

NOTICE OF CONSIDERATION FOR SURVEYS

Notice is hereby given that the Bureau of the Census is considering a proposal to conduct an annual wholesale trade survey of annual sales, cash-credit business, bad debt losses, operating expenses, and end-of-year receivables under the provisions of the act of Congress approved June 19, 1948, 62 Stat. 478. This survey will provide important information on these phases of wholesale trade in the various kinds of business and, on the basis of information and recommendations received by the Bureau of the Census, the data have significant application to the needs of the public, and the distributive trade and other government agencies, and are not publicly available from non-governmental or other governmental sources.

Such survey, if conducted, shall begin not earlier than 30 days after publication of this notice in the FEDERAL REGISTER.

The survey will cover merchant wholesalers as defined in the Standard Industrial Classification Manual published by the Bureau of the Budget. Reports will be required from a sample of merchant wholesalers in the United States in order to provide information on annual sales figures, sales-expense ratios, sales-receivables ratios, credit-bad debt loss

ratios, and notes and accounts receivable at the end of the year. As the survey is based on a probability sample, it will be possible to determine the accuracy or sampling reliability of the findings. The sample of wholesale firms required to report the above information will be based on sales size and trade classifications of establishments as shown in the latest Census of Business covering the year 1948, as supplemented by records of new businesses maintained by the Bureau of Old Age and Survivors' Insurance.

Copies of the proposed form and a description of the collection methods are available on request to the Director, Bureau of the Census, Washington 25, D. C.

Any suggestions or recommendations concerning the subject matter of this proposed survey should be submitted in writing to the Director of the Census and will receive consideration.

[SEAL] ROBERT W. BURGESS,
Director.

Approved:

SINCLAIR WEEKS,
Secretary of Commerce.

[F. R. Doc. 53-10177; Filed, Dec. 3, 1953;
8:54 a. m.]

RECEIPTS OF SERVICE ESTABLISHMENTS
WITH CERTAIN SUPPLEMENTARY DATA
FOR MOTION PICTURE THEATERS, HOTELS,
MOTELS AND TOURIST COURTS, AND
LAUNDRY AND CLEANING ESTABLISH-
MENTS

NOTICE OF CONSIDERATION FOR SURVEYS

Notice is hereby given that the Bureau of the Census is considering a proposal to conduct an annual service trade survey of the annual receipts of selected service trades with supplementary information for certain of these trades, as of the end of the year, under the provisions of the act of Congress approved June 19, 1948, 62 Stat. 478. The supplementary information for motion picture theaters will consist of number of admissions, seating capacity, receipts from admissions, amount of admissions taxes; and other receipts for hotels and motels, number of rented units, percentage of occupancy, number of rooms for transients and residential guests, receipts for room rentals, sales of meals and alcoholic beverages; for laundry and cleaning establishments, receipts from cash and carry and from delivered work, type and capacity of laundering equipment, capacity of cleaning equipment. This survey will provide the only continuing source of basic information in the service trades. On the basis of information and recommendations received by the Census Bureau, the data have significant application to the needs of the public, the representatives and members of the trades involved, governmental agencies, and are not publicly available from non-governmental or other governmental sources.

Such survey, if conducted, shall begin not earlier than 30 days after publication of this notice in the FEDERAL REGISTER.

Reports will not be required from all service trades in the United States but will be confined to the following groups as described in the Standard Industrial Classification Manual issued by the Technical Committee on Industrial Classification, Division of Statistical Standards, Bureau of the Budget:

Major group or Industry No.	Title
701---	Hotels.
7031---	Auto courts, etc. (part).
72----	Personal services.
75----	Automobile repair service and garages.
76----	Miscellaneous repair services.
7831--	Motion picture theaters.

Not all establishments engaged in the kinds of service mentioned above will be required to file reports. A probability sample has been designed which will provide the type of information outlined in paragraph one above and which will produce results, the accuracy or sampling variability of which can be measured. Reports will be requested from establishments selected in accordance with the sample design on the basis of their volume of receipts and location in Census Sample Areas. Reports will also be requested from some service firms which operate establishments outside Census Sample Areas but whose headquarters are located therein.

