



FEDERAL REGISTER

VOLUME 19 NUMBER 184

Washington, Wednesday, September 22, 1954

TITLE 3—THE PRESIDENT

EXECUTIVE ORDER 10562

AMENDING THE SELECTIVE SERVICE REGULATIONS

By virtue of the authority vested in me by Title I of the Universal Military Training and Service Act (62 Stat. 604) as amended, I hereby prescribe the following amendments of the Selective Service Regulations prescribed by Executive Order No. 10292 of September 25, 1951, and constituting a portion of Chapter XVI of Title 32 of the Code of Federal Regulations:

1. Subparagraphs (3) and (4) of paragraph (b) of § 1622.25 of Part 1622, *Classification Rules and Principles*, are amended to read as follows:

(3) (i) The registrant has been accepted after July 1, 1951, for admission by a graduate school to a class commencing before January 1, 1955, and which is the first such class commencing after the date of his acceptance, for a full-time course of instruction as a candidate for a graduate degree and, if such class has commenced, has entered upon such course before January 1, 1955, and (ii) the registrant in his last full-time undergraduate academic year at a college, university, or similar institution of learning achieved a scholastic standing on that year's work which ranked him for that year within the upper one-half of the full-time male students in his class or has attained a score of 75 or more on the qualification test prescribed by the Director of Selective Service pursuant to paragraph (c) of this section, and (iii) the graduate school at which the registrant is in attendance has certified that he currently is meeting degree requirements and is expected to attain his degree.

(4) (i) The registrant has been accepted after July 1, 1951, for admission by a professional school of medicine, dentistry, veterinary medicine, osteopathy, optometry, pharmacy, chiropractic, or chiropody to the first class commencing after the date he completed the requirements for admission and, if

such class has commenced, has entered such school, and (ii) the registrant in his last full-time academic year at a college, university, or similar institution of learning prior to his entrance into such professional school achieved a scholastic standing on that year's work which ranked him for that year within the upper one-half of the full-time male students in his class or has attained a score of 70 or more on the qualification test referred to in subparagraph (3) of this paragraph, and (iii) the school at which the registrant is in attendance has certified that he is satisfactorily pursuing a full-time course of instruction leading to his graduation.

2. Paragraph (b) of § 1622.25 of Part 1622 is further amended by redesignating subparagraphs (5) (6) (7), and (8) as subparagraphs (6), (7), (8), and (9) respectively, and by adding a new subparagraph (5) reading as follows:

(5) (i) The registrant has been accepted for admission by a graduate school to a class commencing on or after January 1, 1955, and which is the first such class commencing after the date he has completed the requirements for admission, for a full-time course of instruction as a candidate for a graduate degree and, if such class has commenced, has entered upon such course, and (ii) the registrant in his last full-time undergraduate academic year at a college, university, or similar institution of learning achieved a scholastic standing on that year's work which ranked him for that year within the upper one-fourth of the full-time male students in his class or has attained a score of 80 or more on the qualification test referred to in subparagraph (3) of this paragraph, and (iii) the graduate school at which the registrant is in attendance has certified that he currently is meeting degree requirements and is expected to attain his degree.

DWIGHT D. EISENHOWER

THE WHITE HOUSE,
September 20, 1954.

[F. R. Doc. 54-7501; Filed, Sept. 21, 1954; 11:46 a. m.]

CONTENTS

THE PRESIDENT

| | |
|---|--------------|
| Executive Order Amending the Selective Service Regulations..... | Page 6075 |
|---|--------------|

EXECUTIVE AGENCIES

| | |
|--|--|
| Agricultural Marketing Service Proposed rule making: Mill: handling in Memphis, Tenn..... | 6081 |
| Rules and regulations: Almonds grown in California; budget of expenses of Almond Control Board and rate of assessment for crop year beginning July 1, 1954..... | 6078 |
| Commodities, disposal of under Agricultural Act of 1949, as amended; statement of policy..... | 6076 |
| Agricultural Research Service Rules and regulations: Hog cholera, swine plague, and other communicable swine diseases; vesicular exanthema; changes in areas quarantined..... | 6079 |
| Agriculture Department See also Agricultural Marketing Service; Agricultural Research Service. Notices: Colorado; designation of additional areas for production and economic emergency loans..... | 6087 |
| Civil Aeronautics Board Notices: Hearings, etc.: Empresa Guatemalteca De Aviacion (Aviateca)..... | 6083 |
| | Northwest Airlines, Inc., and Eastern Air Lines, Inc..... 6087 |
| Coast Guard Rules and regulations: Discipline for military personnel; revocation of part..... | 6080 |
| Committee for Reciprocity Information Notices: Possible modification of firmness of concessions in general agreement on tariffs and trade..... | 6088 |



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CONTENTS—Continued

| | |
|---|-------------|
| Customs Bureau | Page |
| Notices: | |
| Potatoes, white or Irish, other than certified seed; tariff-rate quota..... | 6087 |
| Federal Communications Commission | |
| Notices: | |
| Hearings, etc.. | |
| Mercer Broadcasting Co. et al..... | 6088 |
| Owensboro on the Air, Inc., and Owensboro Publishing Co..... | 6089 |
| Seaton Publishing Co..... | 6089 |
| Van Curler Broadcasting Corp. (WTRJ)..... | 6089 |
| Proposed rule making: | |
| Experimental and auxiliary broadcast services; television broadcast stations..... | 6086 |

CONTENTS—Continued

| | |
|--|-------------|
| Federal Communications Commission—Continued | Page |
| Proposed rule making—Con. | |
| Television broadcast stations: | |
| Channel utilization..... | 6084 |
| Table of assignments (3 documents)..... | 6083-6085 |
| Rules and regulations: | |
| Land carrier radio services; motor carrier radio service; correction..... | 6080 |
| Federal Power Commission | |
| Notices: | |
| Hearings, etc.. | |
| Power Petroleum Co..... | 6089 |
| Southern California Edison Co..... | 6089 |
| Federal Trade Commission | |
| Rules and regulations: | |
| Central Training Institute, Inc., et al., cease and desist order..... | 6079 |
| Food and Drug Administration | |
| Rules and regulations: | |
| Bacitracin and bacitracin-containing drugs, certification of; correction..... | 6080 |
| Interdepartmental Committee on Trade Agreements | |
| Notices: | |
| Possible modification in firmness of concessions in general agreement on tariffs and trade..... | 6088 |
| Interior Department | |
| See Reclamation Bureau. | |
| Interstate Commerce Commission | |
| Notices: | |
| Applications for relief: | |
| Fence posts, wooden, from Salem, Mo., to: Illinois, Iowa, Missouri and South Dakota..... | 6098 |
| Western trunk-line territory..... | 6098 |
| Furniture and ammunition boxes from, to, and between points in the Southwest..... | 6098 |
| Motor carrier applications..... | 6091 |
| Post Office Department | |
| Rules and regulations: | |
| International postal service: | |
| Postage rates, service available and instructions for mailing; Rumania..... | 6081 |
| Treatment of domestic mail matter at post offices of mailing and at post offices in transit; defacement of stamps by post office of mailing; precanceled stamps..... | 6081 |
| Reclamation Bureau | |
| Notices: | |
| Yuma Project, California; order of revocation..... | 6087 |
| Securities and Exchange Commission | |
| Notices: | |
| Hearings, etc.: | |
| International Paper Co..... | 6090 |
| Northwest Uranium Corp..... | 6090 |
| Selective Service System | |
| Rules and regulations: | |
| Classification rules and principles; cross reference..... | 6080 |

CONTENTS—Continued

| | |
|--|-------------|
| Tariff Commission | Page |
| Notices: | |
| Hardwood plywood; investigation instituted..... | 6091 |
| Treasury Department | |
| See Coast Guard; Customs Bureau. | |
| 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 II (Executive orders) | |
| 10292 (see EO 10562)..... | 6075 |
| 10562..... | 6075 |
| Title 6 | |
| Chapter V | |
| Part 501..... | 6076 |
| Title 7 | |
| Chapter IX | |
| Part 909..... | 6078 |
| Part 918 (proposed)..... | 6081 |
| Title 9 | |
| Chapter I | |
| Part 76..... | 6079 |
| Title 16 | |
| Chapter I: | |
| Part 3..... | 6079 |
| Title 21 | |
| Chapter I: | |
| Part 146e..... | 6080 |
| Title 32 | |
| Chapter XVI. | |
| Part 1622..... | 6080 |
| Title 33 | |
| Chapter I. | |
| Part 48..... | 6080 |
| Title 39 | |
| Chapter I. | |
| Part 42..... | 6081 |
| Part 127..... | 6081 |
| Title 47 | |
| Chapter I: | |
| Part 3 (proposed) (4 documents)..... | 6083-6085 |
| Part 4 (proposed)..... | 6086 |
| Part 16..... | 6080 |

TITLE 6—AGRICULTURAL CREDIT

| |
|--|
| Chapter V—Agricultural Marketing Service, Department of Agriculture |
| Subchapter A—General Regulations and Policies |
| PART 501—STATEMENT OF POLICY REGARDING DISPOSAL OF COMMODITIES UNDER SECTION 416 OF THE AGRICULTURAL ACT OF 1949, AS AMENDED, (THIRD REVISION) |
| The regulations (18 F. R. 4871) for the disposal of commodities under section 416 of the Agricultural Act of 1949, Public Law 439, 81st Congress, as amended by the Agricultural Trade Development and Assistance Act of 1954, Public Law 480, 83d Congress, are hereby revised and reissued to read as follows: |
| Sec. |
| 501.101 General purpose and scope. |
| 501.102 Administration. |
| 501.103 Domestic donations. |

Sec.

- 501.104 Foreign donations.
 501.105 General conditions.
 501.106 Disqualification clause.
 501.107 Saving clause.

AUTHORITY: §§ 501.101 to 501.107 issued under sec. 416, 63 Stat. 1058 as amended, sec. 302, Pub. Law 480, 83d Cong., 7 U. S. C. 1431.

§ 501.101 *General purpose and scope.*

(a) This part announces the policies with respect to disposals under section 416, as amended, of commodities acquired through price support operations by the Commodity Credit Corporation (hereinafter referred to as CCC) and sets forth general requirements indicating how agencies can qualify and obtain commodities which may be made available for disposition.

(b) Section 416 reads as follows:

In order to prevent the waste of commodities acquired through price-support operations by the Commodity Credit Corporation before they can be disposed of in normal domestic channels without impairment of the price-support program or sold abroad at competitive world prices, the CCC is authorized, on such terms and under such regulations as the Secretary may deem in the public interest: (1) Upon application, to make such commodities available to any Federal agency for use in making payment for commodities not produced in the United States; (2) to barter or exchange such commodities for strategic or other materials as authorized by law; (3) in the case of food commodities to donate such commodities to the Bureau of Indian Affairs and to such State, Federal, or private agency or agencies as may be designated by the proper State or Federal authority and approved by the Secretary, for use in the United States in nonprofit school-lunch programs, in the assistance of needy persons, and in charitable institutions, including hospitals, to the extent that needy persons are served; and (4) to donate any such food commodities in excess of anticipated disposition under (1), (2), and (3) above to nonprofit voluntary agencies registered with the Committee on Voluntary Foreign Aid of the Foreign Operations Administration or other appropriate department or agency of the Federal Government and intergovernmental organizations for use in the assistance of needy persons outside the United States. In the case of (3) and (4) above the Secretary shall obtain such assurance as he deems necessary that the recipients thereof will not diminish their normal expenditures for food by reason of such donation. In order to facilitate the appropriate disposal of such commodities, the Secretary may from time to time estimate and announce the quantity of such commodities which he anticipates will become available for distribution under (3) and (4) above. The Commodity Credit Corporation may pay, with respect to commodities disposed of under this Section, reprocessing, packaging, transportation, handling, and other charges accruing up to the time of their delivery to a Federal agency or to the designated State or private agency, in the case of commodities made available for use within the United States, or their delivery free alongside ship or free on board export carrier at point of export, in the case of commodities made available for use outside the United States. For the purpose of this section the terms "State" and "United States" include the District of Columbia and any Territory or Possession of the United States.

§ 501.102 *Administration.* (a) The Commodity Stabilization Service (hereinafter referred to as CSS) of the U. S.

Department of Agriculture, will be responsible for dispositions of commodities under (1) and (2) of section 416, and the Agricultural Marketing Service (hereinafter referred to as AMS) of the U. S. Department of Agriculture, will be responsible for dispositions of food commodities under (3) and (4) of section 416.

(b) Federal agencies interested in obtaining commodities for use in making payment for commodities not produced in the United States under (1) of section 416 should make written request to the Deputy Administrator for Price Support, CSS, USDA, Washington, D. C.

(c) Persons or agencies interested by bartering or exchanging strategic or other materials for commodities under (2) of section 416 should communicate with the Food and Materials Requirements Division, Stockpile and Barter Branch, CSS, USDA, Washington, D. C.

(d) Donations of food commodities under (3) and (4) of section 416 will be made by the Food Distribution Division, AMS, in accordance with the following sections.

§ 501.103 *Domestic donations.* (a) Available food commodities will be donated to the Bureau of Indian Affairs and to State, Federal, or private agencies for use in the United States in nonprofit school lunch programs, in the assistance of needy persons and in charitable institutions, including hospitals, to the extent that needy persons are served.

(b) A State, Federal, or private agency may become eligible as the distributing agency of Federally donated commodities upon designation by proper State or Federal authority and approval by the Food Distribution Division, AMS. In those States where State agencies are not permitted by law to designate private agencies as distributing agencies, private agencies may apply directly to the appropriate Area Office for approval. State and Federal agencies which are now approved by the Food Distribution Division, AMS, for the receipt of Federally donated commodities will not be required to obtain further designation or approval.

(c) Interested agencies desiring information concerning the program may make written request to the following Area Offices:

Northeast Area: Food Distribution Division, AMS, USDA, 139 Centre Street, Room 802, New York 13, N. Y., Connecticut, Delaware, District of Columbia, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, and West Virginia.

Southeast Area: Food Distribution Division, AMS, USDA, 50 Seventh Street NE, Room 252, Atlanta, Ga., Florida, Georgia, North Carolina, South Carolina, Virginia, Tennessee, Mississippi, Kentucky, Alabama, Puerto Rico, and the Virgin Islands.

Southwest Area: Food Distribution Division, AMS, USDA, 1114 Commerce Street, Room 1812, Dallas 2, Tex., Arkansas, Colorado, Kansas, Louisiana, New Mexico, Oklahoma, and Texas.

Midwest Area: Food Distribution Division, AMS, USDA, 226 West Jackson Blvd., Room 1412, Chicago 6, Ill., Illinois, Indiana, Iowa, Michigan, Minnesota, Missouri, Nebraska, North Dakota, Ohio, South Dakota, and Wisconsin.

Western Area: Food Distribution Division, AMS, USDA, Room 404 Appraisers Bldg., 630

Sancome Street, San Francisco 11, Calif., Arizona, California, Idaho, Montana, Nevada, Oregon, Washington, Wyoming, Utah, Alaska, and Hawaii.

(d) As commodities become available, the Area Offices of the Food Distribution Division, AMS, will notify the approved distributing agencies regarding the commodities and terms and conditions of donation and distribution.

§ 501.104 *Foreign donations.* (a) Available food commodities will be donated to nonprofit voluntary agencies registered with the Committee on Voluntary Foreign Aid of the Foreign Operations Administration or other appropriate department or agency of the Federal Government and to intergovernmental organizations, for use in the assistance of needy persons outside the United States.

(b) An intergovernmental organization is an agency sponsored and supported by the United Nations Organization, or two or more nations, one of which is the United States of America.

(c) Interested agencies and organizations desiring information concerning the program may make written request to the Food Distribution Division, AMS, U. S. Department of Agriculture, Washington 25, D. C.

(d) As commodities are determined to be available, the Food Distribution Division, AMS, will issue to interested agencies and organizations announcements of availability regarding the commodities and terms and conditions of donation and distribution.

§ 501.105 *General conditions.* (a) The quantities of commodities to be made available for donation under (3) and (4) of section 416 will be determined with regard to other statutory and program obligations of the CCC, and will be such as can be affectively distributed in furtherance of the objectives of section 416 without interference with domestic or foreign trade. Proration, if necessary, of available commodities among eligible agencies and intergovernmental organizations will be made so as to avoid duplicate donations in particular countries, and to effect distribution on as broad and equitable a basis as is possible compatible with efficient operations.

(b) Dispositions under (1) (2) and (3) of section 416 will have priority over donations for use in the assistance of needy persons outside the United States.

(c) Agencies and intergovernmental organizations receiving food commodities under (3) and (4) of section 416 will be required to agree to such terms and conditions as AMS specifies in announcements of availability and formal agreements governing their disposition. As a minimum, such terms and conditions will include the following:

(1) Agencies and intergovernmental organizations will not diminish their normal expenditures for food because of the receipt of donated commodities and will distribute the donated foods in a manner which will assure that the recipients thereof will not diminish their normal expenditures for food by reason of such donation.

(2) Agencies and intergovernmental organizations will provide or cause to be provided proper facilities for the handling, storage and disposal of donated commodities.

(3) Agencies and intergovernmental organizations will be responsible for non-commercial distribution of food commodities free of cost only to eligible recipients. In the case of donations for use outside the United States, distribution will be made only in nations agreed upon in the respective contracts of donation and only in friendly nations as defined in the Agricultural Trade Development and Assistance Act of 1954, and will be supervised by United States citizens representing the agency and residing in the country of distribution at the time the program is in operation.

(4) Agencies and intergovernmental organizations will maintain adequate records of distribution and submit reports as directed, and such records will be open for inspection by USDA at any reasonable time.

(d) The description of commodity or product thereof available for donation will be set forth in the notification or announcement of availability furnished eligible agencies or intergovernmental organizations. Commodities donated will be delivered at the points agreed upon in the contract of donation. Unless otherwise agreed upon in the contract of donation, all reprocessing, packaging, handling, transportation and other charges accruing prior to delivery will be for the account of the CCC and all charges accruing subsequent to delivery will be for the account of the agency or intergovernmental organization.

(e) The recipients named under subparagraphs (1), (2) and (3) of this paragraph will be eligible to receive foods under (3) of section 416; recipients named under (2) will be eligible under (4) of section 416:

(1) *Nonprofit school lunch programs.* School lunch programs, which are operated without profit by public or nonprofit private schools of high school grade or under for the purpose of serving lunches to children attending such schools, are eligible.

(2) *Needy persons.* Needy persons are those who by virtue of their personal economic status are in need of food assistance, and may include the following:

(i) *Public assistance recipients.* Persons who are the recipients of, or have been declared eligible to receive financial or other assistance provided for the needy by any governmental agency, and persons receiving assistance or benefits under programs of old-age assistance, aid to dependent children, aid to the blind, aid to the permanently and totally disabled, or similar programs provided for in the Social Security Act or similar acts of foreign governments.

(ii) *Private assistance recipients.* Persons who are the recipients of, or have been declared eligible to receive, financial or other assistance provided for the needy by private charitable agencies and institutions.

(iii) *Other needy persons.* Unemployed, part-time employed or other persons, including Indians, whose incomes are so low as to result in their having need for additional assistance in obtaining food.

In the case of donations of food commodities for use within the United States, needy persons must be certified as such by a state or local public welfare agency (including the Bureau of Indian Affairs) In the case of donations of food commodities for use outside the United States, needy persons will be determined by a qualified agency of the foreign nation or by the nonprofit voluntary agency or intergovernmental organization making distribution.

(3) *Charitable Institutions and Hospitals.* Nonpenal, public or private charitable institutions, including hospitals, are eligible to the extent of the needy persons served who are unable to pay the full charge for services provided to them.

(f) The terms "State" and "United States" include the District of Columbia and any Territory or Possession of the United States.