Copies of the proposed forms and a description of the collection methods are available on request to the Director, Bureau of the Census, Washington 25, D. C.

Any suggestions or recommendations concerning the subject matter of this survey should be submitted in writing to the Director of the Census and will receive consideration.

[SEAL] ROBERT W BURGESS,
- Director

Approved:

SINCLAIR WEEKS,
Secretary of Commerce.

[F. R. Doc. 53-10178; Filed, Dec. 3, 1953;
8:55 a. m.]

Federal Maritime Board

MEMBER LINES OF TRANS-ATLANTIC PASSENGER CONFERENCE AND GULF MEDITERRANEAN PORTS CONFERENCE

NOTICE OF AGREEMENTS FILED WITH THE BOARD FOR APPROVAL

Notice is hereby given that the following described agreements have been filed with the Board for approval pursuant to section 15 of the Shipping Act, 1916, as amended; 39 Stat. 733, 46 U. S. C. 814.

(1) Agreement No. 120-73 between the member lines of the Trans-Atlantic Passenger Conference modifies the basic agreement of the conference (No. 120) to provide for sale of transportation by airlines having arrangements with a member line for the interchange on a commission basis of trans-atlantic passenger traffic on tickets or exchange or-

ders issued by or transferred from such airlines.

(2) Agreement No. 134-18 between the member lines of the Gulf Mediterranean Ports Conference modifies the basic agreement of that Conference (134) to exclude from the scope of the agreement sulphur, in bulk, grain in bulk, and phosphate rock, in bulk. Agreement 134 as presently in effect includes such commodities within its scope only to the extent of fixing the maximum brokerage that may be paid on grain, and providing that brokerage on sulphur and phosphate rock will be governed by the customary usage of the trade.

Interested parties may inspect these agreements and obtain copies thereof at the Regulation Office, Federal Maritime Board, Washington, D. C., and may submit, within 20 days after publication of this notice in the FEDERAL REGISTER, written statements with reference to either of the agreements and their position as to approval, disapproval, or modification, together with request for hearing should such hearing be desired.

Dated: November 30, 1953.

By order of the Federal Maritime Board.

[SEAL] A. J. WILLIAMS,
Secretary.

[F. R. Doc. 53-10144; Filed, Dec. 3, 1953;
8:48 a. m.]

CIVIL AERONAUTICS BOARD

[Docket No. 5993]

TRANS-TEXAS AIRWAYS

NOTICE OF HEARING

In the matter of the application of R. E. McKaughan and Trans-Texas Airways for approval of control and interlocking relationships under sections 408 and 409 of the Civil Aeronautics Act of 1938, as amended.

Notice is hereby given pursuant to the Civil Aeronautics Act of 1938, as amended, that hearing in the above-entitled proceeding is assigned to be held on December 10, 1953, at 10:00 a. m., e. s. t., in Room 2070, Temporary Building No. 5, Sixteenth Street and Constitution Avenue NW., Washington, D. C., before Examiner Curtis C. Henderson.

Dated at Washington, D. C., December 1, 1953.

[SEAL] FRANCIS W BROWN,
Chief Examiner

[F. R. Doc. 53-10172; Filed, Dec. 3, 1953;
8:53 a. m.]

FEDERAL POWER COMMISSION

[Docket No. G-2240]

WASHINGTON GAS LIGHT CO. AND
POTOMAC GAS CO.

ORDER FIXING DATE OF HEARING

Washington Gas Light Company (Washington), a corporation organized and existing under the laws of the United States of America, and the Potomac Gas Company (Potomac) a Virginia corporation, both having their

principal place of business at Eleventh and H Streets NW., Washington, D. C., on September 4, 1953, filed a joint application, as supplemented on October 29, 1953, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, authorizing Washington to acquire and operate all of the facilities and properties of Potomac, all as more fully described in said joint application on file with the Commission and open to public inspection.