§ 501.106 *Disqualification clause* Any agency or intergovernmental organization receiving food commodities under (3) and (4) of section 416, may be disqualified from future participation if it fails to comply with the provisions of this part or of any notices, instructions, announcements, or contracts issued pursuant to this part. This shall not preclude USDA from taking other action through other available means when considered necessary. Fraud in the acquisition, handling, or disposition of food commodities under section 416 will be subject to prosecution under applicable Federal statutes.

§ 501.107 *Saving clause.* Any or all of the provisions of this part may be waived, withdrawn or amended at any time.

Effective date. This part shall become effective immediately upon issuance.

Approved: September 17, 1954.

[SEAL] J. EARL COKE,
Acting Secretary of Agriculture.

[F. R. Doc. 54-7433; Filed, Sept. 21, 1954;
8:50 a. m.]

TITLE 7—AGRICULTURE

Chapter IX—Agricultural Marketing Service (Marketing Agreements and Orders), Department of Agriculture

PART 909—ALMONDS GROWN IN CALIFORNIA

BUDGET OF EXPENSES OF ALMOND CONTROL BOARD AND RATE OF ASSESSMENT FOR CROP YEAR BEGINNING JULY 1, 1954

Notice of proposed rule making with respect to the expenses of the Almond Control Board for the crop year beginning July 1, 1954, and the rate of assessment in that connection, was published in the FEDERAL REGISTER of August 26, 1954 (19 F. R. 5445) This action

was taken pursuant to the provisions of Marketing Agreement No. 119 and Order No. 9 regulating the handling of almonds grown in California (7 CFR, 1953 Rev., Part 909), effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.) In said notice, opportunity was afforded interested persons to submit to the Department written data, views, or arguments for consideration prior to issuance of the final administrative rule. No such documents were received during the time specified in the notice.

After consideration of all relevant matters it is hereby found and determined that the budget of expenses of the Almond Control Board and rate of assessment should be as follows:

§ 909.304 *Budget of expenses of the Almond Control Board and rate of assessment for the crop year beginning July 1, 1954—(a) Budget of expenses.* For the crop year beginning July 1, 1954, expenses in the amount of \$35,699.77 are reasonable and likely to be incurred by the Almond Control Board for its maintenance and functioning and for such purposes as the Secretary may, pursuant to the provisions of the agreement and order, determine to be appropriate.

(b) *Rate of assessment.* The rate of assessment for the crop year beginning July 1, 1954, shall be, in lieu of the rate of assessment specified in § 909.121 (a) of said agreement and order, ten-hundredths (0.10) of a cent for each pound of edible almond kernels received by each handler for his own account, except as to receipts from other handlers on which assessments have been paid.

It is hereby found and determined that good cause exists for making this section effective upon its publication in the FEDERAL REGISTER, instead of waiting 30 days after such publication, for the reasons that: (1) The action will apply to all almonds which handlers receive during the current crop year which began on July 1, 1954, and no useful purpose would be served by delaying such effective date; (2) the making of such action effective promptly upon publication will serve a useful purpose in that all parties affected will receive definite official notice as early as practicable with respect to the matter and making of assessment collections will be facilitated; (3) prior notice of such action was given all interested parties in the notice of proposed rule making which was published on August 26, 1954, which rule is now being adopted; and (4) no advance or special preparation for operations hereunder will be needed.

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

Issued at Washington, D. C., this 16th day of September 1954 to become effective upon publication of this document in the FEDERAL REGISTER.

[SEAL] ROY W. LENNARTSON,
Deputy Administrator

[F. R. Doc. 54-7417; Filed, Sept. 21, 1954;
8:47 a. m.]

TITLE 9—ANIMALS AND ANIMAL PRODUCTS

Chapter I—Agricultural Research Service, Department of Agriculture

Subchapter C—Interstate Transportation of Animals and Poultry

[B. A. I. Order 383, Revised, Amdt. 36]

PART 76—HOG CHOLERA, SWINE PLAGUE, AND OTHER COMMUNICABLE SWINE DISEASES

SUBPART B—VESICULAR EXANTHEMA CHANGES IN AREAS QUARANTINED

Pursuant to the provisions of sections 1 and 3 of the act of March 3, 1905, as amended (21 U. S. C. 123, 125) sections 1 and 2 of the act of February 2, 1903, as amended (21 U. S. C. 111-113, 120) and section 7 of the act of May 29, 1884, as amended (21 U. S. C. 117) § 76.27, as amended, Subpart B, Part 76, Title 9, Code of Federal Regulations (19 F. R. 5207, 5604) which contains a notice of the areas in which swine are affected with vascular exanthema, a contagious, infectious, and communicable disease, and which quarantines such areas because of said disease, is hereby further amended in the following respects:

1. Subdivisions (viii) and (ix) of subparagraph (2) of paragraph (d), relating to Bristol County in Massachusetts, are amended to read:

(viii) That part of the Town of Seekonk lying north of County Street, south of Chestnut Street, west of Hammond Street, and east of Arcade Avenue and Mill Road; that part of the Town of Seekonk lying north of Ledge Road and Jacobs Street, south of Woodward Avenue, east of Runnins River, and west of Prospect Street; and that part of the Town of Seekonk lying south of County Street, north of Anthony Street, west of Bradley and Asylum Streets, and east of Olney Street; and

(ix) That part of the Town of Westport lying south of U. S. Route No. 6, north of State Route No. 117, east of Bread and Cheese Brook, and west of Forge Road; and that part of the Town of Westport lying south of Old Bedford Road, north of the New York, New Haven & Hartford Railroad, and east of Davis Road.

2. Subdivision (iii) of subparagraph (5) of paragraph (d), relating to Middlesex County in Massachusetts, is amended to read:

(iii) That part of the Town of Dracut lying north of Wheeler Road, and south and east of State Route No. 113.

3. Subdivision (xxiii) of subparagraph (5) of paragraph (d) relating to Middlesex County in Massachusetts, is deleted.

4. Subparagraph (1) of paragraph (e), relating to New Jersey, is amended to read:

Counties.

(1) Bergen, Camden, and Hunterdon

5. A new subparagraph (9) is added to paragraph (e) relating to Gloucester County in New Jersey, to read:

(9) All of Gloucester County except that part of Deptford Township lying south and east of Little Timber Creek, west of the Westville-Almonesson Road, and north of a line perpendicular to the Westville-Almonesson Road, said line beginning at a point on the Westville-Almonesson Road 300 feet

north of the New Jersey Turnpike right-of-way, running in a westerly direction and ending at Little Timber Creek, owned by Joseph Riddle, R. D. 1, Westville, New Jersey.

6. New subdivisions (ix), (x), and (xi) are added to subparagraph (2) of paragraph (g), relating to Providence County in Rhode Island, to read:

(ix) That part of the Town of Manville lying north and east of Little Pond County Road, and south and west of Diamond Hill Road;

(x) That part of the City of North Providence lying south of Arro Street, north of Mineral Spring Avenue, west of View Avenue, and east of Easter Street; and that part of the City of North Providence lying south of Young Street, north of Goes Street, west of Crest Avenue, and east of Palm Street; and

(xi) That part of the Town of Smithfield lying south of Whipple Road, north of Twin River Road, and east of Douglas Pike.

Effective date. The foregoing amendment shall become effective upon issuance.

The amendment excludes certain areas in Massachusetts, New Jersey, and Rhode Island, from the areas in which vesicular exanthema has been found to exist and in which a quarantine has been established. Hereafter, the restrictions pertaining to the interstate movement of swine, and carcasses, parts and offal of swine, from or through quarantined areas, contained in 9 CFR, 1953 Supp., Part 76, Subpart B, as amended, will not apply to such areas. However, the restrictions pertaining to such movement from non-quarantined areas, contained in said Subpart B, as amended, will apply thereto.

The amendment relieves certain restrictions presently imposed, and must be made effective immediately to be of maximum benefit to persons subject to the restrictions which are relieved. Accordingly, under section 4 of the Administrative Procedure Act (5 U. S. C. 1003) it is found upon good cause that notice and other public procedure with respect to the amendment are impracticable and contrary to the public interest, and the amendment may be made effective less than 30 days after publication in the FEDERAL REGISTER.

(Secs. 7, 23 Stat. 32, as amended, secs. 1, 2; 32 Stat. 791-792, as amended, secs. 1, 3, 33 Stat. 1264, as amended, 1265, as amended; 21 U. S. C. 111-113, 117, 120, 123, 125)

Done at Washington, D. C., this 16th day of September 1954.

[SEAL] M. R. CLARKSON,
Acting Administrator,
Agricultural Research Service.

[F. R. Doc. 54-7418; Filed, Sept. 21, 1954; 8:48 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission [Docket 6167]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

CENTRAL TRAINING INSTITUTE, INC., ET AL.

Subpart—Advertising falsely or misleadingly: § 3.15 Business status, advan-

tages, or connections: Government connection; organization and operation; qualifications and abilities; unique or special status or advantages; § 3.55 Demand, business or other opportunities; § 3.115 Jobs and employment service; § 3.205 Scientific or other relevant facts. Subpart—Misrepresenting oneself and goods—Business status, advantages or connections: § 3.1425 Government connection; § 3.1520 Personnel or staff; [Misrepresenting oneself and goods]—Goods: § 3.1670 Jobs and employment; § 3.1740 Scientific or other relevant facts; § 3.1770 Unique nature or advantages. Subpart—Offering unfair, improper and deceptive inducements to purchase or deal: § 3.1985 Individual's special selection or situation; § 3.1995 Job guarantee and employment; § 3.2000 Limited offers or supply; § 3.2015 Opportunities in product or service. In connection with the offering for sale, sale, and distribution in commerce of a course of study and instruction intended for preparing students thereof for examination for civil service positions under the United States Government, or any similar course of study, representing, directly or by implication: (1) That respondents or their school have any connection with the United States Civil Service Commission or any other agency of the United States Government; (2) that respondents' sales agents are representatives or employees of the United States Civil Service Commission or any other government agency or have any connection therewith; (3) that the completion of respondents' course of study assures students of positions in the United States Civil Service or makes them eligible for appointment to such positions; (4) that respondents can assure or guarantee positions in the United States Civil Service; or that students may obtain positions immediately after completing said course; (5) that it is necessary for persons seeking civil service positions to take respondents' course of study in order to qualify for or obtain such positions; or that it is difficult to obtain such positions without taking said course; (6) that any Civil Service position which requires appointees to have veterans' status or special physical, mental, educational, or experiential qualifications is generally available; (7) that respondents have information regarding the grades awarded to applicants who have passed Civil Service examinations; (8) that vacancies exist in any United States Civil Service position contrary to the fact; or that the number of positions available or vacant in said service or any branch thereof is greater than is actually the fact; (9) that the starting salary for any United States Civil Service position is greater than it is in fact; (10) that respondents' sales agents are vocational advisers or qualified to determine the aptitude or qualification of any person for any Civil Service position; (11) that respondents maintain a Department of Public Relations or any other organizational division unless such is the fact; (12) that all appointments to United States Civil Service positions are permanent; or otherwise misrepresenting in any manner the conditions and limitations of

employment in said Civil Service; (13) that the time for enrollment as a student for said course of study is limited; and (14) that prospective purchasers of respondents' course of instruction are especially selected; prohibited.

(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, Central Training Institute, Inc., Oklahoma City, Okla., Docket 6167, August 24, 1954.]

In the Matter of Central Training Institute, Inc., a Corporation, and S. R. Holton, Individually

This proceeding was heard by William L. Pack, hearing examiner, upon the complaint of the Commission, respondents' answer, and a stipulation of facts entered into by counsel supporting the complaint and counsel for respondents, which rendered unnecessary the holding of any hearings for the reception of evidence and, filing of proposed findings and conclusions and oral argument having been waived, said examiner made his initial decision comprising certain findings as to the facts,¹ conclusions drawn therefrom,¹ and order.

No appeal having been filed from said initial decision of said hearing examiner, as provided for in Rule XXII of the Commission's rules of practice, nor any other action taken as thereby provided to prevent said initial decision becoming the decision of the Commission thirty days from service thereof upon the parties, said initial decision, including said order, accordingly, under the provisions of said Rule XXII became the decision of the Commission on August 24, 1954.

Said order is as follows:

It is ordered. That respondent Central Training Institute, Inc., a corporation, and its officers, and respondent S. R. Holton, individually, and respondents' agents, representatives and employees, directly or through any corporate or other device, in connection with the offering for sale, sale and distribution in commerce, as "commerce" is defined in the Federal Trade Commission Act, of a course of study and instruction intended for preparing students thereof for examination for civil service positions under the United States Government, or any similar course of study, do forthwith cease and desist from representing, directly or by implication:

1. That respondents or their school have any connection with the United States Civil Service Commission or any other agency of the United States Government.

2. That respondents' sales agents are representatives or employees of the United States Civil Service Commission or any other government agency or have any connection therewith.

3. That the completion of respondents' course of study assures students of positions in the United States Civil Service or makes them eligible for appointment to such positions.

4. That respondents can assure or guarantee positions in the United States

Civil Service; or that students may obtain positions immediately after completing said course.

5. That it is necessary for persons seeking civil service positions to take respondents' course of study in order to qualify for or obtain such positions; or that it is difficult to obtain such positions without taking said course.

6. That any Civil Service position which requires appointees to have veterans status or special physical, mental, educational or experiential qualifications, is generally available.

7. That respondents have information regarding the grades awarded to applicants who have passed Civil Service examinations.

8. That vacancies exist in any United States Civil Service position contrary to the fact; or that the number of positions available or vacant in said service or any branch thereof is greater than is actually the fact.

9. That the starting salary for any United States Civil Service position is greater than it is in fact.

10. That respondents' sales agents are vocational advisers or qualified to determine the aptitude or qualification of any person for any Civil Service position.

11. That respondents maintain a Department of Public Relations or any other organizational division unless such is the fact.

12. That all appointments to United States Civil Service positions are permanent; or otherwise misrepresenting in any manner the conditions and limitations of employment in said Civil Service.

13. That the time for enrollment as a student for said course of study is limited.

14. That prospective purchasers of respondents' course of instruction are especially selected.

By "Decision of the Commission and Order to File Report of Compliance," Docket 6167, August 24, 1954, 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. August 24, 1954.

By the Commission.

[SEAL] ROBERT M. PARRISH,
Secretary.

[F. R. Doc. 54-7422; Filed, Sept. 21, 1954; 8:48 a. m.]

TITLE 21—FOOD AND DRUGS

Chapter I—Food and Drug Administration, Department of Health, Education, and Welfare

PART 146e—CERTIFICATION OF BACITRACIN AND BACITRACIN-CONTAINING DRUGS

Correction

In Federal Register Document 54-7253, appearing at page 5985 of the issue

for Thursday, September 16, 1954, the following corrections should be made:

1. In § 146e.404 (a) the second sentence should read: "The potency of each troche is not less than 500 units."

2. Paragraph (a) of § 146e.420 should read:

(a) Each troche contains not less than 50 units of bacitracin or zinc bacitracin.

TITLE 32—NATIONAL DEFENSE

Chapter XVI—Selective Service System

PART 1622—CLASSIFICATION RULES AND PRINCIPLES

CROSS REFERENCE: For amendments to § 1622.25, see Executive Order 10562, *supra*.

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter I—Coast Guard, Department of the Treasury

Subchapter B—Military Personnel [CGFR 54-34]

PART 48—MILITARY DISCIPLINE CANCELLATION OF REGULATIONS

The Uniform Code of Military Justice became effective on and after May 31, 1951. This Code cancels and supersedes the disciplinary statutes of the various military branches. All offenses against Coast Guard military discipline and all court martial processes taken by the Coast Guard on and after that date are governed by the provisions of the "Manual for Courts-Martial, United States 1951" and the "Coast Guard Supplement to the Manual for Courts-Martial, United States 1951."

By virtue of the authority vested in me by section 92 of Title 14 United States Code, I hereby cancel the regulations set forth in this part.

(Sec. 8, 18 Stat. 127, as amended; 14 U. S. C. 92)

[SEAL] H. CHAPMAN ROSE,
Acting Secretary of the Treasury.

SEPTEMBER 10, 1954.

[F. R. Doc. 54-7425; Filed, Sept. 21, 1954; 8:48 a. m.]

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

[Docket No. 10743; FCC 54-1107]

[Rules Amdt. 16-10]

PART 16—LAND TRANSPORTATION RADIO SERVICES

MOTOR CARRIER RADIO SERVICE Correction

In Federal Register Document 54-7051, appearing in the issue of Thursday, September 9, 1954, at page 5818, the following changes should be made:

¹ Filed as part of the original document.

1. In § 16.252 (a) the first frequency listed should read "44.06"
2. In § 16.253 (c) the third frequency range listed should read "2110-2200"

TITLE 39—POSTAL SERVICE

Chapter I—Post Office Department

PART 42.—TREATMENT OF DOMESTIC MAIL MATTER AT POST OFFICES OF MAILING AND AT POST OFFICES IN TRANSIT

DEFACEMENT OF STAMPS BY POST OFFICE OF MAILING; PRECANCELED STAMPS

In § 42.9 *Defacement of stamps by post office of mailing; precanceled stamps* amend paragraph (b) by striking out the comma following the word "them" and the words "and report the delinquent postmaster to the Postmaster General"

(R. S. 161, 396; secs. 304, 309, 42 Stat. 24, 25; 5 U. S. C. 22, 369; Pub. Law 645, 83d Cong., approved Aug. 24, 1954)

[SEAL] J. H. BLANDFORD,
Acting Solicitor.

[F. R. Doc. 54-7408; Filed, Sept. 21, 1954; 8:45 a. m.]

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

RUMANIA

In § 127.341 *Rumania* (19 F. R. 5398), make the following changes:

- a. Amend paragraph (b) subparagraph (1) *Table of rates*, by changing "5" in the "Pounds" column to "4 lbs. 6 oz.", and deleting the weights from 6 lbs. to 22 lbs. inclusive and the rates relative thereto.
- b. In the tabulated information following the table of rates, change

"Weight limit: 22 pounds" to "Weight limit: 4 lbs. 6 oz."

c. Amend paragraph (b) (5) to read as follows:

(5) *Observations.* All parcels for Rumania must comply with the following restrictions:

(i) No parcel may exceed 4 pounds 6 ounces in gross weight, and only one such parcel may be received by one addressee per month.

(ii) Each parcel must be mailed by an individual, as the Rumanian authorities will not admit parcels mailed by or on behalf of commercial firms or organizations of any kind.

(iii) The sender must prepare a detailed list of the contents in duplicate for each parcel, separate from the customs declaration. One copy must be pasted to the wrapper of the parcel, and the other, folded if necessary, attached by a paper clip or staple to the customs declaration and dispatch note.

(iv) Parcels containing used clothing must be accompanied by a certificate of disinfection.

(v) The contents of gift parcels, which must be for the addressee's personal use, are limited to the items and quantities of each shown in the following lists:

I. Clothing, etc.

| | |
|--|-----------------------------|
| Scarfs, towels, neckties, waterproof garments, blouses, dresses, suits, overcoats, hats, sweaters. | 1 of each. |
| Undergarments, handkerchiefs | 2 of each. |
| Gloves, stockings, footwear | 1 pair of each. |
| Sewing thread | 100 grams (3½ ounces). |
| Woolen yarn | 450 grams (15¾ ounces). |
| Cotton, linen or hempen cloth | 3 meters (9 feet 9 inches). |
| Woolen cloth | 3 meters (9 feet 9 inches). |
| Cloth of natural or artificial silk, nylon, etc. | 3 meters (9 feet 9 inches). |

II. Miscellaneous

| | |
|--|------------------------|
| Toilet water | 205 grams (8¾ ounces). |
| Perfumes | 50 grams (1¾ ounces). |
| Toilet articles, brushes, combs, cosmetics, etc. | 100 grams (3½ ounces). |
| Razors, scissors, hairclippers | 1 article. |
| Watches, eyeglasses, eyeglass lenses, leather articles, musical instruments. | 1 of each. |
| Fountain pens and mechanical pencils | 1 article. |
| Medical and optical instruments, household appliances | 2 articles. |
| Razor blades | 10 blades. |

(vi) A parcel may be returned to origin if the addressee fails to pay customs duty, or if the parcel does not comply with any of the above requirements.

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

[SEAL]

J. H. BLANDFORD,
Acting Solicitor.

[F. R. Doc. 54-7409; Filed, Sept. 21, 1954; 8:46 a. m.]

PROPOSED RULE MAKING

**DEPARTMENT OF AGRICULTURE
Agricultural Marketing Service**

[7 CFR Part 918]

[Docket No. AO-219 A-4]

HANDLING OF MILK IN MEMPHIS, TENNESSEE, MARKETING AREA

DECISION WITH RESPECT TO PROPOSED AMENDMENT TO TENTATIVE MARKETING AGREEMENT AND TO ORDER AS AMENDED

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.), and the applicable rules of practice and procedure, as amended, governing proceedings to formulate marketing agreements and marketing orders (7 CFR Part 900) a public hearing was conducted at Memphis, Tennessee, on June 30, 1954, pursuant to notice thereof which was issued June 22, 1954 (19 F. R. 3914), upon proposed amendments to the tentative marketing agreement and to the order as amended, regulating the handling of

milk in the Memphis, Tennessee, marketing area.

Upon the basis of the evidence introduced at the hearing and the record thereof, the Deputy Administrator, Agricultural Marketing Service, on September 1, 1954, filed with the Hearing Clerk, United States Department of Agriculture, his recommended decision. Said decision containing notice of opportunity to file written exceptions thereto was published in the FEDERAL REGISTER on September 4, 1954 (19 F. R. 5643) No exceptions were filed.

The material issues of record related to:

1. Provision of an additional limitation on the maximum amount of Class I milk which may be distributed in the marketing area before a plant becomes subject to regulation.

2. Extension of regulation to supply plants not subject to the routine inspection of a marketing area health authority.

Findings and conclusions. The following findings and conclusions of the

material issues are based upon the evidence introduced at the hearing and the record thereof:

1. The fluid milk plant definition of the order should be amended to provide that any plant from which as much as 1,000 pounds or more per day of Class I milk is disposed of during the month on routes to retail or wholesale outlets in the marketing area shall be considered a fluid milk plant and subject to full regulation under the order.

The present provisions of the Memphis order permit a plant to dispose of less than 5 percent of its Class I sales in the marketing area as Class I milk without becoming fully subject to regulation. Sale of unpriced milk (milk not paid for in accordance with its utilization) in substantial volumes in the marketing area tends to jeopardize the stability of the market and of the pricing system. An unregulated handler who is able to purchase milk on other than a utilization basis may enjoy a competitive advantage over handlers who buy milk on a utilization basis. Regulated handlers

under the Memphis order must pay full class prices for all producer milk they receive.

The present order provision allowing a plant to sell 5 percent of its Class I sales in the marketing area without incurring regulation, was adopted to avoid any unnecessary extension of regulation to plants doing business primarily outside the marketing area. It was concluded on the basis of a previous hearing (19 F. R. 2848) that 5 percent of the Class I sales of any plant in the general area of Memphis would not be likely to represent an unstabilizing force of sufficient proportions to justify full regulation of such plant.

Evidence in the present hearing record discloses that a plant doing a large volume of business in Little Rock, Arkansas, has recently been increasing its sales in the Memphis marketing area. Because of the large total volume of business conducted at such plant it has been able to acquire a few sizable outlets for milk in the Memphis marketing area without incurring regulation. While these sales do not represent an important share of the overall business of the Memphis market, they were largely served by one or two handlers and their loss to these handlers has created a substantial disturbance so far as that portion of the market is concerned.

The handlers affected testified that loss of the sale of Class I milk forced them to curtail immediately their purchase of milk from producers under the order and that milk so displaced had to be marketed by a cooperative association for Class II use. The loss of substantial volumes in one or two plants, it was contended, resulted in a decrease in operating efficiency for such plants and impaired their ability to compete in the market for the sale of Class I milk.

It is concluded that additional protection is required to insure market stability in the Memphis market and that to accomplish this, no plant should be allowed to sell an average of more than 1,000 pounds of Class I milk per day in the marketing area without becoming subject to regulation. Under the amendment proposed herein a plant could sell up to 5 percent of its Class I milk to outlets located in the marketing area without becoming subject to full regulation only so long as the total of such sales did not equal the 1,000-pound-per-day limit.

2. The order language should be revised so as to bring under regulation any plant which furnishes Grade A milk or skim milk to a regulated distributing plant during the months of January through August regardless of the type of health approval held by such plant.

The record discloses that under the provisions of the order presently in effect, it is possible for a supply plant not under the routine inspection of a marketing area health authority to furnish milk to a regulated distributing plant and not come under the classification and the pricing provisions of the order. Such milk is classified as "other source" milk and allocated first to any Class II utilization in the distributing plant. Thus, if a distributing plant so chose it

could operate so as to depend primarily on other source milk.

When the Memphis order was originally issued, the Memphis and Jackson health authorities issued permits to all producers who furnished milk regularly to the market. At that time, permits were issued on a temporary basis to plants which supplied milk during so-called emergency periods. The record indicates that during the last two years, the Memphis Board of Health has changed its policy, and has issued permits on a reciprocal basis to handlers outside the marketing area to sell milk in Memphis. This policy may render the present provision of the order based on producer inspection, ineffective in controlling all regular milk supplies for the Memphis city portion of the market.

Effective June 1, 1954, the order was amended to extend the marketing area to additional areas where other health authorities have jurisdiction. These areas are now served by plants qualified under the order. However, not all of these authorities inspect and issue permits to all plants and producers supplying the outlets under their jurisdiction. The proposed amendment is necessary therefore to insure that the plants serving these sections of the market regularly will be fully subject to the order.

The only supply plants not routinely inspected by a marketing area health authority which are now supplying the Memphis marketing area furnish only seasonal reserve milk. Record evidence does not indicate that the plants which provide milk seasonally to supplement local supplies during periods of low production need to be subject to the pricing provisions of the order to insure market stability. Special health department permits are normally issued during low production periods when supplies from outside the marketing area are needed to supplement producer milk. It has not been necessary up to this time to make any provision in the definition of a supply plant to regulate such plants. For these reasons an exception covering the months of September through December is included in the recommended amendment, so that during these periods only supply plants under routine inspection will be regulated. If plants not under routine inspection should begin serving the market in additional months they would be regulated pursuant to the proposed amendment.

It is concluded that the proposed amendment is necessary to recognize changes in circumstances under which health department approvals may be obtained to avoid possible circumvention of the pricing provisions of the order.

The proposed extension of regulation to supply plants not under the routine inspection of a marketing area health authority raises the question whether plants subject to other Federal orders might be brought under the regulation of the Memphis order. It would not be appropriate to extend regulation under the Memphis order to such plants. The order should be amended therefore to provide that in case a plant not under the routine inspection of a marketing area health authority and not regularly associated with the Memphis marketing

area is qualified as a fully regulated plant under another order, it should be exempt from the classification and pricing provisions of the Memphis order.

General findings. (a) The proposed marketing agreement and the order, as amended, and as hereby proposed to be further amended, and all of the terms and conditions thereof will tend to effectuate the declared policy of the act;

(b) The parity prices of milk as determined pursuant to section 2 of the act are not reasonable in view of the price of feeds, available supplies of feeds and other economic conditions which affect market supply of and demand for milk, in the marketing area and the minimum prices specified in the proposed marketing agreement and the order, as amended, and as hereby proposed to be further amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest; and

(c) The proposed order, as amended, and as hereby proposed to be further amended, will regulate the handling of milk in the same manner as, and will be applicable only to persons in the respective classes of industrial and commercial activity specified in a marketing agreement upon which a hearing has been held.

Order of the Secretary directing the conduct of a Referendum, determination of a representative period, and designation of referendum agent. Pursuant to section 8c (19) of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 608c (19)), it is hereby directed that a referendum be conducted among the producers (as defined in the order, as amended, and as hereby proposed to be further amended regulating the handling of milk in the Memphis, Tennessee, milk marketing area) who, during the month of July 1954, which month is hereby determined to be the representative period for such referendum, were engaged in the production of milk for sale in the marketing area specified in the aforesaid order, to determine whether such producers favor the issuance of the order as hereby proposed to be amended.

C. I. Dunn is hereby designated agent of the Secretary to conduct such referendum in accordance with the procedure for the conduct of referenda to determine producer approval of milk marketing orders as published in the FEDERAL REGISTER on August 10, 1950 (15 F. R. 5177) such referendum to be completed on or before the 10th day from the date this decision is filed with the Hearing Clerk, United States Department of Agriculture.

Marketing agreement and order, as amended. Annexed hereto and made a part hereof are two documents entitled respectively, "Marketing Agreement Regulating the Handling of Milk in the Memphis, Tennessee, Marketing Area," and "Order Amending the Order as Amended Regulating the Handling of Milk in the Memphis, Tennessee, Marketing Area," which have been decided upon as the detailed and appropriate means of effectuating the foregoing conclusions. These documents shall not be-

come effective unless and until the requirements of § 900.14 of the rules of practice and procedure, as amended, governing proceedings to formulate marketing agreements and orders have been met.

It is hereby ordered, That all of this decision, except the attached marketing agreement, be published in the FEDERAL REGISTER. The regulatory provisions of said marketing agreement are identical with those contained in the order, as amended, and proposed to be hereby further amended.

This decision filed at Washington, D. C., this 17th day of September 1954.

[SEAL] EARL L. BUTZ,
Assistant Secretary.

Order¹ Amending the Order as Amended, Regulating the Handling of Milk in the Memphis, Tennessee, Marketing Area

§ 918.0 Findings and determinations. The findings and determinations herein-after set forth are supplementary and in addition to the findings and determinations previously made in connection with the issuance of the aforesaid order and each of the previously issued amendments thereto; and all of said previous findings and determinations are hereby ratified and affirmed, except insofar as such findings and determinations may be in conflict with findings and determinations set forth herein.

(a) Findings upon the basis of the hearing record. Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.), and the applicable rules of practice and procedure, as amended, governing the formulation of marketing agreements and marketing orders (7 CFR Part 900) a public hearing was held upon certain proposed amendments to the tentative marketing agreement and to the order, as amended, regulating the handling of milk in the Memphis, Tennessee, marketing area. Upon the basis of the evidence introduced at such hearing and the record thereof, it is found that:

(1) The said order, as amended, and as hereby further amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the act;

(2) The parity prices of milk as determined pursuant to section 2 of the act are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply of and demand for milk in the marketing area; and the minimum prices specified in the order, as amended, and as hereby further amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest; and

(3) The said order, as amended, and as hereby further amended, regulates the handling of milk in the same manner

¹This order shall not become effective unless and until the requirements of § 900.14 of the rules of practice and procedure, as amended, governing proceedings to formulate marketing agreements and orders have been met.

as, and is applicable only to persons in the respective classes of industrial and commercial activity, specified in a marketing agreement upon which a hearing has been held.

Order relative to handling. It is effective date hereof the handling of milk in the Memphis, Tennessee, marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as amended, and as hereby further amended, as follows:

1. Delete § 918.7 and substitute therefor the following:

§ 918.7 Fluid milk plant. "Fluid milk plant" means (a) any milk processing or bottling plant from which a volume of Class I milk equal to an average of 1,000 pounds or more per day, or not less than 5.0 percent of the Class I milk of such plant is disposed of during the month on routes (including routes operated by vendors) or through plant stores to retail or wholesale outlets (except other fluid milk plants) located in the marketing area, (b) any plant which during the months of January through August ships Grade A milk, skim milk, or cream to a plant qualified pursuant to paragraph (a) of this section, or (c) any plant which during the months of September through December receives milk from farmers holding dairy farm permits for the production of Grade A milk issued by a health authority having jurisdiction in the marketing area, and from which milk, skim milk, or cream is moved during the month to a plant qualified pursuant to paragraph (a) of this section.

2. Delete § 918.61 and substitute therefor the following:

§ 918.61 Plants subject to other Federal orders. A plant specified in paragraph (a) or (b) of this section shall be considered a nonfluid milk plant except that the operator of such plant shall, with respect to the total receipts and utilization or disposition of skim milk and butterfat at the plant, make reports to the market administrator at such time and in such manner as the market administrator may require, in lieu of the reports required pursuant to § 918.30, and allow verification of such reports by the market administrator.

(a) Any plant qualified pursuant to § 918.7 (a) which would be subject to the classification and pricing provisions of another order issued pursuant to the act unless the Secretary determines that a greater volume of Class I milk is disposed of from such plant to retail or wholesale outlets (except fluid milk plants) in the Memphis, Tennessee, marketing area than in the marketing area regulated pursuant to such other order.

(b) Any plant qualified pursuant to § 918.7 (b) or (c) which would be subject to the classification and pricing provisions of another order issued pursuant to the act unless such plant was qualified as a fluid milk plant pursuant to § 918.7 (c) during each of the preceding months of September through December.

[F. R. Doc. 54-7432; Filed, Sept. 21, 1954; 8:50 a. m.]

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Part 3]

[Docket No. 11163; FCC 54-1163]

TELEVISION BROADCAST STATIONS

TABLE OF ASSIGNMENTS

1. Notice is hereby given that the Commission has received a proposal for rule making in the above-entitled matter.

2. The Commission has before it for consideration a petition filed on March 26, 1954, by Mr. James E. Blair, Goodland, Kansas, and now made part of this docket, requesting an amendment of § 3.606, Table of assignments rules governing television broadcast stations as follows:

| City | Channel No. | |
|---------------------|-------------|----------|
| | Present | Proposed |
| Goodland, Kans..... | 31 | 10, 31 |

3. In support of the requested amendment petitioner urges that the assignment of Channel 10 to Goodland, would provide a needed service; that he will file an application for a construction permit; and that the proposed amendment conforms to the Commission's rules and standards.

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

5. Any interested party who is of the opinion that the amendment proposed by petitioner should not be adopted or should not be adopted in the form set forth herein may file with the Commission on or before October 15, 1954, a written statement or brief setting forth his comments. Comments in support of the proposed amendment may also be filed on or before the same date. Comments or briefs in reply to the original comments may be filed within 10 days from the last day for filing said original comments or briefs. No additional comments may be filed unless (1) specifically requested by the Commission or (2) good cause for filing of such additional comments is established. The Commission will consider all such comments that are submitted before taking action in this matter, and if any comments appear to warrant the holding of a hearing or oral argument, notice of the time and place of such hearing or oral argument will be given.

6. In accordance with the provisions of § 1.764 of the Commission's rules and regulations, an original and 14 copies of all statements, briefs or comments shall be furnished the Commission.

Adopted: September 15, 1954.

Released: September 16, 1954.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] MARY JANE MORRIS,
Secretary.

[F. R. Doc. 54-7434; Filed, Sept. 21, 1954; 8:50 a. m.]

[47 CFR Part 3]

[Docket No. 11166; FCC 54-1170]

TELEVISION BROADCAST STATIONS

CHANNEL UTILIZATION

1. Notice is hereby given that the Commission has received a proposal for rule making in the above-entitled matter.

2. The Commission has before it for consideration a petition filed on March 11, 1954 by the American Broadcasting Corporation, Lexington, Kentucky, and now made part of this docket, requesting an amendment of § 3.610 (a) (1) and Appendix 1 of the rules governing television broadcast stations so as to include a portion of Kentucky in Zone 1 and an amendment of the table of assignments contained in § 3.606 so as to add the assignment of Channel 4 to Richmond, Kentucky. The portion of Kentucky proposed to be included in Zone 1 is that "north of North Latitude 37° 30' 00" from the eastern border of Kentucky to West Longitude 84° 00' 00" and north of a straight line directed thence toward North Latitude 38° 00' 00" West Longitude 86° 00' 00" to that point at which the line intersects the Kentucky border."

3. An opposition to the petition was filed on March 22, 1954 by Mid-America Broadcasting Corp., Louisville, Kentucky. On March 22, 1954 WSM, Inc., Nashville, Tennessee filed a Motion For Extension of Time requesting additional time for filing an opposition to the petition. In this Motion, WSM, Inc. stated that such an opposition would be timely but since the "ten-day" provision of § 1.730 of the Commission's rules and regulations could be interpreted as applicable to rule making proceedings the request for additional time was made. American Broadcasting Corp. filed an opposition to the WSM motion in which it urged that since there was no specific rule relating to petitions for rule making the "ten-day" provision of § 1.730 was applicable and urged the Commission to deny the motion in view of its late filing. On April 26, 1954 WSM filed its opposition to the subject petition and on April 29, 1954 American Broadcasting Corp. filed a Motion To Dismiss Opposition To Petition urging the Commission to dismiss the WSM opposition on the grounds that it was not timely filed. Oppositions to the proposed rule making were also filed by WHAS, Inc., Louisville, Kentucky and the Crosley Broadcasting Corporation, Cincinnati, Ohio. Motions to dismiss these oppositions were filed by American Broadcasting Corporation. We are of the view that § 1.730 is not applicable to petitions requesting the institution of rule making proceedings; nor has it been Commission policy to make these requirements applicable to such proceedings. Accordingly, the motions of American Broadcasting Corp. to dismiss the foregoing oppositions are denied.

4. In support of its requested amendment to move the Zone 1 line so as to include a portion of the State of Kentucky in Zone 1, petitioner urges that this would conform to the criteria used in the Sixth Report and Order in first

creating the zone lines and in the Memorandum Opinion and Order (FCC 54-163) which resulted in a move of the Zone 1 line to include all of the State of West Virginia in Zone 1. In support of the requested assignment of Channel 4 in Richmond, Kentucky petitioner urges that it would provide a first VHF service to a large area and population; that it would represent a more efficient use of available spectrum space; and that it would permit Station WLAP-TV to provide an improved television service to a greater number of people. We have carefully considered the oppositions of WSM, Inc., Mid-America Broadcasting Corp., WHAS, Inc. and Crosley Broadcasting Corp. We are of the view that the invitation of rule making proceedings is warranted in this case, in order that interested parties may have the opportunity to submit their comments. The oppositions to the amendment of the Rules as proposed by petitioner, are now made part of this docket.

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

6. Any interested party who is of the opinion that the amendments proposed by petitioner should not be adopted or should not be adopted in the form set forth herein may file with the Commission on or before October 15, 1954, a written statement or brief setting forth his comments. Comments in support of the proposed amendment may also be filed on or before the same date. Comments or briefs in reply to the original comments may be filed within 10 days from the last day for filing said original comments or briefs. No additional comments may be filed unless (1) specifically requested by the Commission or (2) good cause for the filing of such additional comments is established. The Commission will consider all such comments that are submitted before taking action in this matter, and if any comments appear to warrant the holding of a hearing or oral argument, notice of the time and place of such hearing or oral argument will be given.

7. In accordance with the provisions of § 1.764 of the Commission's rules and regulations, an original and 14 copies of all statements, briefs, or comments shall be furnished the Commission.

Adopted: September 15, 1954.

Released: September 16, 1954.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] MARY JANE MORRIS,
Secretary.

[F. R. Doc. 54-7435; Filed, Sept. 21, 1954;
8:51 a. m.]

[47 CFR Part 3]

[Docket No. 11167; FCC 54-1171]

TELEVISION BROADCAST STATIONS

TABLE OF ASSIGNMENTS

1. Notice is hereby given that the Commission has received a proposal for rule making in the above-entitled matter.

2. The Commission has before it a petition filed April 9, 1954 by Delta Television, Inc., permittee of Station KFAZ on Channel 43 at Monroe, Louisiana, and now made part of this docket, requesting an amendment of § 3.606 Table of assignments rules governing television broadcast stations as follows:

| City | Channel No. | |
|-----------------|-------------|----------|
| | Present | Proposed |
| Monroe, La..... | 8+, 43+ | 8+, 13 |

The following change with respect to the offset carrier requirements only would be required as a result of the assignment of Channel 13 to Monroe:

| City | Channel No. | |
|-------------------|-------------|----------|
| | Present | Proposed |
| Biloxi, Miss..... | 13 | 13+ |

3. In support of its requested amendment, petitioner urges that the assignment of Channel 13 to Monroe would conform with the Commission's rules and standards; that it would enable KFAZ to compete more effectively with television station KNOE-TV operating on Channel 8 in that city; and that it would conform with the Commission's policy in the utilization of VHF assignments. Further, petitioner requests that the Commission issue a Show Cause Order to it for the modification of the outstanding authorization of Station KFAZ in Monroe, Louisiana, to specify operation on Channel 13 in lieu of Channel 43.