The Commission finds:

(1) This proceeding is a proper one for disposition under the provisions of § 1.32 (b) (18 CFR 1.32 (b)) of the Commission's rules of practice and procedure, Washington and Potomac having requested that their joint application be heard under the shortened procedure provided by the aforesaid rule for non-contested proceedings, and no request to be heard, protest, or petition having been filed subsequent to the giving of due notice of the filing of the application, including publication in the FEDERAL REGISTER on October 20, 1953 (18 F. R. 6653).

(2) It is reasonable and in the public interest and good cause exists for fixing the date of hearing in this proceeding less than 15 days after publication of this order in the FEDERAL REGISTER.

The Commission orders:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing be held on December 7, 1953, at 9:30 a. m., e. s. t., in the Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D. C., concerning the matters involved and the issues presented by the application herein: *Provided, however,* That the Commission may, after a noncontested hearing, dispose of the proceeding pursuant to provisions of § 1.32 (b) of the Commission's rules of practice and procedure.

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

Adopted: November 30, 1953.

Issued: November 30, 1953.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 53-10142; Filed, Dec. 3, 1953;
8:48 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 70-3127]

DUQUESNE LIGHT CO.

SUPPLEMENTAL ORDER PERMITTING ISSUANCE AND SALE AT COMPETITIVE BIDDING OF ADDITIONAL SHARES OF PREFERRED STOCK

NOVEMBER 30, 1953.

Duquesne Light Company ("Duquesne"), a subsidiary of Philadelphia Company, a registered holding company and a subsidiary of Standard Gas and Electric Company and Standard Power

and Light Corporation, both also registered holding companies, filed an application and amendments thereto, pursuant to section 6 (b) of the Public Utility Holding Company Act of 1935 ("act") and Rule U-50 promulgated thereunder, regarding, among other things, the issue and sale by Duquesne of 100,000 shares of its authorized but unissued preferred stock as a new series to be known as its "... Percent Preferred Stock" of the par value of \$50 per share ("New Preferred Stock")

The Commission, by order dated September 8, 1953, granted said application, as amended, subject among other things, to a reservation of jurisdiction with respect to the fees and expenses to be incurred by Duquesne in connection with the proposed issuance and sale of New Preferred Stock, except that the proposed sale of the shares of New Preferred Stock was not to be consummated until the results of competitive bidding, pursuant to Rule U-50, were made a matter of record and a further order or orders issued, for which purpose jurisdiction also was reserved;

On November 25, 1953, Duquesne filed a further amendment to its application in which amendment Duquesne states that pursuant to the aforesaid order, on September 9, 1953, Duquesne published a public invitation for the presentation on September 17, 1953, of proposals for the purchase of said shares of its New Preferred Stock, subject to a 30-day postponement period, and that on September 16, 1953, Duquesne postponed the time for presentation of such proposals to a time and date subsequently to be determined by Duquesne;

Said amendment further states that Duquesne now proposes to publish a second public invitation for proposals to be submitted on December 7, 1953, and Duquesne requests that the 10-day notice period provided for by Rule U-50 with respect to the proposed sale of said shares of New Preferred Stock be shortened to six days;

The Commission having examined said application as further amended and again finding that the applicable provisions of the act and the rules promulgated thereunder are satisfied and that no adverse findings are necessary and the Commission deeming it appropriate and in the public interest and the interest of investors and consumers to grant said application, as further amended, subject to the terms and conditions and reservation of jurisdiction hereinafter indicated:

It is ordered, Pursuant to Rule U-23 and the applicable provisions of the act that said application, as further amended, be and the same is hereby granted forthwith, subject to the terms and conditions prescribed in Rule U-24 and to the further condition that the results of the competitive bidding with respect to the proposed sale of shares of New Preferred Stock shall have been made a matter of record herein and a further order or orders shall have been entered with respect thereto, which order or orders may contain such further terms

and conditions as may then be deemed appropriate, for which purpose jurisdiction be, and the same hereby is, reserved.