4. We are of the view that rule making proceedings should be instituted with respect to the request for the assignment of Channel 13 in lieu of Channel 43 in Monroe, Louisiana. We believe, however, that there is no merit in the request for the issuance of a Show Cause Order to petitioner for the modification of the authorization of KFAZ. In a Memorandum Opinion and Order issued February 11, 1953, FCC 53-1173, the Commission pointed out that the Show Cause procedure has been employed only in exceptional circumstances and only pursuant to sections 316 (a) and 303 (f) of the Communications Act involving considerations of paramount public interest. It was further pointed out that the Show Cause procedure was not to be utilized at the request of licensees and permittees to make possible the avoidance of normal procedures. Petitioner relies on the action of the Commission in Docket 10817 wherein a Show Cause Order was issued to WITH-TV, Inc., for the modification of construction permit to specify Channel 72 in lieu of Channel 60 (See Report and Order issued February 5, 1954, FCC 54-161). But the action of the Commission in that proceeding is not a precedent for the relief sought by petitioner herein. In the proceedings in Docket 10817 the Commission had determined that the assignment of Channel 60 was inefficient in view of the limited availability of desirable transmitter sites for the oper-

ation of that channel. Further, it had been determined that since Baltimore had been assigned its fair share of the available channels, additional assignments should not be made to that community. Accordingly, in order to effect a more efficient utilization of the available frequencies it was necessary to delete the channel assigned for the operation of Station WITH-TV Inc. To effect that result, a Show Cause Order was issued to the permittee of that station but that order was not issued at its instance or request: It was issued in order that a more efficient assignment could be effected for the community. We are, therefore, of the view that petitioner's request for a Show Cause Order should be denied. Accordingly, the petition of Delta Television, Inc., in so far as it requests the issuance of a Show Cause Order is denied.

5. Authority for the adoption of the proposed 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.

6. Any interested party who is of the opinion that the amendment proposed by petitioner should not be adopted or should not be adopted in the form set forth herein may file with the Commission on or before October 15, 1954, a written statement or brief setting forth his comments. Comments in support of the proposed amendment may also be filed on or before the same date. Comments or briefs in reply to the original comments may be filed within 10 days from the last day for filing said original comments or briefs. No additional comments may be filed unless (1) specifically requested by the Commission or (2) good cause for the filing of such additional comments is established. The Commission will consider all such comments that are submitted before taking action in this matter, and if any comments appear to warrant the holding of a hearing or oral argument, notice of the time and place of such hearing or oral argument will be given.

7. In accordance with the provisions of § 1.764 of the Commission's rules and regulations, an original and 14 copies of all statements, briefs, or comments shall be furnished the Commission.

Adopted: September 15, 1954.

Released: September 16, 1954.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] MARY JANE MORRIS,
Secretary.

[F. R. Doc. 54-7436; Filed, Sept. 21, 1954;
8:51 a. m.]

I 47 CFR Part 3 I

[Docket No. 11168; FCC 54-1172]

TELEVISION BROADCAST STATIONS

TABLE OF ASSIGNMENTS

In the matter of amendment of § 3.606 Table of assignments, rules governing Television Broadcast Stations; Docket No. 11168.

1. Notice is hereby given that the Commission has received a proposal for rule making in the above-entitled matter.

2. The Commission has before it for consideration a petition filed on March 29, 1954 and a supplement to this petition filed on April 20, 1954 by Commonwealth Broadcasting Corporation, permittee of Station WTOV-TV on Channel 27, Norfolk, Virginia, and now made part of this docket,¹ requesting an amendment of the Table of Assignments contained in § 3.606 of the Rules Governing Television Broadcast Stations so as to assign Channel 13 to Princess Anne, Virginia by means of one of the following alternative proposals:

| City | Channel No. | |
|-----------------------------|-------------|-----|
| | Delete | Add |
| 1. Princess Anne, Va..... | | 13- |
| Arappahoe, N. C..... | | 12+ |
| New Bern, N. C..... | 13- | |
| 2. Princess Anne, Va..... | | 13- |
| Arappahoe, N. C..... | | 12+ |
| New Bern, N. C..... | 13- | |
| 3. Princess Anne, Va..... | | 13- |
| New Bern, N. C..... | 13- | |
| 4. Princess Anne, Va..... | | 13- |
| Arappahoe, N. C..... | | 12+ |
| New Bern, N. C..... | 13- | |
| Norfolk-Portsmouth, Va..... | 27 | |

On April 23, 1954 the Peninsular Broadcasting Corporation, permittee of Station WVEC-TV Hampton, Va. filed an opposition to the petition of Commonwealth; and on May 6, 1954 Commonwealth Broadcast Corporation filed A Reply thereto.

3. In support of its requested amendment petitioner urges that it conforms to the Commission's rules and standards; that it represents a more efficient utilization of available frequencies; and that it conforms to the Commission's policy of using VHF in large cities wherever possible. We have carefully considered the opposition of Peninsular Broadcasting Corp. We are of the view that the institution of rule making proceedings in this case is warranted, in order that interested parties may have the opportunity to submit comments. The opposition to the adoption of the amendment of the rules as proposed by petitioner, is now made part of this docket.

4. We are of the view that rule making proceedings should be instituted with respect to the request for the assignment of Channel 13 to Princess Anne by means of one of the alternative proposals set forth above. We believe, however, that there is no merit in the request for the issuance of a Show Cause Order to petitioner for the modification of the authorization of Station WTOV-TV In a Memorandum Opinion and Order issued February 11, 1953, FCC 53-1173, the

¹On August 24, 1954, Commonwealth Broadcasting Corporation filed a "Complaint, Petitions to Delay Action and Request for Other Relief" in this proceeding and in the Channel 10 proceeding in Norfolk-Portsmouth (Docket 10800 et al.) Oppositions to this petition had been filed by Beachview Broadcasting Corporation and Portsmouth Radio Corporation. In so far as this petition seeks to delay action in the Channel 10 proceeding, it has not yet been acted upon by the Commission.

Commission pointed out that the Show Cause procedure has been employed only in exceptional circumstances and only pursuant to sections 316 (a) and 303 (f) of the Communications Act involving considerations of paramount public interest. It was further pointed out that the Show Cause procedure was not to be utilized at the request of licensees and permittees to make possible the avoidance of normal procedures. Petitioner relies on the action of the Commission in Docket 10817 wherein a Show Cause Order was issued to WITH-TV, Inc. for the modification of construction permit to specify Channel 72 in lieu of Channel 60 (See Report and Order issued February 5, 1954, FCC 54-161) But the action of the Commission in that proceeding is not a precedent for the relief sought by petitioner herein. In the proceedings in Docket 10817 the Commission had determined that the assignment of Channel 60 was inefficient in view of the limited availability of desirable transmitter sites for the operation of that channel. Further, it had been determined that since Baltimore had been assigned its fair share of the available channels, additional assignments should not be made to that community. Accordingly, in order to effect a more efficient utilization of the available frequencies it was necessary to delete the channel assigned for the operation of Station WITH-TV, Inc. To effect that result, a Show Cause Order was issued to the permittee of that station but that order was not issued at its instance or request: It was issued in order that a more efficient assignment could be effected for the community. We are, therefore, of the view that petitioner's request for a Show Cause Order should be denied. Accordingly, the petition of Commonwealth Broadcasting Corporation in so far as it requests the issuance of a Show Cause Order is denied.

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

6. Any interested party who is of the opinion that the amendment proposed by petitioner should not be adopted or should not be adopted in the form set forth herein may file with the Commission on or before October 15, 1954, a written statement or brief setting forth his comments. Comments in support of the proposed amendment may also be filed on or before the same date. Comments or briefs in reply to the original comments may be filed within 10 days from the last day for filing said original comments or briefs. No additional comments may be filed unless (1) specifically requested by the Commission or (2) good cause for the filing of such additional comments is established. The Commission will consider all such comments that submitted before taking action in this matter, and if any comments appear to warrant the holding of a hearing or oral argument, notice of the time and place of such hearing or oral argument will be given.

7. In accordance with the provisions of § 1.764 of the Commission's rules and

regulations, an original and 14 copies of all statements, briefs, or comments shall be furnished the Commission.

Adopted: September 15, 1954.

Released: September 16, 1954.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] MARY JANE MORRIS,
Secretary.

[F. R. Doc. 54-7437; Filed, Sept. 21, 1954;
8:51 a. m.]

[47 CFR Part 4]

[Docket No. 11164; FCC 54-1167]

AUXILIARY BROADCAST STATIONS

NOTICE OF PROPOSED RULE MAKING

In the matter of amendment of Part 4 of the Commission's rules and regulations governing television auxiliary broadcast stations; Docket No. 11164.

1. Notice is hereby given that the Commission has received a petition for the institution of rule making in the above-entitled matter.

2. The Commission has before it for consideration a petition filed on August 5, 1954 by North Dakota Broadcasting Company, Inc., permittee of television station KCJB-TV Minot, North Dakota, and station KXJB-TV Valley City, North Dakota, requesting amendment of Sections 4.631 and 4.632 of the Commission's rules governing television auxiliary broadcast stations.

3. Section 4.631 (c) presently reads as follows:

(c) Television inter-city relay stations provide a means on an interim basis whereby television broadcast licensees may provide their own inter-city television transmission services in connection with the operation of their television broadcast stations. The provision for this service is a purely temporary measure designed to assist the television industry until such time as adequate common carrier facilities are available, and broadcasters who venture into the business of relaying television programs by means of television inter-city relay stations should plan to amortize their investments at the earliest possible date.

Section 4.632 (b) presently reads as follows:

(b) An application for construction permit for a new television inter-city relay station or for renewal of license of an existing station shall be accompanied by a verified statement containing the following:

(1) A full statement as to why the applicant requires the facilities including reasons why common carrier facilities cannot be utilized; and,

(2) A showing that the applicant has, at the earliest time reasonably practicable, requested the appropriate common carrier or common carriers serving the general area involved to furnish the inter-city television transmission service required by the applicant, including in such showing a copy of the request or requests and of the reply or replies from such common carriers.

4. Under the above rules, the operation of private television inter-city relay systems by television broadcasters is permitted only on an interim basis pending the availability of adequate common carrier facilities, and a showing is required with each application for a television inter-city relay station that common carrier facilities are not available and that the applicant has requested the appropriate common carrier to provide such facilities. In practically all of the cases that have thus far arisen, the common carriers, following receipt of a firm order for the service, have offered to provide the requested service under their existing tariffs as soon as the necessary facilities could be installed. Thus, the Commission's present rules and policy, preclude the grant of authority for a private relay system or, at best, permit only a temporary use of such facilities if constructed by the broadcaster.

5. Petitioner's requested amendment is designed to give the Commission discretion to grant applications for private television inter-city relay stations notwithstanding the fact that common carrier facilities may be available. The petitioner urges that the present rules do not permit the Commission to exercise discretion in acting upon applications for television inter-city relay stations proposed to be operated by television broadcast stations in those cases where it can be demonstrated that the cost of using common carrier facilities is prohibitive to the broadcaster; and that the restrictive nature of the Commission's present rules and policy may thereby deprive large areas of the country from receiving live television network programs, and may indirectly result in some areas having no television service whatever since network programs are an important consideration in the successful operation of any television station. Petitioner further urges that there are sufficient frequencies allocated for television auxiliary stations, i. e., TV pickup and TV STL stations, which may be used for the proposed inter-city relay systems in areas where such systems are essential, without depriving television broadcasters of necessary TV pickup or STL service. Petitioner contends that to require a TV station to utilize common carrier service on common carrier channels is wasteful since such channels could otherwise be employed for handling several hundred telephone circuits. Petitioner concludes that if live television network programming is to become available to all sections of the country, the Commission must amend its rules to permit it to authorize the operation of private inter-city relay facilities by television broadcasters, whether or not common carrier facilities are or can be made available.

6. Specifically, petitioner urges that § 4.632 (b) be deleted and that § 4.631 (c) be amended to read as follows:

(c) (1) Television inter-city relay stations provide a means on an interim basis whereby television broadcast licensees may provide their own inter-city television transmission services in connection with the operation of their tele-

vision broadcast stations. Provided, however, that the Commission may grant authority to television broadcast licensees to operate inter-city television transmission facilities where, in the opinion of the Commission, the cost of common carrier facilities compared to the cost of constructing and operating private inter-city relay facilities justifies such action.

(2) This proviso is designed to permit the Commission, in its discretion, to authorize private inter-city relay transmission facilities, to stimulate the development of live television network service in the less densely populated areas of the country.

7. The instant petition serves to focus attention on a problem that has been under study by the Commission since the lifting of the "freeze" on new television station construction in 1952. The Commission is satisfied that the rules and policies, insofar as they contemplate that the nationwide television program network should be provided by common carriers are sound and serve the public interest. The Commission is of the view that the existing common carrier network, including main routes and branch lines emanating therefrom, should continue its orderly growth in order to meet the requirements of the broadcasting industry for network transmission facilities. It has become increasingly evident, however, that a problem is presented by the application of the Commission's rules and policies with respect to television stations located in relatively small communities which are at a distance from program service points, on existing common carrier routes. Because of the distance of these communities from such program service points, the monthly common carrier mileage charges for the television transmission facilities which are required to connect the stations to the established networks may not be commensurate with the economic prospects of those stations for profitable operation. This situation may deter and hinder the development of a nationwide television service. Furthermore, the construction of facilities for interconnection by the common carriers in such instances represents a substantial investment, and in some instances the greater portion of such investment may be unrecoverable upon the financial failure of such television stations.

8. In view of the foregoing, the Commission believes that it would be appropriate at this time to review its existing rules and policies regarding the licensing of private inter-city relay stations. To this end, the Commission invites comments and proposals from interested parties regarding the matters dealt with herein, including the specific proposal of petitioner.

9. Authority for the issuance of the proposed amendments is contained in sections 303 (a), (b), (c), (d), (e), (f), (g), (r) and 4 (i) of the Communications Act of 1934, as amended.

10. Any interested party who is of the opinion that the amendment as proposed by petitioner should not be adopted, or should not be adopted in the

form set forth herein, or who wishes to propose other methods of reaching the same objective, may file with the Commission on or before November 8, 1954, a written statement or brief setting forth his comments. Comments in support of the proposed amendment may also be filed on or before the same date. Comments or briefs in reply to the original comments may be filed within 10 days from the last day for filing said original comments or briefs. No additional comments may be filed unless (1) specifi-

cally requested by the Commission or (2) good cause for the filing of such additional comments is established. The Commission will consider all such comments that are submitted before taking action in this matter, and if any comments appear to warrant the holding of a hearing or oral argument, notice of the time and place of such hearing or oral argument will be given.

11. In accordance with the provisions of § 1.764 of the Commission's rules and

regulations, an original and 14 copies of all statements, briefs, or comments shall be furnished the Commission.

Adopted: September 15, 1954.

Released: September 16, 1954.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] MARY JANE MORRIS,
Secretary.

[F. R. Doc. 54-7438; Filed, Sept. 21, 1954;
8:51 a. m.]

NOTICES

DEPARTMENT OF THE TREASURY

Bureau of Customs

[T. D. 53581]

WHITE OR IRISH POTATOES, OTHER THAN CERTIFIED SEED

TARIFF-RATE QUOTA

SEPTEMBER 17, 1954.

The tariff-rate quota for white or Irish potatoes, other than certified seed, pursuant to Item 771 (second) Part I, Schedule XX, of the General Agreement on Tariffs and Trade (T. D. 51802) for the 12-month period beginning September 15, 1954, is 5,485,000 bushels of 60 pounds each.

The estimate of the production of white or Irish potatoes, including seed potatoes, in the United States for the calendar year 1954, made by the United States Department of Agriculture as of September 1, 1954, was 345,515,000 bushels.

In accordance with the third proviso to the aforesaid Item 771, the 1,000,000 bushels prescribed in the second proviso is increased by the amount by which such estimated production is less than 350,000,000 bushels, which amount is 4,485,000.

[SEAL] RALPH KELLY,
Commissioner of Customs.

[F. R. Doc. 54-7426; Filed, Sept. 21, 1954;
8:49 a. m.]

DEPARTMENT OF THE INTERIOR

Bureau of Reclamation

YUMA PROJECT, CALIFORNIA

ORDER OF REVOCATION

APRIL 15, 1953.

Pursuant to the authority delegated by Departmental Order No. 2515 of April 7, 1949 (14 F. R. 1937) I hereby revoke Departmental Order of October 19, 1920, insofar as said order affects the following described lands; provided, however, that such revocation shall not affect the withdrawal of any other lands by said order or affect any other orders withdrawing or reserving the land hereinafter described.

SAN BERNARDINO MERIDIAN, CALIFORNIA

T. 16 S., R. 12 E.,
Sec. 6, SE $\frac{1}{4}$.

The above area aggregates approximately 160 acres.

G. W. LINNEWEAVER,
Assistant Commissioner

[Misc. 64028]

I concur. The records of the Bureau of Land Management will be noted accordingly.

The lands are included in allowed desert-land entries, Los Angeles 039146 and Los Angeles 039230, and are therefore not subject to the provisions of the act of September 27, 1944 (58 Stat. 747; 43 U. S. C. 279-284) as amended, granting preference rights to veterans of World War II and others.

EARL G. HARRINGTON,
Acting Associate Director,
Bureau of Land Management.

SEPTEMBER 15, 1954.

[F. R. Doc. 54-7405; Filed, Sept. 21, 1954;
8:45 a. m.]

DEPARTMENT OF AGRICULTURE

Office of the Secretary

COLORADO

DESIGNATION OF ADDITIONAL AREAS FOR PRODUCTION EMERGENCY LOANS AND ECO- NOMIC EMERGENCY LOANS

For the purpose of making loans pursuant to section 2 (a) of Public Law 38, 81st Cong., 12 U. S. C. 1148 a-2 (a), it is found that in the following named additional counties in the State of Colorado, a production disaster has caused a need for agricultural credit not readily available from commercial banks, cooperative lending agencies, or other responsible sources.

STATE OF COLORADO

Washington County.
Yuma County.

Pursuant to the delegation of authority from the Administrator, Federal Civil Defense Administration (18 F. R. 4609, 19 F. R. 2148) as further amended on July 30, 1954 and for the purpose of making loans pursuant to section 2 (b) of Public Law 38, 81st Cong., as amended by Public Law 115, 83d Cong., and section 301 of Public Law 480, 83d Cong., it is determined that the above named additional counties are within the area

affected by the major disaster occasioned by drought determined by the President on July 1, 1953, pursuant to Public Law 875, 81st Cong. It is also determined that an economic disaster exists in said counties that has caused a need for agricultural credit that cannot be met for a temporary period from commercial banks, cooperative lending agencies, the farmers Home Administration under its regular loan programs, or other responsible sources.

After December 31, 1955, loans under section 3 (a) or 2 (b) of Public Law 38, 81st Cong., as amended, will not be made in the above named counties except to borrowers who previously received such assistance.

Done at Washington, D. C., this 16th day of September 1954.

[SEAL] J. EARL COKE,
Acting Secretary of Agriculture.

[F. R. Doc. 54-7419; Filed, Sept. 21, 1954;
8:48 a. m.]

CIVIL AERONAUTICS BOARD

[Docket No. 6372]

NORTHWEST AIRLINES, INC., AND EASTERN AIR LINES, INC., INTERCHANGE EQUIP- MENT

NOTICE OF ORAL ARGUMENT

In the matter of the joint application of Northwest Airlines, Inc., and Eastern Air Lines, Inc., for approval by the Civil Aeronautics Board under section 412 and, if such approval is deemed necessary, under section 403 of the Civil Aeronautics Act of an agreement relating to the interchange of equipment.

Notice is hereby given, pursuant to the provisions of the Civil Aeronautics Act of 1938, as amended, that oral argument in the above-entitled proceeding is assigned to be held on October 7, 1954, at 10:00 a. m., e. s. t., in room 5042, Commerce Building, Constitution Avenue, between Fourteenth and Fifteenth Streets NW., Washington, D. C., before the Board.

Dated at Washington, D. C., September 16, 1954.

[SEAL] FRANCIS W. BROWN,
Chief Examiner.

[F. R. Doc. 54-7430; Filed, Sept. 21, 1954;
8:49 a. m.]

[Docket No. 6060]

EMPRESA GUATEMALTECA DE AVIACION
(AVIATECA)

NOTICE OF HEARING

In the matter of the application of Empresa Guatemalteca De Aviacion (Aviateca) for a foreign air carrier permit authorizing it to engage in foreign air transportation with respect to persons, property and mail over the following routes: (1) Between the terminal point Guatemala City, Guatemala and the terminal point New Orleans, Louisiana, and (2) between the terminal point Guatemala City, Guatemala and the terminal point Miami, Florida via the intermediate point Belize, British Honduras.

Notice is hereby given, pursuant to the provisions of the Civil Aeronautics Act of 1938, as amended, that hearing in the above-entitled proceeding is assigned to be held on October 13, 1954, at 10:00 a. m. in Room 1016, Temporary Building No. 4, Seventeenth Street and Constitution Avenue NW., Washington, D. C., before Examiner Joseph L. Fitzmaurice.

Dated at Washington, D. C., September 17, 1954.

[SEAL] FRANCIS W BROWN,
Chief Examiner[F. R. Doc. 54-7431; Filed, Sept. 21, 1954;
8:49 a. m.]

INTERDEPARTMENTAL COMMITTEE ON TRADE AGREEMENTS.

POSSIBLE MODIFICATION IN THE FIRMLINESS OF CONCESSIONS IN THE GENERAL AGREEMENT ON TARIFFS AND TRADE

Pursuant to section 4 of the Trade Agreements Act approved June 12, 1934, as amended (48 Stat. (pt. 1) 945, ch. 474; 65 Stat. 73, ch. 141), and pursuant to paragraph 4 of Executive Order 10082 of October 5, 1949 (3 CFR, 1949 Supp., p. 126), notice is hereby given by the Interdepartmental Committee on Trade Agreements that, in connection with the forthcoming review and renegotiation of the General Agreement on Tariffs and Trade with a view to strengthening that agreement, it is intended that consideration will be given to enhancing the firmness of the tariff concessions. In particular, consideration would be given the modification of the application of the provisions of Article XXVIII of the General Agreement, by extension of the date after which such provisions may be invoked, or otherwise.

Article XXVIII, which is one of the most important provisions of the General Agreement in relation to the firmness of the concessions on individual products, provides that these concessions, originally negotiated in the case of the United States at Geneva in 1947, at Ancey in 1949, or at Torquay in 1950 to 1951, may be modified or withdrawn on or after a specified date, following consultation and negotiation with other contracting parties, without the necessity of terminating the entire agreement. The article envisages that the balance between the concessions granted by the various contracting parties shall be

maintained, preferably through the negotiation of new concessions in compensation for any modifications or withdrawals made, but through retaliatory modifications by other parties if agreement cannot be reached on new concessions. The date on and after which the provisions of Article XXVIII may now be invoked is July 1, 1955, except for concessions in Schedule III (Brazil) and concessions initially negotiated by other contracting parties with Brazil as to which such provisions may now be invoked. No modification of Article XXVIII would affect the right of any contracting party to withdraw or modify individual concessions pursuant to Article XIX (commonly called "the escape clause") of the General Agreement.

Pursuant to section 4 of the Trade Agreements Act, as amended, and paragraph 5 of Executive Order 10082, information and views as to any aspect of the proposals announced in this notice may be submitted to the Committee for Reciprocity Information in accordance with the announcement of this date issued by that Committee.¹ Information and views submitted, orally or in writing, to the Chairman of the United States Delegation for the review and renegotiation of the General Agreement, in connection with the hearings held under his direction from September 13 through September 17, 1954, will be made available to the Committee for Reciprocity Information.

By direction of the Interdepartmental Committee on Trade Agreements this 21st day of September, 1954.

CARL D. CORSE,
Chairman, Interdepartmental
Committee on Trade Agreements.[F. R. Doc. 54-7499; Filed, Sept. 21, 1954;
11:28 a. m.]

COMMITTEE FOR RECIPROCITY INFORMATION

POSSIBLE MODIFICATION OF THE FIRMLINESS OF CONCESSIONS IN THE GENERAL AGREEMENT ON TARIFFS AND TRADE

SUBMISSION OF INFORMATION TO THE COMMITTEE FOR RECIPROCITY INFORMATION

Closing date for application to be heard October 6, 1954.

Closing date for submission of briefs: Before oral appearance.

Public hearings open October 18, 1954.

The Interdepartmental Committee on Trade Agreements has issued on this day a notice of intention to consider possible modification of the firmness of the tariff concessions in the General Agreement on Tariffs and Trade.²

The Committee for Reciprocity Information hereby gives notice that all applications for oral presentation of views in regard to the foregoing proposals shall be submitted to the Committee for Reciprocity Information not later than 12:00 noon October 6, 1954, accompanied by a written brief or by a preliminary outline indicating the subject as specifically as possible on which

¹ See F. R. Doc. 54-7500, *infra*.² See F. R. Doc. 54-7499, *supra*.

the individual wishes to be heard. A written brief must, in all cases, be submitted before the individual makes his oral appearance. Communications shall be addressed to "The Committee for Reciprocity Information, Tariff Commission Building, Washington 25, D. C." Fifteen copies of written statements, either typed, printed or duplicated shall be submitted, of which one copy shall be sworn to.

Written statements submitted to the Committee, except information and business data proffered in confidence, shall be open to inspection by interested persons. Information and business data proffered in confidence shall be submitted in separate pages clearly marked "For official use only of Committee for Reciprocity Information."

Public hearings will be held before the Committee for Reciprocity Information, at which oral statements will be heard. The first hearing will be at 10:00 a. m., on October 18, 1954, in the auditorium of the National Archives Building, 8th and Pennsylvania Avenue, Northwest, Washington, D. C. Witnesses who make application to be heard will be advised regarding the time of their individual appearances. Appearances at hearings before the Committee may be made only by or on behalf of these persons who have, prior to that appearance, filed written briefs and who have within the time prescribed made written application for oral presentation of views. Statements made at the public hearings shall be under oath.

Copies of the notice issued today by the Interdepartmental Committee on Trade Agreements may be obtained from the Committee for Reciprocity Information, Tariff Commission Building, Washington 25, D. C., and may be inspected in the Field Offices of the Department of Commerce.

By direction of the Committee for Reciprocity Information this 21st day of September 1954.

EDWARD YARDLEY,
Secretary, Committee for
Reciprocity Information.[F. R. Doc. 54-7500; Filed, Sept. 21, 1954;
11:28 a. m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 10931, 10933, 11096; FCC 54M-1153]

MERCER BROADCASTING CO. ET AL.
ORDER CONTINUING PRE-HEARING
CONFERENCE

In re applications of Mercer Broadcasting Company, Trenton, New Jersey, Docket No. 10931, File No. BP-8714, Drew J. T. O'Keefe, Jack J. Dash and William F. Waterbury, Levittown-Fairless Hills, Pennsylvania, Docket No. 10933, File No. BP-8964, William A. Brewer, Albert W. Eastburn and Theresa Rose, d/b as Levittown-Fairless Hills Broadcasters, Levittown-Fairless Hills, Pennsylvania, Docket No. 11096, File No. BP-9193; for construction permits.

The Commission having under consideration the above-entitled proceeding:

It appearing, that a joint petition, filed September 9, 1954, for continuation of the date of exchange of direct cases in writing to September 20, 1954, was granted on September 10, 1954, and that the pre-hearing conference pursuant to § 1.841 of the Commission's rules, now scheduled for September 20, 1954, should be postponed until after a reasonable period following the exchange of the direct cases in writing;

It is ordered, This 15th day of September 1954, on the Examiner's own motion, that the pre-hearing conference, now scheduled for September 20, 1954, is continued until September 30, 1954, at 10:00 a. m.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] MARY JANE MORRIS,
Secretary.

[F. R. Doc. 54-7439; Filed, Sept. 21, 1954;
8:52 a. m.]

[Docket No. 10965; FCC 54M-1108]

SEATON PUBLISHING Co.

ORDER GRANTING MOTION FOR CONTINUANCE

In re application of The Seaton Publishing Company, Hastings, Nebraska, Docket No. 10965, File No. BPCT-1265; for construction permit for new television station (Channel 5)

Washington counsel for The Seaton Publishing Company, having filed a motion on September 3, 1954, for a continuance in the above-entitled matter; and

It appearing, that the illness of James Conway, Esquire, principal attorney for the applicant in Hastings, Nebraska (who is preparing essential financial data requested by the FCC) will prevent the applicant's presentation of its case before September 22, 1954,

It is accordingly ordered, This 7th day of September 1954 that the hearing in the above-entitled matter, heretofore scheduled for September 8, 1954, be and it hereby is continued to September 22, 1954 at 10:00 a. m. in the Commission's Offices in Washington, D. C.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] MARY JANE MORRIS,
Secretary.

[F. R. Doc. 54-7440; Filed, Sept. 21, 1954;
8:52 a. m.]

[Docket 10982, 10983; FCC 54M-1119]

OWENSBORO ON THE AIR, INC. AND OWENSBORO PUBLISHING Co.

ORDER CONTINUING HEARING

In re applications of Owensboro on the Air, Inc., Hatfield, Indiana, Docket No. 10982, File No. BPCT-1787; Owensboro Publishing Company, Hatfield, Indiana, Docket No. 10983, File No. BPCT-1790; for construction permits for new television stations (Channel 9)

Upon joint motion of both of the above applicants and without objection from counsel for the Chief of the Broadcast Bureau, hearing in the above-

entitled proceedings is continued from September 13, 1954, to October 12, 1954.

Dated: September 9, 1954.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] MARY JANE MORRIS,
Secretary.

[F. R. Doc. 54-7441; Filed, Sept. 21, 1954;
8:52 a. m.]

[Docket No. 11156; FCC 54M-1152]

VAN CURLER BROADCASTING CORP.

ORDER CONTINUING HEARING

In re application of Van Curler Broadcasting Corporation, Schenectady, New York (WTRI) Docket No. 11156, File No. BMPCT-2201, for modification of construction permit to change principal community to Albany, New York and to maintain main studio outside Albany.

By order of the Commission adopted September 1, 1954, the above-entitled proceeding was designated for hearing to commence at 10:00 a. m., on September 20, 1954.

On September 14, 1954, there was filed with this Commission by Van Curler Broadcasting Corporation a Petition to Vacate Hearing Order reciting, among other things, that protestant Hudson Valley Broadcasting Co., had informed the petitioner that it was about to file a letter with the Commission, dated September 13, 1954, signed by the secretary of the protestant stating that said protestant would not appear at the hearing. The said Petition to Vacate Hearing Order further stated that both counsel for the protestant and for the Chief of the Broadcast Bureau of this Commission had consented to the immediate consideration and grant of such Petition to Vacate Hearing Order.

On September 13, 1954, counsel for the protestant further orally advised the undersigned Hearing Examiner that the protestant would not appear at the hearing and its Board of Directors would request this Commission to dismiss the aforesaid proceeding.

Accordingly, for the reasons above recited and other good cause shown: *It is ordered*, This 15th day of September 1954, that hearing in the above-entitled matter be postponed until further order of the undersigned Hearing Examiner or of the Federal Communications Commission.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] MARY JANE MORRIS,
Secretary.

[F. R. Doc. 54-7442; Filed, Sept. 21, 1954;
8:52 a. m.]

FEDERAL POWER COMMISSION

[Docket No. G-2592]

POWER PETROLEUM COMPANY

NOTICE OF APPLICATION

SEPTEMBER 16, 1954.

Take notice that G. N. McDaniel, Jr. (Applicant), an individual operating as

Power Petroleum Company, with its principal office in Borger, Texas, filed, on August 30, 1954, an application (under protest) for a certificate of public convenience and necessity, pursuant to section 7 of the Natural Gas Act, authorizing Applicant to sell natural gas subject to the jurisdiction of the Commission, all as more fully represented in the application.

The application recites that Applicant produces and sells natural gas in interstate commerce in the Panhandle Field, Hutchinson and Carson Counties, Texas, to the Skelly Oil Company.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 6th day of October 1954. The application is on file with the Commission for public inspection.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 54-7406; Filed, Sept. 21, 1954;
8:45 a. m.]

[Project No. 120]

SOUTHERN CALIFORNIA EDISON Co.

NOTICE OF LAND WITHDRAWAL, CALIFORNIA

SEPTEMBER 16, 1954.

Conformable to the provisions of section 24 of the act of June 10, 1920, as amended, notice is hereby given that the lands hereinafter described, insofar as title thereto remains in the United States, are included in Project No. 120 for which application for amendment of license was filed September 30, 1953 by the Southern California Edison Company of Los Angeles, California. Under said section 24 these lands are, from said date of filing, reserved from all forms of disposal under the laws of the United States, until otherwise directed by this Commission or by Congress.

The Department of the Army in the course of constructing the Pine Flat Dam and Reservoir as authorized by the Flood Control Act approved December 22, 1944, required the relocation of portions of the project transmission line, telephone line and access road in order to clear said reservoir. Changes in the rights-of-way for these structures and other changes in the project area about the water main and water tank serving a portion of the camp area involve public lands, Sierra and Sequoia National Forest lands, and lands acquired by the Department of the Army.

MOUNT DIABLO MERIDIAN

All portions of the following subdivisions lying within a strip of land 200 feet in width embracing the relocated portions of the transmission line location as shown on amendatory map sheets designated "Exhibit K" and entitled "Detail Map of Vincent Transmission & Telephone Lines, Project 120" (FPC 120-223 & 223).

T. 12S., R. 25E.,
Sec. 19, S2 SE4, E2 NW4;
Sec. 23, W2 NW4, NW4 SW 4, SW4 SE4;
Sec. 30, E2 NE4, NW4 NE4;
Sec. 32, W2 NE4.

All portions of the following described subdivisions lying within a right-of-way 50 feet in width embracing the relocated telephone line as delimited on amendatory maps designated "Exhibit K" and entitled "Detail Map of Vincent Telephone Line, Project 120" (FPC 120-224, 227 and 229)

- T. 12S., R. 24E.,
Sec. 24, NW4 SE4, N2 SW4, SW4 SW4.
T. 13S., R. 24E.,
Sec. 2, NW4 SE4, NE4 SW4.
T. 12S., R. 25E.,
Sec. 18, lot 3;
Sec. 19, lot 3, SE4 NW4, NW4 SE4, NE4 SW4.

All portions of the following described subdivisions lying within the project area embracing an access road as delimited upon a map designated "Exhibit K" and entitled "Detail Map of Vincent Transmission & Telephone Lines, Project 120" (FPC 120-229)

- T. 12S., R. 25E.,
Sec. 19, SE4 NW4, NW4 SE4, S2 SE4;

All portions of the following described subdivisions lying within the project area as extended to embrace the water main and water tank locations as delimited upon a map sheet designated "Exhibit K" and entitled "Detail Map of Big Creek Power House No. 3, Project 120" (FPC 120-230)

- T. 9S., R. 24E.,
Sec. 18, NW4 SE; E2 SW4.

The area reserved by the filing of this application is approximately 49.60 acres of which 30.62 acres have been heretofore reserved for power purposes and 13.27 acres are lands acquired by the Department of the Army.

Copies of the project maps (FPC 120-222 to 230 inclusive) have been transmitted to the Bureau of Land Management, Geological Survey, Forest Service and the Department of the Army. Map sheets FPC 120-222, 228, 229 and 230, superseding Map Sheets FPC 120-122, 123, 124 and 69 respectively.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 54-7407; Filed, Sept. 21, 1954;
8:45 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File Nos. 31-208, 31-505]

INTERNATIONAL PAPER CO.

NOTICE OF FILING OF APPLICATION FOR AN
ORDER DECLARING SUBSIDIARY NOT TO BE
ELECTRIC UTILITY COMPANY

SEPTEMBER 16, 1954.

Notice is hereby given that International Paper Company ("Paper") has filed an application dated September 13, 1954, under section 2 (a) (3) of the Public Utility Holding Company Act of 1935 ("act"), for an order declaring its subsidiary, Canadian International Paper Company ("Canadian") not to be an electric utility company as defined in that section of the act.

All interested persons are referred to the application (designated Amendment No. 5) on file in the offices of the Commission for a statement of the facts upon which the application is based, which are summarized as follows:

Paper is the successor to (a) International Paper and Power Company ("Power") (formerly the direct parent of International Hydro-Electric System

("IHES") a registered holding company, and the indirect parent of, among other companies, New England Power Association ("NEES") also a registered holding company, and Gatineau Power Company ("Gatineau"), a foreign public utility company and to (b) a predecessor company also known as International Paper Company ("Old Paper") (a New York subsidiary of Power) At the time Paper became the successor of Power and Old Paper (September 1941) Power and Old Paper had been declared by the Commission not to be holding companies as defined in section 2 (a) (7) of the act (See International Paper and Power Company, 4 S. E. C. 873 (1939)) and Old Paper had also been declared by the Commission not to be an electric utility company (See International Paper Company, Holding Company Act Release No. 2948 (August 18, 1941)) In connection with the foregoing proceedings, Paper and Old Paper filed a commitment (paragraph 11, Amendment No. 2, File No. 31-208) dated January 31, 1939, to the effect that, during the effectiveness of the order therein requested declaring Power and Old Paper not to be holding companies, they would give the Commission written notice within thirty days after the making of any material changes in any substantial lease or contract, or of the terms and conditions of any new lease or contract between applicants and their subsidiaries, on the one hand, and IHES or The Olcott Falls Company (then a public utility subsidiary of Old Paper) and their respective subsidiaries, on the other hand.

There are presently pending certain applications filed by Paper for an order making applicable to it the foregoing orders in respect of its predecessors, Power and Old Paper; or, in the alternative, for orders under sections 2 (a) (7) and 2 (a) (3) of the act declaring Paper not to be a holding company and not to be an electric utility company, as defined therein.

Paper is a New York corporation organized in 1941. It has thirty-eight active direct and indirect subsidiaries and affiliates which with Paper are all engaged in some phase of manufacturing and selling pulp, paper, and paper products, or in owning and holding property and facilities for future development and use in connection with the system's manufacturing operations. It also has nine inactive subsidiaries. Its principal subsidiary is Canadian one of the largest pulp, paper, and paper products manufacturers in the business.

Canadian is a corporation organized under the laws of the Province of Quebec, Canada, operates entirely in Canada, and has no subsidiary which operates in the United States. It has no securities outstanding in the hands of the public. It purchases the major portion of its electric power requirements from Gatineau (which is no longer an affiliate of the Paper system) and the Hydro-Electric Power Commission of Ontario, also a non-affiliate; but, in connection with certain of its manufacturing plants, it owns and operates certain facilities for the generation of electric energy for use in its manufacturing operations, and it sells electric energy to certain affiliated and non-affiliated manufacturing com-

panies, and to tenants, employees, and in a minor measure to others, residents of communities adjacent to certain of its plants. During the eight-year period 1946-1953, Canadian's gross revenues ranged from \$87,829,910 in 1946 upwards to \$174,646,438 in 1953. During the same period its revenues from the sale of electric energy ranged from \$148,453 in 1946 upwards to \$253,789 in 1953, of which the portion from sales to tenants, employees, and other householders ranged from \$31,000 in 1946 to \$58,945 in 1953 (approximately 95 percent being from tenants and employees)

Paper requests permission, upon the entry of an order declaring Canadian not to be an electric utility company, to withdraw the pending applications pertaining to it under sections 2 (a) (7) and 2 (a) (3) Paper also requests that it be relieved of any further duty or obligation under the aforesaid commitment of its predecessors in respect of giving the Commission notice. In this connection, the application states that neither Paper nor any of its subsidiaries owns any securities of IHES, and that Paper owns only 29 shares of preferred stock and 43 shares of common stock of Gatineau, and 1,440 shares of common stock of NEES.