It is further ordered, That the jurisdiction heretofore reserved over all fees and expenses incurred or proposed to be incurred in connection with the issuance and sale of New Preferred Stock be, and the same hereby is, continued.

It is further ordered, That the request of Duquesne to shorten the 10-day notice period, provided by Rule U-50, to elapse between the time of inviting bids and the entering into of agreements with respect to the proposed sale of New Preferred Stock be, and the same hereby is, granted.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant Secretary.

[F. R. Doc. 53-10143; Filed, Dec. 3, 1953;
8:48 a. m.]

INTERSTATE COMMERCE COMMISSION

[4th Sec. Application 28692]

BRICK FROM IOWA TO MINNESOTA AND
NORTH DAKOTA

APPLICATION FOR RELIEF

NOVEMBER 30, 1953.

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

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

Commodities involved: Brick and related articles, also drain tile, carloads.
From: Sioux City and Sergeant Bluff, Iowa.

To: Points in Minnesota and North Dakota.

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

Schedules filed containing proposed rates: Great Northern Railway Company, I. C. C. A-7678, supp. 29; Great Northern Railway Company, I. C. C. A-8051, supp. 227; Great Northern Railway Company, I. C. C. A-8114, supp. 63. Minneapolis, St. Paul & Sault Ste. Marie Railroad Company, I. C. C. No. 7403, supp. 4.

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

ing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL] GEORGE W. LAIRD,
Secretary.

[F. R. Doc. 53-10106; Filed, Dec. 2, 1953;
8:51 a. m.]

[4th Sec. Application 28633]

FEEDING AND SORGHUM GRAINS FROM IOWA
AND MISSOURI TO COLORADO AND WYOMING

APPLICATION FOR RELIEF

NOVEMBER 30, 1953.

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

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

Commodities involved: Feeding grains and sorghum grains, as described in the application, carloads.

From: Points in Iowa and Missouri.

To: Points in Colorado and Wyoming.

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

Schedules filed containing proposed rates: W. J. Pruefer, Agent, I. C. C. No. A-3306, supp. 93.

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

By the Commission.

[SEAL] GEORGE W. LAIRD,
Secretary.

[F. R. Doc. 53-10107; Filed, Dec. 2, 1953;
8:51 a. m.]

[4th Sec. Application 28634]

PIPE FROM BROOKLYN, N. Y. STATIONS TO
THE SOUTHWEST

APPLICATION FOR RELIEF

NOVEMBER 30, 1953.

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

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

Commodities involved: Steel or wrought iron or steel pipe and related articles, carloads.

From: Stations on the South Brooklyn Railway, viz. Bath Beach, Coney Island, Gravesend, Greenwood, Kensington and 39th Street and 3d Avenue, N. Y.

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

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

Schedules filed containing proposed rates: F. C. Kratzmeir, Agent, I. C. C. No. 3982, supp. 41.

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

By the Commission.

[SEAL] GEORGE W LAIRD,
Secretary.

[F. R. Doc. 53-10108; Filed, Dec. 2, 1953;
8:51 a. m.]

[4th Sec. Application 28695]

SCRAP IRON FROM SOUTH TO HAMBURG, PA.

APPLICATION FOR RELIEF

DECEMBER 1, 1953.

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

Filed by R. E. Boyle, Jr., Agent, for carriers parties to schedule listed below.

Commodities involved: Scrap iron or steel, carloads.

From: Points in southern territory.
To: Hamburg, Pa.

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

Schedules filed containing proposed rates: C. A. Spaninger, Agent, I. C. C. No. 1329, supp. 20.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to in-

vestigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL] GEORGE W LAIRD,
Secretary.

[F. R. Doc. 53-10147; Filed, Dec. 3, 1953;
8:49 a. m.]

[4th Sec. Application 28696]

PAPER FROM NORTH CAROLINA TO WESTERN
TRUNK LINE TERRITORY

APPLICATION FOR RELIEF

DECEMBER 1, 1953.