Notice is further given that any interested person may, not later than September 29, 1954, request in writing that a hearing be held in respect of the above matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law which he desires to controvert, or he may request that he be notified if the Commission orders a hearing in respect of such matter. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D. C. At any time after said date the Commission may grant the relief requested including the entry of an order declaring Canadian not to be an electric utility company, or the Commission may take such other action as it deems appropriate.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 54-7410; Filed, Sept. 21, 1954;
8:46 a. m.]

[File No. 27-5]

NORTHWEST URANIUM CORP

NOTICE OF AND ORDER FOR HEARING

SEPTEMBER 16, 1954.

In the matter of the notification of Northwest Uranium Corporation, having filed with the Commission on May 12, 1953, a notification on Form 1-D for the purpose of obtaining an exemption from the registration requirements of the Securities Act of 1933, as amended, pursuant to the provisions of section 3 (b) thereof and Regulation D promulgated thereunder; and

The Commission on August 16, 1954, having issued an order, pursuant to Rule 509 (a) of the general rules and regulations under the Securities Act of 1933, temporarily suspending the conditional exemption under Regulation D and

affording to any person having an interest therein an opportunity to request a hearing pursuant to Rule 509 (b) and a written request for a hearing having been received by the Commission; and

The Commission deeming it necessary and appropriate to determine whether to vacate the temporary suspension order or to enter an order permanently suspending the exemption:

It is hereby ordered, Pursuant to Rule 509 of the general rules and regulations under the Securities Act of 1933, that a public hearing be held on October 5, 1954, at 10:00 a. m., e. s. t., at the New York offices of the Commission, 42 Broadway, New York 4, New York, for the purpose of taking evidence to determine:

(1) Whether the matters set forth in section II of the order dated August 16, 1954, are true; and

(2) whether the temporary order of August 16, 1954, against Northwest Uranium Corporation should be vacated or made permanent.

It is further ordered, That William W. Swift, or any officer or officers of the Commission designated by it for that purpose, shall preside at the hearing and any officer or officers so designated to preside at such hearing are hereby authorized to exercise all of the powers granted to the Commission under sections 19 (b) 21 and 22 (c) of the Securities Act of 1933, as amended, and to hearing officers under the Commission's rules of practice.

It is further ordered, That this order and notice shall be served upon Northwest Uranium Corporation, its stock transfer agent, Registrar and Transfer Company, 15 Exchange Place, Jersey City 2, New Jersey, and upon Royal Securities Corporation, 52 Broadway, New York, New York, personally or by registered mail or by confirmed telegraphic notice, and shall be published in the FEDERAL REGISTER.

By the Commission,

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 54-7411; Filed, Sept. 21, 1954; 8:46 a. m.]

UNITED STATES TARIFF COMMISSION

[Investigation 39]

HARDWOOD PLYWOOD

NOTICE OF INVESTIGATION INSTITUTED

Investigation instituted. Upon application of the Hardwood Plywood Institute, Chicago, Illinois, received September 3, 1954, the United States Tariff Commission on the 16th day of September 1954, under the authority of section 7 of the Trade Agreements Extension Act of 1951, as amended, and section 332 of the Tariff Act of 1930, instituted an investigation to determine whether hardwood plywood, except Spanish cedar plywood, provided for in paragraph 405 of the Tariff Act of 1930, is, as a result in whole or in part of the duty or other customs treatment reflecting concessions granted thereon under the General

Agreement on Tariffs and Trade, being imported into the United States in such increased quantities, either actual or relative, as to cause or threaten serious injury to the domestic industry producing like or directly competitive products.

Inspection of application. The application filed in this case is available for public inspection at the office of the Secretary, United States Tariff Commission, Eighth and E Streets NW, Washington, D. C., and in the New York office of the Tariff Commission, located in Room 437 of the Custom House, where it may be read and copied by persons interested.

I certify that the above investigation was instituted by the United States Tariff Commission on the 16th day of September 1954.

Issued September 17, 1954.

[SEAL] DONN N. BENT,
Secretary.

[F. R. Doc. 54-7429; Filed, Sept. 21, 1954; 8:49 a. m.]

INTERSTATE COMMERCE COMMISSION

[Notice No. 26]

MOTOR CARRIER APPLICATION

SEPTEMBER 17, 1954.

Protests, consisting of an original and two copies, to the granting of an application must be filed with the Commission within 30 days from the date of publication of this notice in the FEDERAL REGISTER and a copy of such protest served on the applicant. Each protest must clearly state the name and street number, city and state address of each protestant on behalf of whom the protest is filed (49 CFR 1.240 and 49 CFR 1.241) Failure to seasonably file a protest will be construed as a waiver of opposition and participation in the proceeding unless an oral hearing is held. In addition to other requirements of Rule 40 of the general rules of practice of the Commission (49 CFR 1.40) protests shall include a request for a public hearing, if one is desired, and shall specify with particularity the facts, matters and things relied upon, but shall not include issues or allegations phrased generally. Protests containing general allegations may be rejected. Requests for an oral hearing must be supported by an explanation as to why the evidence cannot be submitted in the form of affidavits. Any interested person, not a protestant, desiring to receive notice of the time and place of any hearing, prehearing conference, taking of depositions, or other proceedings shall notify the Commission by letter or telegram within 30 days from the date of publication of this notice in the FEDERAL REGISTER.

Except when circumstances require immediate action, an application for approval, under section 210a (b) of the act, of the temporary operation of motor carrier properties sought to be acquired in an application under section 5 (2) will not be disposed of sooner than 10 days from the date of publication of this notice in the FEDERAL REGISTER. If a

protest is received prior to action being taken, it will be considered.

APPLICATION OF MOTOR CARRIERS OF PROPERTY

NO. MC 3083 Sub 19, ARMORED MOTOR SERVICE CO., INC., Hickman Bldg., 248 Madison Ave., P. O. Box 66, Memphis, Tenn. Applicant's attorney: James W. Wrape, Wrape and Hernly, Sterick Bldg., Memphis 3, Tenn. For authority to operate as a *contract carrier* over irregular routes, transporting: *Coin and bullion*, (1) from Philadelphia, Pa., to Baltimore, Md., Washington, D. C., Richmond, Va., Charlotte, N. C., Nashville and Memphis, Tenn., Atlanta, Ga., Birmingham, Ala., Jacksonville, Fla., New Orleans, La., Little Rock, Ark., St. Louis, Mo., and Louisville, Ky., (2) between Philadelphia, Pa., Baltimore, Md., Washington, D. C., Richmond, Va., Charlotte, N. C., Nashville and Memphis, Tenn., Atlanta, Ga., Birmingham, Ala., Jacksonville, Fla., New Orleans, La., Little Rock, Ark., St. Louis, Mo., and Louisville, Ky., (3) from Denver, Colo., to Kansas City, Mo., Oklahoma City, Okla., El Paso, Dallas, Houston, and San Antonio, Tex., and (4) between Denver, Colo., Kansas City, Mo., Oklahoma City, Okla., El Paso, Dallas, Houston, and San Antonio, Tex. Applicant is authorized to conduct operations in Arkansas, Georgia, Kentucky, South Carolina, Tennessee, and West Virginia.

NO. MC 7777 Sub 29, NEBRASKA-EASTERN EXPRESS, INC., 3420 W. Broadway, Council Bluffs, Iowa. Applicant's attorney: Stephen Robinson, 1020 Savings & Loan Bldg., Des Moines 9, Iowa. For authority to operate as a *contract carrier* over irregular routes, transporting: *Carpets, rugs and linoleum*, and *materials and supplies* used in the installation thereof, from Trenton, N. J., Wilmington, Del., to Des Moines, Iowa, and Omaha, Nebr. Applicant is authorized to conduct operations in Iowa, Massachusetts, Nebraska, New Jersey, New York, and Pennsylvania.

NO. MC 7777 Sub 30, NEBRASKA-EASTERN EXPRESS, INC., 3420 W. Broadway, Council Bluffs, Iowa. Applicant's attorney: Stephen Robinson, 1020 Savings & Loan Bldg., Des Moines 9, Iowa. For authority to operate as a *contract carrier* over irregular routes, transporting: *Carpets, rugs and linoleum*, and *materials and supplies* used in the installation thereof, from Kearny and Trenton, N. J., Wilmington, Del., and Marcus Hook, Pa., to Fort Dodge and Sioux City, Iowa, and Lincoln, Nebr. Applicant is authorized to conduct operations in Iowa, Massachusetts, Nebraska, New Jersey, New York, and Pennsylvania.

NO. MC 10228 Sub 3, C. R. MADDUX, Post Office Box 114, Wenden, Ariz. For authority to operate as a *common carrier* over irregular routes, transporting: *Manganese ore and manganese ore concentrates*, from points in California within 50 miles of Blythe, Calif., including Blythe, to Wenden, Ariz.

NO. MC 14429 Sub 4, EDWIN L. LADD, doing business as TED LADD'S MOTOR TRANSFER, School St., Barre, Vt. Applicant's attorney: Oliver C. Peterson, 795 Elm St., Manchester, N. H. For au-

thority to operate as a *common carrier*, over regular routes, transporting: *Rough and finished granite*, from Waterbury Vt., to White River Junction, Vt., from Waterbury over U. S. Highway 2 to junction U. S. Highway 302, thence over U. S. Highway 302 to Barre, Vt., thence over Vermont Highway 14 to junction Vermont Highway 14 and U. S. Highway 5 at White River Junction, Vt., serving no intermediate points, as an alternate route in connection with carrier's regular-route operation from Waterbury, Vt., to Myerstown, Pa., and New York, N. Y. Applicant is authorized to conduct operations in Vermont, Pennsylvania, New York, and Connecticut.

NO. MC 20135 Sub 4, MORRISON TRANSFER CO., INC., 111 East Main Street, Sparta, Ill. For authority to operate as a *common carrier* over irregular routes, transporting: *Printed matter*, between Sparta, Ill., on the one hand, and, on the other, New York, N. Y., and points within 25 miles thereof. Applicant is authorized to conduct operations in Illinois, Missouri, and New York.

NO. MC 28132 Sub 32, HVIDSTEN TRANSPORT, INC., 2801 Front Street, Fargo, N. Dak. Applicant's attorney: Van Osdel & Foss, 506 First National Bank Bldg., Fargo, N. Dak. For authority to operate as a *common carrier* over irregular routes, transporting: *Petroleum and petroleum products*, in bulk, in tank vehicles, between points in North Dakota. Applicant is authorized to conduct operations in Minnesota, North Dakota, and Wisconsin.

NO. MC 28132 Sub 33, HVIDSTEN TRANSPORT, INC., 2801 Front Street, Fargo, N. Dak. Applicant's attorney: Van Osdel & Foss, 506 First National Bank Bldg., Fargo, N. Dak. For authority to operate as a *common carrier* over irregular routes, transporting: *Petroleum and petroleum products*, in bulk, in tank vehicles, between points in Minnesota. Applicant is authorized to conduct operations in Minnesota, North Dakota and Wisconsin.

NO. MC 31438, Sub 6, R. O. WETZ, doing business as R. O. WETZ TRANSPORTATION, 110-112 Second Street, Marietta, Ohio. Applicant's attorney: Noel F. George, George, Greek, King & McMahon, 44 East Broad Street, Columbus 15, Ohio. For authority to operate as a *common carrier* over irregular routes, transporting: *Expansion shells*, from Phoenix, N. Y. to Marietta, Ohio. Applicant is authorized to conduct operations in Illinois, Indiana, New York, Ohio and Virginia.

NO. MC 42487 Sub 286, (Amended) CONSOLIDATED FREIGHTWAYS, INC., 2116 N. W. Sawyer Street, Portland, Ore. Applicant's attorney: W. S. Pilling, 2029 N. W. Quimby Street, P. O. Box 3618, Portland 8, Ore. For authority to operate as a *common carrier*, over a regular route, transporting: *General commodities*, including *commodities of unusual value, class A and B explosives, household goods* as defined by the Commission, *commodities in bulk* (except liquid petroleum products) and *commodities requiring special equipment*, between junction U. S. Highway 395 and

Washington Highway 3-D and Waitsburg, Wash., over Washington Highway 3-D, serving no intermediate points, as an alternate route in connection with carrier's regular route operations between Tacoma, Wash., and Lewiston, Idaho. Applicant is authorized to conduct operations in California, Idaho, Illinois, Iowa, Minnesota, Montana, Nevada, Oregon, Utah, Washington and Wisconsin.

NO. MC 43683 Sub 24, BAKER DRIVE-AWAY COMPANY, INC., 5240 East Outer Drive, Detroit 34, Mich. Applicant's attorney: George S. Dixon, Guardian Building, Detroit 26, Mich. For authority to operate as a *common carrier* over irregular routes, transporting: *New automobiles, new automobile bodies, and new automobile chassis*, in initial movements, in both truckaway, and driveaway service, from Kenosha, Wis., to St. Louis, Mo., Philadelphia, Allentown, York, and Reading, Pa., points in St. Louis County, Mo., those in Maryland, Indiana, Michigan, North Carolina, Ohio, South Carolina, Virginia, West Virginia, and the District of Columbia, those in that part of New York west of U. S. Highway 11, that part of Pennsylvania west of U. S. Highway 11, and that part of Illinois north of U. S. Highway 36, including points on the indicated portions of the highways specified, restricted to the transportation of vehicles manufactured by the Hudson Motor Car Division of American Motors, Inc. Applicant is authorized to conduct operations in the District of Columbia, Florida, Georgia, Illinois, Indiana, Michigan, Missouri, Maryland, New York, North Carolina, Ohio, Pennsylvania, South Carolina, Virginia, and West Virginia.

NO. MC 46280 Sub 29, DARLING FREIGHT, INC., 319 Rumsey St., S. W., Grand Rapids, Mich. Applicant's attorney: Robert A. Sullivan, 2606 Guardian Building, Detroit 26, Mich. For authority to operate as a *common carrier* over irregular routes, transporting: *General commodities*, except those of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, between South Lyon, Mich., on the one hand, and, on the other, Evansville, and Vincennes, Ind., points in Indiana on and north of U. S. Highway 40, those in Illinois on and north of a line beginning at the Indiana-Illinois State line and extending along U. S. Highway 36 to Springfield, Ill., thence along Illinois Highway 125 to junction U. S. Highway 67, thence along U. S. Highway 67 to junction Illinois Highway 103, thence along Illinois Highway 103 to junction U. S. Highway 24, and thence along U. S. Highway 24 to the Illinois-Missouri State line, and those in Wisconsin on and south of a line beginning at the Minnesota-Wisconsin State line and extending along U. S. Highway 12 to junction Wisconsin Highway 29, thence along Wisconsin Highway 29 to Green Bay, Wis., and thence along U. S. Highway 141 to Lake Michigan at Manitowoc, Wis. Applicant is authorized to conduct operations (1) over regular routes in Michigan, and (2) over irregular routes in Illinois, Indiana, Iowa, Kentucky, Mich-

igan, Minnesota, Missouri, Nebraska, and Wisconsin.

NO. MC 48784 Sub 2, P. J. GARVEY CARTING & STORAGE, INC., 86 East North Street, Buffalo, N. Y. Applicant's representative: Floyd B. Piper, Crosby Building, Franklin Street at Mohawk, Buffalo 2, N. Y. For authority to operate as a *common carrier*, over irregular routes, transporting: *New uncrated store fixtures, hospital equipment, and office equipment* (other than tabulating machines and punch card accounting machines) from points in Erie and Niagara Counties, N. Y., to points in Arkansas, Colorado, Iowa, Kansas, Louisiana, Minnesota, Mississippi, Nebraska, North Dakota, Oklahoma, South Dakota, Texas and Wyoming. Applicant is authorized to conduct operations in Connecticut, Massachusetts, New Jersey, New York, Vermont, New Hampshire, Maine, Rhode Island, Maryland, Delaware, Virginia, West Virginia, North Carolina, South Carolina, Georgia, Florida, Alabama, Tennessee, Pennsylvania, Kentucky, Ohio, Michigan, Indiana, Illinois, Wisconsin, Missouri, and the District of Columbia.

NO. MC 52657 Sub 467, ARCO AUTO CARRIERS, INC., 91st Street and Perry Avenue, Chicago 20, Ill. Applicant's attorney: Glenn W. Stephens, 121 West Doty St., Madison, Wis. For authority to operate as a *common carrier*, over irregular routes, transporting: *Farm tractors, and industrial tractors*, from Clarksburg, W. Va., to points in that portion of the United States, including the District of Columbia, located east of a line extending over the western boundary lines of the States of Minnesota, Iowa, Missouri, Arkansas, and Louisiana from the United States-Canadian Boundary Line to the Gulf of Mexico. Applicant is authorized to conduct operations in Illinois, Michigan, Minnesota, and Wisconsin.

NO. MC 61623 Sub 9, GATE CITY TRANSPORT COMPANY, a Corporation, 15093 LaSalle Blvd., Detroit, Mich. Applicant's attorney: James W. Wrape, Wrape and Hernly, Sterick Building, Memphis, Tenn. For authority to operate as a *common carrier*, over irregular routes, transporting: *Motor Vehicles*, in initial movements, in truckway and driveaway service, from points in Wayne County, Mich., to points in Virginia. Applicant is authorized to conduct operations in Michigan, North Carolina, Ohio, South Carolina, Virginia and West Virginia.

NO. MC 63562 Sub 21, NORTHERN PACIFIC TRANSPORT COMPANY, a corporation, 176 East Fifth Street, St. Paul, Minn. For authority to operate as a *common carrier* over a regular route, transporting: *General commodities*, except class A and B explosives, and *mail*, moving in express service for the Railway Express Agency, Incorporated, and moving on Railway Express Agency, Incorporated, bills of lading, between Auburn, Wash., and Tacoma, Wash., over Washington Highway 5, via Sumner and Puyallup, Wash., serving all intermediate and off-route points which are stations on the lines of the Northern Pacific Railway Company. Applicant is authorized

to conduct operations in Montana, North Dakota and Washington.

NO. MC 75320 Sub 61. **CAMPBELL SIXTY-SIX EXPRESS, INC.**, P. O. BOX 390, 2333 E. Mill Street, Springfield, Mo. For authority to operate as a *common carrier* over regular routes, transporting: *General commodities*, except those of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading, between Memphis, Tenn., and Jackson, Miss., from Memphis over U. S. Highway 51 to Jackson, Miss., serving no intermediate points, as an alternate or connecting route in connection with carrier's regular-route (1) between Memphis, Tenn., and St. Louis, Mo., (2) between Memphis, Tenn., and Little Rock, Ark., (3) between Memphis, Tenn., and Tupelo, Miss., (4) between Memphis, Tenn., and Houka, Miss., (5) between Meridian, Miss., and Jackson, Miss. and (6) between New Orleans, La., and Jackson, Miss. Applicant is authorized to conduct operations in Alabama, Arkansas, Illinois, Kansas, Kentucky, Louisiana, Mississippi, Missouri, Oklahoma, and Tennessee.