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

Filed by R. E. Boyle, Jr., Agent, for carriers parties to schedule listed below.

Commodities involved: Paper and paper articles, carloads.

From: Charlotte, Conover, and Newton, N. C.

To: Points in western trunk-line territory.

Grounds for relief: Competition with rail carriers, circuitry, to maintain grouping, and additional origins.

Schedules filed containing proposed rates: C. A. Spaninger, Agent, I. C. C. No. 1378, supp. 2.

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

By the Commission.

[SEAL] GEORGE W LAIRD,
Secretary.

[F. R. Doc. 53-10148; Filed, Dec. 3, 1953;
8:49 a. m.]

[4th Sec. Application 28697]

GYPNUM BOARD PAPER FROM GARWOOD,
N. J., AND NEWBURGH, N. Y., TO PORT
WENTWORTH, GA.

APPLICATION FOR RELIEF

DECEMBER 1, 1953.

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

tion for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by R. E. Boyle, Jr., Agent, for carriers parties to schedule listed below.

Commodities involved: Gypsum board paper, in rolls, carloads.

From: Garwood, N. J., and Newburgh, N. Y.

To: Port Wentworth, Ga.

Grounds for relief: Competition with water carriers and competition with motor-water carriers.

Schedules filed containing proposed rates: C. W. Boin, Agent, I. C. C. No. A-968, supp. 23.

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

By the Commission.

[SEAL] GEORGE W. LAIRD,
Secretary.

[F. R. Doc. 53-10149; Filed, Dec. 3, 1953;
8:40 a. m.]

[4th Sec. Application 28698]

CIGARETTES AND TOBACCO FROM NORTH
CAROLINA AND VIRGINIA TO CENTRAL AND
ILLINOIS TERRITORIES

APPLICATION FOR RELIEF

DECEMBER 1, 1953.

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

Filed by R. E. Boyle, Jr., Agent for carriers parties to schedules listed below.

Commodities involved: Cigarettes and manufactured tobacco, carloads.

From: Durham, Reidsville, and Winston-Salem, N. C., Petersburg and Richmond, Va.

To: Points in Illinois, Indiana, Michigan, Ohio, Pennsylvania, and Wisconsin.

Grounds for relief: Competition with rail carriers, circuitry, competition with motor carriers.

Schedules filed containing proposed rates: C. A. Spaninger, Agent, I. C. C. No. 1156, supp. 23; C. A. Spaninger, Agent, I. C. C. No. 1122, supp. 31, R. B. Le Grande, Agent, I. C. C. No. 253, supp. 67; C. W. Boin, Agent, I. C. C. No. A-941, supp. 78.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from

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

By the Commission.

[SEAL] GEORGE W. LAIRD,
Secretary.

[F. R. Doc. 53-10150; Filed, Dec. 3, 1953;
8:50 a. m.]

[4th Sec. Application 28699]

GRAIN FROM KANSAS CITY, MISSOURI-KANSAS, AND POINTS IN KANSAS, MISSOURI AND OKLAHOMA TO BEAUMONT AND PORT ARTHUR, TEX., FOR EXPORT

APPLICATION FOR RELIEF

DECEMBER 1, 1953.

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

Filed by: The Missouri-Kansas-Texas Railroad Company for itself and on behalf of the Missouri-Kansas-Texas Railroad Company of Texas and other carriers.

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

From: Kansas City, Mo.-Kans., also points in Kansas, Missouri, and Oklahoma.

To: Beaumont and Port Arthur, Tex., for export.

Grounds for relief: Competition with rail carriers and circuitous routes.

Schedules filed containing proposed rates: Missouri-Kansas-Texas Railroad Company I. C. C. No. 1510, supp. 18. Missouri-Kansas-Texas Railroad Company I. C. C. No. 1470, supp. 53.

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

upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL] GEORGE W. LAIRD,
Secretary.

[F. R. Doc. 53-10151; Filed, Dec. 3, 1953;
8:50 a. m.]

[4th Sec. Application 28700]

MOTOR-RAIL RATES IN THE EAST;
SUBSTITUTED SERVICE

APPLICATION FOR RELIEF

DECEMBER 1, 1953.

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

Filed by: The New York, New Haven and Hartford Railroad Company and H. T. Smith Express Company.

Commodities involved: Semi-trailers, loaded or empty, on flat cars.

Territory: Between Boston, Mass., and New Haven, Conn., also between Hartford or New Haven, Conn., on the one hand, and Harlem River, N. Y., Elizabeth and Edgewater, N. J., on the other.

Grounds for relief: Competition with motor carriers.

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

By the Commission.

[SEAL] GEORGE W. LAIRD,
Secretary.

[F. R. Doc. 53-10152; Filed, Dec. 3, 1953;
8:50 a. m.]

[4th Sec. Application 28701]

PULPBOARD AND FIBREBOARD FROM COLUMBUS, OHIO, AND POINTS TAKING SAME RATES, TO ASHEBORO, N. C.

APPLICATION FOR RELIEF

DECEMBER 1, 1953.

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

Filed by: H. R. Hinsch, Alternate Agent, for carriers parties to his tariff

I. C. C. No. 4510, pursuant to fourth-section-order No. 17220.

Commodities involved: Paper, pulpboard or fibreboard, carloads.

From: Columbus, Ohio, and points taking same rates.

To: Asheboro, N. C.

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

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

By the Commission.

[SEAL] GEORGE W. LAIRD,
Secretary.

[F. R. Doc. 53-10153; Filed, Dec. 3, 1953;
8:50 a. m.]

[4th Sec. Application 28702]

AUTOMOBILE BODIES AND PARTS FROM CHICAGO, ILL., TO MASSACHUSETTS, PENNSYLVANIA AND NEW JERSEY

APPLICATION FOR RELIEF

DECEMBER 1, 1953.

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

Filed by: H. R. Hinsch, Alternate Agent, for carriers parties to his tariff I. C. C. No. 4542, pursuant to fourth-section order No. 17220.

Commodities involved: Automobile bodies and parts, carloads.

From: Chicago, Ill.

To: Boston, Mass., Chester, Pa., Edgewater, Metuchen, and Teterboro, N. J.

Grounds for relief: Competition with rail carriers and circuitous routes.

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

found to be necessary before the expiration of the 15-day period; a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL] GEORGE W LAIRD,
Secretary.

[F. R. Doc. 53-10154; Filed, Dec. 3, 1953;
8:50 a. m.]

[4th Sec. Application 28703].

VARIOUS COMMODITIES FROM TRUNK-LINE
AND NEW ENGLAND TERRITORIES TO
SOUTHERN AND CENTRAL TERRITORIES

APPLICATION FOR RELIEF

DECEMBER 1, 1953.

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

Filed by C. W. Boin and I. N. Doe, Agents, for carriers parties to schedules listed in exhibit A of the application, pursuant to fourth-section order No. 17220.

Commodities involved: Various commodities, carloads.

From: Points in trunk-line and New England territories.

To: Points in southern and central territories.

Grounds for relief: Competition with rail carriers and circuitous routes.

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

By the Commission.

[SEAL] GEORGE W LAIRD,
Secretary.

[F. R. Doc. 53-10155; Filed, Dec. 3, 1953;
8:51 a. m.]

[4th Sec. Application 28704]

BRICK AND RELATED ARTICLES FROM HEBRON,
N. DAK., TO SOUTH DAKOTA

APPLICATION FOR RELIEF

DECEMBER 1, 1953.

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

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

Filed by: The Northern Pacific Railway Company for itself and on behalf of carriers parties to schedule listed below.

Commodities involved: Brick, building, or facing, and related articles, carloads.
From: Hebron, N. Dak.

To: Points in South Dakota.

Grounds for relief: Competition with rail carriers and to apply rates constructed on the basis of the short line distance formula.