NO. MC 78786 Sub 201, **PACIFIC MOTOR TRUCKING COMPANY**, a corporation, 65 Market St., San Francisco, Calif. For authority to operate as a *common carrier* over regular routes, transporting: *General commodities*, including *articles of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment*, between Santa Cruz, Calif., and Los Gatos, Calif., over California Highway 17, serving all intermediate points. NOTE: (Carrier is authorized in Certificate No. MC 78786, dated September 5, 1945, to transport the commodities specified between San Jose, Calif., and Santa Cruz, Calif., over California Highway 17, subject to the restrictions specified in the certificate; carrier is also authorized to transport the commodities specified between San Jose, Calif., and Los Gatos, Calif., over California Highway 17, unrestricted; carrier seeks the removal of the restriction between Santa Cruz and Los Gatos, Calif., over the segment of the route between San Jose and Santa Cruz, Calif., as follows: (a) The service to be performed by the said carrier shall be limited to that which is auxiliary to, or supplemental of, railroad or railway express service, and (b) Such further conditions as the Commission, in the future, may find it necessary to impose in order to restrict the said carrier's operation to service which is auxiliary to, or supplemental of, railroad or railway express company service.

NO. MC 88161 Sub 38, **INLAND PETROLEUM TRANSPORTATION COMPANY, INC.**, 5047 Colorado Ave., Seattle, Wash. For authority to operate as a *common carrier* over irregular routes, transporting: (1) *Muriatic acid*, in bulk, in tanks or tank vehicles, from Tacoma, Wash., to ports of entry located on that portion of the United States-Canadian International Boundary line situated between the state of Washington and Canada, (2) *Sulphuric acid*, in bulk,

in tanks or tank vehicles, from ports of entry located on that portion of the United States-Canadian International Boundary line situated between the state of Washington and Canada, to points in Washington, and (3) *Spent sulphuric acid*, from points in Washington, to ports of entry located on that portion of the United States-Canadian International Boundary line situated between the state of Washington and Canada.

NO. MC 92983 Sub 108, **ELDON MILLER, INC.**, 1030 Riverside Drive, Iowa City, Iowa. For authority to operate as a *common carrier* over irregular routes, transporting: *Petroleum, and petroleum products*, in bulk, in tank vehicles, from points in Illinois, and Indiana, to points in Iowa, Minnesota, and Nebraska, excepting that no authority is being sought to perform such service from (1) Fulton, Ill., and points within 10 miles thereof to points in Iowa, (2) Milan, Ill., to points in Iowa on and east of U. S. Highway 69, (3) Peoria, Ill., and points within 10 miles thereof to points in Des Moines, Lee, Louisa, and Van Buren Counties, Iowa, (4) East Peoria, Ill., to points in Iowa on and east of U. S. Highway 63 from the Iowa-Missouri State Line to Waterloo, Iowa, thence on and south of U. S. Highway 20 to the Mississippi River, (5) Peru, Ill., and points within 10 miles thereof to points in Iowa on and east of U. S. Highway 169, (6) Quincy, Ill., to points in Appanoose, Clark, Davis, Decatur, Des Moines, Henry, Jefferson, Keokuk, Lee, Louisa, Lucas, Mahaska, Monroe, Van Buren, Wapello, Washington, and Wayne Counties, Iowa, (7) Rochell, Ill., and points within 10 miles thereof to points in Scott, Clinton, Louisa, and Muscatine Counties, Iowa, (8) Roxanna, Ill., and points within three miles thereof not including Hartford, Ill., to points in Iowa on and east of U. S. Highway 69, and (9) Wood River, Ill., and points within one mile thereof, not including Hartford, Ill., to points in Iowa. Applicant is authorized to conduct operations in Arkansas, Colorado, Connecticut, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Massachusetts, Minnesota, Missouri, Nebraska, New York, North Dakota, Ohio, Oklahoma, Pennsylvania, South Dakota, Tennessee, Texas, West Virginia, and Wisconsin.

NO. MC 98243 Sub 1 (amended) **E. H. (ERNIE) NEFF AND MARIAN NEFF**, doing business as **NEFF TRUCKING COMPANY**, 622 North 2nd St., Sterling, Colo. Applicant's attorney James F. Miller, 500 Board of Trade, 10th and Wyandotte, Kansas City 6, Mo. For authority to operate as a *common carrier*, over irregular routes, transporting: *Machinery, material, equipment and supplies* used in, or in connection with the discovery, development, production, refining, manufacturing, processing, storage, transmission, and distribution of natural gas and petroleum and their products and by-products, (1) between points in Colorado, on the one hand, and on the other, points in Nebraska, and (2) between points in Colorado and (3) between points in Nebraska. Applicant is authorized to conduct operations in Colorado.

NO. MC 103689 Sub 129, **PRODUCERS TRANSPORT, INC.**, 530 Paw Paw Ave., Benton Harbor, Mich. Applicant's attorney Jack Goodman, 39 South La Salle St., Chicago 3, Ill. For authority to operate as a *common carrier* over irregular routes, transporting: *Anhydrous ammonia, nitrogen fertilizer solution, nitrate acid, aqua ammonia, methanol, and anti-freeze solutions*, in bulk, in tank vehicles, from (1) West Henderson, Ky. and points in Kentucky within 10 miles of West Henderson, to points in Arkansas, Illinois, Indiana, Iowa, Michigan, Mississippi, Missouri, Ohio, Pennsylvania, West Virginia, North Carolina, South Carolina, and Wisconsin, and (2) Vicksburg, Miss. and points within 10 miles thereof, to points in Alabama, Arkansas, Florida, Georgia, Indiana, Kentucky, Louisiana, Missouri, North Carolina, Oklahoma, South Carolina, Tennessee and Texas. Applicant is authorized to conduct operations in Illinois, Indiana, Kentucky, Michigan, Missouri, Ohio, New York, Pennsylvania, West Virginia, and Wisconsin.

NO. MC 104360 Sub 20, **MOTOR FUEL CARRIERS, INC.**, 404 Elm Ave., Panama City, Fla. For authority to operate as a *common carrier*, over irregular routes, transporting: *Petroleum products*, in bulk, in tank vehicles, from Bainbridge, Ga., and points within 15 miles thereof, to points in Alabama within 150 miles of Bainbridge, Ga. Applicant is authorized to conduct operations in Florida, Georgia, Alabama, South Carolina, North Carolina, and Mississippi.

NO. MC 105733 Sub 14, **H. R. RITTER TRUCKING CO., INC.**, 210 N. J. State Highway 17, Paramus, N. J. For authority to operate as a *common carrier* over irregular routes, transporting: *Liquefied petroleum gases*, in bulk, in pressure tank vehicles, from Everett, Mass., and points within 10 miles thereof, to points in New Hampshire, Vermont, Maine, Rhode Island, Connecticut, New York, and New Jersey. Applicant is authorized to conduct operations in Connecticut, Delaware, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, and Vermont.

No. MC 105733 Sub 15, **H. R. RITTER TRUCKING CO., INC.**, 210 N. J. State Highway No. 17, Paramus, N. J. For authority to operate as a *common carrier* over irregular routes, transporting: *Liquefied petroleum gases*, in bulk, in pressure tank vehicles, from Steuben and Cortland Counties, N. Y., to points in Pennsylvania, New Jersey, Connecticut, Massachusetts, Vermont, and New Hampshire. Applicant is authorized to conduct operations in Connecticut, Delaware, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, and Vermont.

NO. MC 107002 Sub 65, **WALTER M. CHAMBERS**, doing business as **W. M. CHAMBERS TRUCK LINE**, 110 Gluffrias Ave., P. O. Box 687, New Orleans, La. For authority to operate as a *common carrier*, over irregular routes, transporting: *Crude petroleum*, in bulk, in tank vehicles, from Maxie, Miss. and points within fifteen miles thereof to New Orleans, La. and points within twenty-five miles of New Orleans, La., and

Lumberton, Miss. (except no authority is sought to transport petroleum distillates from points in Forrest County, Miss. within fifteen miles of Maxie, Miss. to Chalmette, La.) Applicant is authorized to conduct operations in Alabama, Georgia, Mississippi, and Tennessee.

NO. MC 107228 Sub 2, NASH JOHN, doing business as J. & S. TRANSPORTATION CO., 377 North Main Street, Barre, Vt. For authority to operate as a *common carrier* over irregular routes, transporting: *Granite*, from the United States-Canadian International Boundary Line at or near Highgate Springs, Vt. to Barre, Vt., and *Grit* (granite) in bags, from Barre, Vt. to the United States-Canadian International Boundary Line at or near Highgate Springs, Vt., restricted to the transportation of shipments originating at or destined to points in the Province of Quebec, Canada. Applicant is authorized to conduct operations in Connecticut, Massachusetts, New Jersey, New York and Vermont.

NO. MC 107228 Sub 3, NASH JOHN, doing business as J. & S. TRANSPORTATION CO., 377 North Main Street, Barre, Vt. For authority to operate as a *common carrier* over irregular routes, transporting: *Insulating materials, asbestos, asphalt, cement, roofing, building materials, and materials and supplies* used in the installation thereof, in bundles, in containers, in rolls and in packages, from Philadelphia, Pa., Perth Amboy and Rutherford, N. J., to points in Caledonia, Chittenden, *Lamoille, Orange and Washington Counties, Vt.

NO. MC 108011 Sub 5, OHIO TRI-COUNTY TRUCKING CO., a corporation, 1915 Alexis Road, Toledo, Ohio. Applicant's attorney Robert A. Sullivan, 2611 Guardian Bldg., Detroit 26, Mich. For authority to operate as a *common carrier* over irregular routes, transporting: *Gravel, limestone and sand* for bridge, airport and roadbuilding purposes only, and *materials*, except cement, mortar and slag, for road maintenance purposes only, between points in Michigan and Ohio, except points within 40 miles of Monroe, Mich. Applicant is authorized to conduct operations in Michigan and Ohio.

NO. MC 108398 Sub 27, FORTIER TRANSPORTATION COMPANY, a corporation, Post Office Box 431, East and Jensen Avenue, Fresno 8, Calif. Applicant's attorney Edward M. Berol, 100 Bush Street, San Francisco 4, Calif. For authority to operate as a *common carrier* over irregular routes, transporting: *Petroleum products*, in bulk, in tank vehicles, from Bakersfield and Kettleman City, Calif., and points within fifty (50) miles of each (except Mojave, Calif.) to points in Nevada. Applicant is authorized to conduct operations in California.

NO. MC 108586 SUB 33, STEFFKE FREIGHT CO., a corporation, 204 S. Bellis Street, P. O. Box 748, Wausau, Wis. Applicant's attorney Glenn W. Stephens, Stephens, Bieberstem, Cooper and Bruemmer, 121 West Doty Street, Madison 3, Wis. For authority to operate as a *common carrier* over regular routes, transporting: *General commodities*, except those of unusual value, Class

A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those containing or injurious to other lading, between Milwaukee, Wis., and the junction of U. S. Highways 41 and 45, north of Oshkosh, Wis., over *relocated U. S. Highway 41*, serving all intermediate points. NOTE: Applicant intends to continue to operate over *old U. S. Highway 41* between Oshkosh, Wis., and Milwaukee, Wis., which highway will be known as Wisconsin Highway 175, and *old U. S. Highway 41* between Oshkosh, Wis., and Green Bay, Wis., which highway will be known as U. S. Highway 45.

NO. MC 109584 SUB 13, ARIZONA-PACIFIC TANK LINES, 717 North 21st Ave., Phoenix, Ariz. Applicant's attorney R. Y. Schureman, Glanz & Russell, 639 South Spring St., Los Angeles 14, Calif. For authority to operate as a *common carrier* over irregular routes, transporting: *Anhydrammonia, liquid fertilizers and soil conditioning compounds*, in bulk, in tank vehicles, from points in California to points in Utah. Applicant is authorized to conduct operations in California and Arizona.

NO. MC 109603 SUB 11, LOO MAC FREIGHT LINES, INC., 139 East Virginia Street, Memphis, Tenn. Applicant's attorney James W. Wrape, Wrape and Hernly, Sterick Building, Memphis 3, Tenn. For authority to operate as a *common carrier* over regular routes, transporting: *General commodities*, except those of unusual value, livestock, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, (1) between Tusculumbia, Ala., and junction Alabama Highway 74 and U. S. Highway 11, from Tusculumbia over Alabama Highway 20 to Decatur, Ala., thence over U. S. Highway 31 to junction Alabama Highway 67, thence over Alabama Highway 67 to junction Alabama Highway 112, thence over Alabama Highway 112 to junction U. S. Highway 231, thence over U. S. Highway 231 to junction Alabama Highway 74, and thence over Alabama Highway 74 to junction U. S. Highway 11, and return over the same routes, serving no intermediate points, as an alternate or connecting route in connection with applicant's regular route operations between Huntsville, Ala., and Atlanta, Ga., and between Tusculumbia, Ala., and Athens, Ala. (which is a portion of carrier's regular route between Corinth, Miss., and Athens, Ala.) and (2) between Huntsville, Ala., and junction Alabama Highway 74 and U. S. Highway 11, from Huntsville over U. S. Highway 231 to junction Alabama Highway 74 and thence over Alabama Highway 74 to junction U. S. Highway 11, and return over the same routes, serving no intermediate points, as an alternate route in connection with applicant's regular route between Huntsville, Ala., and Atlanta, Ga. Applicant is authorized to conduct operations in Alabama, Georgia, Mississippi and Tennessee.

NO. MC 109724 SUB 1, JOHN DEWAR, P. O. Box 151, Route 5, Waukesha, Wis. Applicant's attorney C. R. Dineen, Dineen, Gleason, Shaughnessy & Dineen,

341 Empire Building, 710 N. Plankinton Ave., Milwaukee 3, Wis. For authority to operate as a *contract carrier*, over irregular routes, transporting: *Crushed stone* from Pewaukee and Lisbon, Wis., to points in Illinois on and north of U. S. Highway 6; and *cut stone* from Geneseo, Wis., to points in Illinois on and north of U. S. Highway 6, and *empty containers or other such incidental facilities* (not specified) used in transporting the commodities, on return.

NO. MC 109734 SUB 65, SYSTEM TANK LINES, INC., 8434 East Iowa, Downey, Calif. Applicant's attorney William B. Adams, Pacific Building, Portland 4, Oreg. For authority to operate as a *common carrier*, over irregular routes, transporting: *Petroleum and petroleum products*, in bulk, in tank vehicles, from Sacramento and Richmond, Calif., and Salt Lake City Utah, and points within 10 miles of each, to points in Malheur, Harney, and Lake Counties, Oreg. Applicant is authorized to conduct operations in Arizona, California, Idaho, Montana, Nevada, Oregon, Utah and Washington.

NO. MC 109734 SUB 66, SYSTEM TANK LINES, INC., 8434 East Iowa, Downey, Calif. Applicant's attorney William B. Adams, Pacific Building, Portland 4, Oreg. For authority to operate as a *common carrier* over irregular routes, transporting: *Petroleum and petroleum products*, in bulk, in tank vehicles, from Tacoma, Wash., and points within four miles thereof, to government installations in Oregon and Idaho. Applicant is authorized to conduct operations in Arizona, California, Idaho, Montana, Nevada, Oregon, Utah, and Washington.

NO. MC 110525 SUB 246, CHEMICAL TANK LINES, INC., 520 E. Lancaster Avenue, Downingtown, Pa. Applicant's attorney Gerald L. Phelps, Dow, Lohnes and Albertson, Munsey Building, Washington 4, D. C. For authority to operate as a *common carrier*, over irregular routes, transporting: *Coal tar products, acids and chemicals*, in bulk, in tank vehicles, (1) between points in Delaware, (2) between points in Maryland, (3) between points in New Jersey and (4) between points in Pennsylvania. Applicant is authorized to conduct operations in Connecticut, Delaware, Illinois, Indiana, Kentucky, Maryland, Massachusetts, Michigan, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, Virginia, West Virginia, Texas, Tennessee, and the District of Columbia.

NO. MC 110525 SUB 247, CHEMICAL TANK LINES, INC., 520 E. Lancaster Ave., Downingtown, Pa. Applicant's attorney Gerald L. Phelps, Dow, Lohnes and Albertson, Munsey Bldg., Washington 4, D. C. For authority to operate as a *common carrier* over irregular routes, transporting: *Coal tar products, acids, and chemicals*, as described in Ex Parte No. MC-45, in bulk, in tank vehicles, between points in New York. Applicant is authorized to conduct operations in Alabama, Connecticut, Delaware, Illinois, Indiana, Kentucky, Maryland, Massachusetts, Michigan, Minnesota, Missouri, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode

Island, Tennessee, Texas, Virginia, West Virginia, and the District of Columbia.

NO. MC 111615 SUB 2, FRANCIS MORDCIA BAUMEISTER, doing business as F. M. BAUMEISTER, 623 Brody Street, Burlington, Wis. For authority to operate as a *common carrier* over irregular routes, transporting: *Fertilizer* from Hartsdale, Ind., to points in Jefferson, Kenosha, Walworth, Milwaukee and Waukesha Counties, Wis., *canned soft drinks*, from Burlington, Wis., to points in Illinois, Indiana and Missouri; and *empty containers or other such incidental facilities* (not specified) used in transporting the commodities specified, from the above-described destination areas to Hartsdale, Ind., and Burlington, Wis. Applicant is authorized to conduct operations in Indiana and Wisconsin.

NO. MC 112442 SUB 4, (Amended) H. L. MANESS, doing business as H. L. MANESS TRUCK LINE, 223 Wisconsin Street, Neodesha, Kans. Applicant's attorney Howard M. Immel, Apt and Immel, Allen County State Bank Bldg., Iola, Kans. For authority to operate as a *contract carrier* over irregular routes, transporting: *Petroleum and petroleum products, including lubricating oils, greases, and naphthas*, in packages and containers, in truck load lots having a minimum weight of 26,000 pounds, from points in the Houston, Tex. Commercial Zone as defined by the Commission, to points in Missouri south of the Missouri River (except those in the Kansas City, Mo.-Kansas City, Kans. Commercial Zone and the St. Louis, Mo.-East St. Louis, Ill. Commercial Zone as defined by the Commission) and *empty barrels and containers*, on return movement. Applicant is authorized to conduct operations in Kansas and Texas.

NO. MC 113410 SUB 2, DAHLEN TRANSPORT, INC., 875 North Prior, St. Paul 4, Minn. For authority to operate as a *common carrier* over irregular routes, transporting: *Petroleum and petroleum products*, in bulk, in tank vehicles, between points in Minnesota.

NO. MC 113874 SUB 1, SAMUEL M. GILBERT AND W. O. GILBERT, doing business as GILBERT & MARTIN TRANSFER COMPANY, 3045 Indiana Avenue, Winston Salem, N. C. Applicant's attorney A. W. Flynn, Jr., York & Boyd, 201-204 Jefferson Building, Greensboro, N. C. For authority to operate as a *contract carrier* over irregular routes, transporting: *Corrugated boxes, knocked down, and corrugated separators used in conjunction with such boxes*, from Winston Salem, N. C., to points in South Carolina, and those in that part of Tennessee on and east of U. S. Highway 11 W from the Tennessee-Virginia State line to junction U. S. Highway 11, and thence on and east of U. S. Highway 11 to the Tennessee-Georgia State line, and *empty containers or other such incidental facilities* (not specified) used in transporting the commodities, on return movement.

NO. MC 114217 SUB 1, CANAAN & REDMAN, INC., 6135 Langston Road, Seattle, Wash. Applicant's attorney James T. Johnson, Kellogg, Reaugh, Hart & Johnson, Central Building, Seat-

tle 4, Wash. For authority to operate as a *contract carrier* over irregular routes, transporting: *Clay products, bricks, and refractory and insulating materials used in connection therewith*, between points in Benton, Chelan, Clallam, Grays Harbor, Island, Jefferson, King, Kitsap, Kittitas, Mason, Pierce, San Juan, Skagit, Snohomish, Thurston, Whatcom and Yakima Counties, Wash. Applicant is authorized to conduct operations in Washington.