Schedules filed containing proposed rates: Northern Pacific Railway Company, I. C. C. No. 9831, supp. 3.

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

By the Commission.

[SEAL] GEORGE W LAIRD,
Secretary.

[F. R. Doc. 53-10156; Filed, Dec. 3, 1953;
8:51 a. m.]

[4th Sec. Application 28705]

CAST IRON PIPE BETWEEN POINTS IN
SOUTHERN TERRITORY

APPLICATION FOR RELIEF

DECEMBER 1, 1953.

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

Filed by R. E. Boyle, Jr., Agent, for carriers parties to schedule listed below.

Commodities involved: Cast iron pipe and related articles, carloads.

From: Producing points in southern territory.

To: Points in southern territory including points in Virginia and West Virginia.

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

Schedules filed containing proposed rates: C. A. Spaninger, Agent, I. C. C. No. 1374, supp. 12.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As pro-

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

By the Commission.

[SEAL] GEORGE W. LAIRD,
Secretary.

[F. R. Doc. 53-10157; Filed, Dec. 3, 1953;
8:51 a. m.]

[4th Sec. Application 28706]

BEVERAGE PREPARATIONS FROM CHICAGO,
ILL., TO MISSOURI, KANSAS, NEBRASKA,
IOWA, AND COLORADO

APPLICATION FOR RELIEF

DECEMBER 1, 1953.

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

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

Commodities involved: Beverage preparations, dry, carloads.

From: Chicago, Ill.

To: Kansas City, Mo., Topeka, Kans., Omaha, Nebr., Council Bluffs, Iowa, St. Joseph, Mo., and Denver, Colo.

Grounds for relief: Competition with rail carriers and circuitous routes.

Schedules filed containing proposed rates: W. J. Prueter, Agent, I. C. C. No. A-3733, supp. 97; W. J. Prueter, Agent, I. C. C. No. A-3991, supp. 14; W. J. Prueter, Agent, I. C. C. No. A-3600, supp. 104.

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

By the Commission.

[SEAL] GEORGE W LAIRD,
Secretary.

[F. R. Doc. 53-10158; Filed, Dec. 3, 1953;
8:51 a. m.]

[4th Sec. Application 28707]

RED LEAD AND LITHARGE FROM CHICAGO, ILL., TO COUNCIL BLUFFS, IOWA, AND OMAHA AND SOUTH OMAHA, NEBR.

APPLICATION FOR RELIEF

DECEMBER 1, 1953.

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

Filed by W J. Prueter, Agent, for carriers parties to schedules listed below. Commodities involved: Lead, red, dry, and litharge, dry, carloads.

From: Chicago, Ill.

To: Council Bluffs, Iowa, Omaha and South Omaha, Nebr.

Grounds for relief: Competition with rail carriers, circuitous routes.

Schedules filed containing proposed rates: W J. Prueter, Agent, I. C. C. No. A-3733, supp. 97.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission,

in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL] GEORGE W LAIRD,
Secretary.

[F. R. Doc. 53-10159; Filed, Dec. 3, 1953;
8:51 a. m.]

[4th Sec. Application 28708]

VEGETABLE OIL SHORTENING FROM CHICAGO, ILL., TO ATCHISON AND LEAVENWORTH, KANS., ST. JOSEPH, MO., AND OMAHA, NEBR.

APPLICATION FOR RELIEF

DECEMBER 1, 1953.

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

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

Commodities involved: Vegetable oil shortening, carloads.

From: Chicago, Ill.

To: Atchison and Leavenworth, Kans., St. Joseph, Mo., and Omaha, Nebr.

Grounds for relief: Competition with rail carriers, circuitous routes, and competition with motor carriers.

Schedules filed containing proposed rates: W J. Prueter, Agent, I. C. C. No. A-3733, supp. 97.

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

By the Commission.

[SEAL] GEORGE W. LAIRD,
Secretary.

[F. R. Doc. 53-10160; Filed, Dec. 3, 1953;
8:52 a. m.]