NO. MC 114612 SUB 1, C. A. SHETROM, R. D. 2, Huntingdon, Pa. Applicant's representative; G. A. Brustle, President, Motor Carriers Service Bureau, Inc., S. E. Corner Broad and Spring Garden Sts., Philadelphia 23, Pa. For authority to operate as a *contract carrier* over irregular routes, transporting: *Clay, clay products, firebrick, fireclay, silica rock and fireclay products*, from the Borough of Alexandria, Borough of Mt. Union and the Township of Porter, Pa., to points in Connecticut, Delaware, Illinois, Indiana, Maine, Maryland, Massachusetts, Michigan, Missouri, New Hampshire, New Jersey, New York, Ohio, Rhode Island, Vermont, Virginia, West Virginia, and the District of Columbia; and *empty containers or other such incidental facilities* (not specified) used in transporting the commodities specified, *palletts and damaged and unused clay, clay products, firebrick, fireclay, silica rock and fireclay products* from points in the above-specified destination territory to the Borough of Alexandria, Borough of Mt. Union and the Township of Porter, Pa.

NO. MC 114844 SUB 1, FRANK E. OWEN, 112 West B. Street, Chase City, Va. Applicant's attorney John C. Goddin, Shewmake, Gary, Goddin & Blackwell, State-Planters Bank Building, Richmond 19, Va. For authority to operate as a *contract carrier* over irregular routes, transporting: *Shoosks*, from Lawrenceville, Va., to Chester, Pa.

NO. MC 114895, LOWELL PAINTER, 226 South Eleventh St., Beach Grove, Ind. For authority to operate as a *common carrier* over regular routes, transporting: *General commodities*, except those of unusual value and except Class A and B explosives, household goods, as defined by the Commission, commodities in bulk, and commodities requiring special equipment, (1) between Indianapolis, Ind., and Dana, Ind., from Indianapolis over U. S. Highway 36 to Danville, Ind., thence over Indiana Highway 236 via North Salem and Roachdale, Ind., to junction Indiana Highway 43, thence over Indiana Highway 43 to Parkersburg, Ind., thence westwardly over unnumbered county road, known as Parkersburg-Russellville Road to Russellville, Ind., and junction Indiana Highway 236, thence over Indiana Highway 236 through Marshall, Ind., to junction U. S. Highway 41, thence over U. S. Highway 41 to junction U. S. Highway 36, thence over U. S. Highway 36 to junction Indiana Highway 71, thence over Indiana Highway 71 to Dana, serving the intermediate points of North Salem, Marshall, Roachdale, Russellville, and Montezuma, Ind., and the off-route point of Bloomington, Ind., (2) between junction U. S.

Highways 36 and 41, at Rockville, Ind., and Brazil, Ind., from junction U. S. Highways 36 and 41 at Rockville, Ind., over U. S. Highway 36 to junction Indiana Highway 59, thence over Indiana Highway 59 to Brazil, Ind., serving no intermediate points, (3) between Brazil, Ind., and Indianapolis, Ind., from Brazil over U. S. Highway 40 to Indianapolis, serving no intermediate points, and (4) between the junction U. S. Highways 36 and 41 at Rockville, Ind., and junction unnumbered highway and U. S. Highway 36 (approximately six miles north of Mecca, Ind.) from junction U. S. Highways 36 and 41 at Rockville, thence over U. S. Highway 41 to intersection unnumbered county road, thence over unnumbered county road to junction U. S. Highway 36, serving the intermediate point of Mecca, Ind. Restriction: The motor carrier service to be performed by said carrier shall be limited to service which is auxiliary to or supplemental of, the rail service of The Baltimore and Ohio Railroad Company. Said carrier shall not serve, or interchange traffic at any point not a station on the rail line of the said railroad. Shipments transported by said carrier shall be limited to those which it receives from and delivers to the said railroad under a through bill of lading, covering, in addition to a movement by said carrier, an immediately prior or immediately subsequent movement by rail.

NO. MC 114905, REGINALD L. McDEVITT, AUSTIN K. McDEVITT and PAULINE A. McDEVITT, doing business as R. L. McDEVITT AND SON, High St., Ellsworth, Maine. For authority to operate as a *common carrier* over regular routes, transporting: *General commodities*, except those of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment, moving in express service, for the Railway Express Agency, Incorporated, between Ellsworth, Maine and Sullivan (Waukeag Station) Maine, over U. S. Highway 1, serving the intermediate point of Hancock, Maine.

NO. MC 114919, WALTER WESTON, Driggs, Idaho. Applicant's attorney Harold S. Forbush, Driggs, Idaho. For authority to operate as a *contract carrier* over irregular routes, transporting: *Livestock, farm machinery, building materials and farm produce*, (1) from Driggs, Idaho and points in Teton County, Idaho, within 20 miles of Driggs, to Salt Lake City, Logan, Ogden and Midvale, Utah; (2) from Salt Lake City, Ogden, Brigham City and Logan, Utah, to points in Teton County, Idaho; and (3) between Driggs, Idaho and points within 20 miles of Driggs, and Idaho Falls, Idaho, on the one hand, and, on the other, Jackson, Wilson, Moran, Afton, Freedom, Etna, Alpine and Thayne, Wyo., and Butte, Dillon, Helena, Missoula, Anaconda, Bozeman, Livingston, Billings and Lewistown, Mont.

NO. MC 113922, ROBERT FLORA and STAN RUNDLE, doing business as FLORA & RUNDLE, Dodgeville, Wis. Applicant's attorney Claude J. Jasper, One West Main Street, Madison 3, Wis.

For authority to operate as a *common carrier*, over irregular routes, transporting: *Animal feed and poultry feed*, from Hammond, Ind. to Dodgeville and Mineral Point, Wis., and points within 15 miles of each.

NO. MC 114926, HAROLD T. MARTIN AND ERNEST W. MARTIN, doing business as H. T. MARTIN & SONS, R. D. #1, Narvon, Pa. Applicant's attorney: Maurice M. Green, 1515 Market Street, National Bank Building, Market at Juniper Street, Philadelphia, Pa. For authority to operate as a *contract carrier*, over irregular routes, transporting: *Un-crated new furniture*, from points in the Borough of Lititz, Lancaster County, Pa., and points within 10 miles of said borough, to points in New Jersey, New York, Delaware, Maryland, and the District of Columbia.

NO. MC 114927, BILLY PYLES, doing business as PYLES TRUCKING SERVICE, Route No. 2, Maysville, Ky. Applicant's attorney: Rudy Yessin, Smith, Reed & Leary, Sixth Floor, McClure Building, Frankfort, Ky. For authority to operate as a *common carrier* over irregular routes, transporting: *Feeds, seeds and fertilizer*, from Cincinnati, Ohio, and points within 10 miles thereof, to points in Mason and Fleming Counties, Ky.

NO. MC 114932, J. M. RUSSELL, doing business as CLEARVIEW GARDENS, 309 North Post Oak Lane, Houston, Texas. For authority to operate as a *common carrier* over irregular routes, transporting: *Perishable floral products*, (such as, but not limited to, cut flowers, picked, graded, in bundles and/or packaged, precooled, and packed in standard shipping boxes; nursery stock, grown in cans, pots, or balled and burlapped; and bedding plants, grown in containers, graded and placed in flats, then into wire bound boxes for shipment) between points in California, on the one hand, and, on the other, points in Texas, Louisiana, Arkansas, and Oklahoma. NOTE: There is a question as to whether or not authority is required for the transportation service applied for herein.

NO. MC 114935, EDWARD J. BRUSO, Speculator, N. Y. Applicant's attorney: John J. Brady, Jr., Brady & Brady, 75 State Street, Albany 7, N. Y. For authority to operate as a *contract carrier* over irregular routes, transporting: *Lumber*, from Speculator, N. Y., to points in New York, Massachusetts, Vermont, New Hampshire, Connecticut, New Jersey, Pennsylvania and Maine.

NO. MC 114940, JOHN WILLCOXSON, 408 West Chestnut Street, Bloomfield, Iowa. Applicant's attorney: William A. Landau, 1307 East Walnut Street, Des Moines 16, Iowa. For authority to operate as a *common carrier* over irregular routes, transporting: *Petroleum and petroleum products*, in bulk, in tank vehicles, as defined by the Commission in Ex Parte No. MC-45, between points in Iowa on and south of U. S. Highway 6 and on and east of U. S. Highway 69.

NO. MC 114942, ALEXANDER KARAFELIS, 50 Hunt Road, Chelmsford, Mass. Applicant's attorney: Edward J. DeSaulnier, Jr., 508-512 Sun Building, Lowell, Mass. For authority to operate as a *contract carrier* over irregular

routes, transporting: *Livestock, animal feeds, lumber wall board, and plywood*, between Billerica, Mass., on the one hand, and, on the other, points in New Hampshire within 50 miles of the Massachusetts-New Hampshire State line.

NO. MC 114943, DWAIN DUMMETT, doing business as DUMMETT TRANSPORT SERVICE, 825 Fifth Street, Sheldon, Iowa. Applicant's attorney: William A. Landau, 1307 East Walnut, Des Moines 16, Iowa. For authority to operate as a *common carrier* over irregular routes, transporting: *Petroleum and petroleum products*, in bulk, in tank vehicles, as defined by the Commission in Ex Parte No. MC-45, from: Council Bluffs, Clear Lake, Des Moines, Rock Rapids and Sioux City, Iowa, to points in Iowa on and north of U. S. Highway 20 and on and west of U. S. Highway 169.

APPLICATIONS OF MOTOR CARRIERS OF PASSENGERS

NO. MC 1501 SUB 89, THE GREYHOUND CORPORATION, 2600 Board of Trade Building, Chicago, Ill. Applicant's attorney: Jack R. Turney, Jr., 2001 Massachusetts Ave., N. W., Washington 6, D. C. For authority to operate as a *common carrier*, over regular routes, transporting: *Passengers, express, mail, newspapers, and baggage of passengers* in the same vehicle with passengers, between Point Clear, Ala., and Foley, Ala., over Alabama Highway 89. Applicant is authorized to conduct operations throughout the United States.

NO. MC 1501 SUB 91, THE GREYHOUND CORPORATION, 2600 Board of Trade Building, Chicago, Ill. Applicant's attorney: Jack R. Turney, Jr., 2001 Massachusetts Ave., N. W., Washington 6, D. C. For authority to operate as a *common carrier* over regular routes, transporting: *Passengers, express, mail, newspapers, and baggage of passengers* in the same vehicle, between Ocean Springs, Miss., and the Mississippi-Alabama State line over Relocated U. S. Highway 90, serving all intermediate points. Applicant is authorized to conduct operations throughout the United States.

NO. MC 1501 SUB 90, THE GREYHOUND CORPORATION, 2600 Board of Trade Building, Chicago, Ill. Applicant's attorney: Jack R. Turney, Jr., 2001 Massachusetts Ave., N. W., Washington 6, D. C. For authority to operate as a *common carrier* over regular routes, transporting: *Passengers, express, mail, newspapers, and baggage*, in the same vehicle with passengers between Bogalusa, La., and Poplarville, Miss., over Mississippi Highway 26, serving no intermediate points, as an alternate route in connection with applicant's regular-route operations (1) from Bogalusa, La., and Abita Springs, La., and (2) between Birmingham, Ala., and New Orleans, La. Applicant conducts operations throughout the United States.

NO. MC 84690 Sub 13 (Amended), NORTHERN PACIFIC TRANSPORT COMPANY, a corporation, 176 East 5th Street, St. Paul 1, Minn. For authority to operate as a *common carrier* over regular routes, transporting: *Passengers*

and their baggage, and express, newspapers and mail in the same vehicle with passengers (passengers to move on either Northern Pacific Railway Company tickets or Greyhound Bus tickets; express to move on Railway Express Agency billing) between Auburn, Wash., and Tacoma, Wash. (1) from Auburn over Washington Highway 5 to Stewart's Corner, thence over unnumbered county highway to Knutsens Corner, thence over Washington Highway 1-X to Fife, thence over U. S. Highway 99 to Tacoma, and return over the same routes serving no intermediate points, and also (2) from Auburn over Washington Highway 5 to Puyallup, thence over Washington Highway 5-D to Knutsens Corner, thence over Washington Highway 1-X to Fife, thence over U. S. Highway 99 to Tacoma, and return over the same routes, serving the intermediate points of Sumner and Puyallup, Wash. Applicant is authorized to conduct operations in Montana and Wyoming.

NO. MC 101883 SUB 2, CAVALLO BUS LINES, INC., 301 W. Osle Avenue, Gillespie, Ill. For authority to operate as a *common carrier* over irregular routes, transporting: *Passengers and their baggage* in the same vehicle with passengers, in round trip charter operations, from Prairietown, Worden, New Douglas, Livingston, and Litchfield, Ill., to St. Louis, Mo., and points in Missouri, and return. Applicant is authorized to conduct operations in Illinois and Missouri.

NO. MC 109495 SUB 4, (Amended), BRUNSWICK TRANSPORTATION COMPANY, INC., Corner Elm and Middle Streets, Brunswick, Maine. Applicant's attorney: Mary E. Kelley, 84 State Street, Boston 9, Mass. For authority to operate as a *common carrier*, over regular routes, transporting: *Passengers and their baggage*, in the same vehicle with passengers, (1) between Portland, Maine and Pownal, Maine, over Maine Highway 9 (also, via city streets, and unnumbered highway), (2) between Portland, Maine and Newhall, Maine, from Portland over Maine Highway 25 to Gorham, thence over Maine Highway 4 to South Windham, and thence over unnumbered highway to Newhall (also, from Portland over Maine Highway 25 to Newhall) (also, from Portland over Maine Highway 25 to junction Maine Highway 95, thence over Maine Highway 95 to junction Maine Highway 4, and thence over the above-specified route to Newhall), and return over the same routes; (3) between Richmond, Maine and Gardiner, Maine, over Maine Highway 24; (4) between Auburn, Maine and Togus, Maine, from Auburn over Maine Highway 126, via Gardiner, to junction Maine Highway 226, thence over Maine Highway 226 to junction unnumbered highway, and thence over unnumbered highway to Togus; and return over the same route; and (5) between Gorham, Maine and Sebago Lake, Maine, from Gorham over Maine Highway 25 to junction Maine Highway 35, and thence over Maine Highway 35 to Sebago Lake (also, from Gorham over Maine Highway 114 to Sebago Lake), and return over the same routes, service is proposed to and from

all intermediate points on the above-described routes. Applicant is authorized to conduct operations in Maine.

CORRECTIONS

Application of YELLOW TRANSIT FREIGHT LINES, INC., Kansas City, Mo., MC 112713 Sub 55 is the correct docket number assigned to instant application published on Page 5620, issue of Thursday September 2, 1954, in lieu of docket number MC 112712 Sub 55 as published.

APPLICATIONS UNDER SECTIONS 5 AND 210A (b)

NO. MC-F-5742. Authority sought for purchase by RANDOLPH ZETT HOWELL, doing business as HOWELL'S MOTOR FREIGHT, 1719 South Jefferson St., Roanoke, Va., of a portion of the operating rights and property of J. H. SMITH, FRED SMITH, and A. W. SMITH, (NANNIE SMITH, EXECUTRIX) doing business as SMITH'S TRANSFER & STORAGE, 30 Goodson St., Bristol, Va. Applicants' attorney: H. H. Haynes, 26½ Sixth St., Bristol, Tenn. Operating rights sought to be transferred: *Meats, meat products, and meat by-products, dairy products, and articles distributed by meat-packing houses, as defined by the Commission, new household furniture, new refrigerators, and other new electrical equipment, as a common carrier over irregular routes, between Bristol, Tenn.-Va., on the one hand, and, on the other, points in Virginia within 50 miles of Bristol, Tenn.-Va., and points in Tennessee within 30 miles of Bristol, Tenn.-Va., and used furniture, from points in Virginia within 50 miles of Bristol, Tenn.-Va., and points in Tennessee within 30 miles of Bristol, Tenn.-Va., to Bristol, Tenn.-Va.* Vendee is authorized to operate in Virginia, North Carolina, and South Carolina. Application has not been filed for temporary authority under section 210a (b)

NO. MC-F-5769. Authority sought for purchase by W. T. BYRNS MOTOR EXPRESS, INC., 646 Coffee St., Watertown, N. Y., of the operating rights of CHARLES J. DONNELLY, doing business as C. A. TUFFLEY EXPRESS, 921 Spencer St., Syracuse, N. Y., and for acquisition by LAWRENCE E. SMITH, Watertown, N. Y., of control of the operating rights through the purchase. Applicants' attorney: Norman M. Pinsky, 407 So. Warren St., Syracuse 2, N. Y. Operating rights sought to be transferred: *General commodities, with certain exceptions, as a common carrier over regular routes, between Syracuse, N. Y., and Oswego, N. Y., serving the intermediate points of Baldwinsville, Phoenix, and Fulton, N. Y.* Vendee is authorized to operate in New York, Pennsylvania, Massachusetts, New Jersey, Maryland, Delaware, Rhode Island, Connecticut, Illinois, Michigan, Ohio and the District of Columbia. Application has not been filed for temporary authority under section 210a (b)

NO. MC-F-5777. Authority sought for purchase by SOUTHERN PACIFIC TRANSPORT COMPANY, 810 North San Jacinto St., Houston, Tex., of a portion of the operating rights of INLAND

MOTOR FREIGHT LINES, INC. (FRANK BRACKENY, RECEIVER), 1300 N. Broadway, Corpus Christi, Tex., and for acquisition by SOUTHERN PACIFIC COMPANY, San Francisco, Calif., of control of said rights through the purchase. Person to whom correspondence is to be addressed: T. P. Kelly, 810 North San Jacinto St., Houston, Tex. Operating rights sought to be transferred: *General commodities, except those of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading, as a common carrier over regular routes, between San Antonio and Austin, Tex., between Luling and Austin, Tex., between Luling and San Marcos, Tex. and between Lockhard and Martindale, Tex., serving all intermediate points and the off-route points of Redwood and Staples, Tex.* Vendee is authorized to operate in Texas and Louisiana. Application has not been filed for temporary authority under section 210a (b)

NO. MC-F-5778. Authority sought for purchase by INSURED TRANSPORTERS, INC., 251 Park St., San Leandro, Calif., of the operating rights and property of CARL AUGUST WIGHOLM, doing business as CIVIC CENTER TRANSPORT SERVICE, 2299 Taylor St., San Francisco, Calif., and for acquisition by R. H. BERRY and R. S. KOENIG, San Leandro, Calif., of control of said operating rights through the purchase. Applicants' attorney: Reginald L. Vaughan, 1418 Mills Tower, San Francisco 4, Calif. Operating rights sought to be transferred: *Automobiles, embezzled, repossessed, abandoned, stolen, and wrecked (but rolling on their own wheels), in driveaway and towaway service, as a common carrier over irregular routes, between points in the United States.* Vendee is authorized to operate in California, Arizona, Montana, Oklahoma, Washington, Arkansas, Florida, Iowa, Louisiana, Michigan, Missouri, New Jersey, Nevada, Colorado, Oregon, Idaho, New Mexico, Texas, Utah, Wyoming, Alabama, Connecticut, Delaware, Illinois, Indiana, Georgia, Kansas, Kentucky, Maine, Maryland, Massachusetts, Minnesota, Mississippi, Nebraska, New Hampshire, New York, North Carolina, and South Dakota. Application has not been filed for temporary authority under section 210a (b).

NO. MC-F-5779. Authority sought for purchase by RINGLE TRUCK LINES, INC., 601 S. Grant St., Fowler, Ind., of the operating rights of C. E. DEXTER AND ROBERT H. FOURNIER, doing business as DEXTER AND FOURNIER TRUCKING SERVICE, 226 N. Market St., Hoopston, Ill., and for acquisition by GLEN and EVELYN RINGLE, Fowler, Ind., of control of the operating rights through the purchase. Applicants' attorney: George O. Cowan, 512 Illinois Bldg., Indianapolis 4, Ind. Operating rights sought to be transferred: *Household goods as defined by the Commission, as a common carrier, over irregular routes, between points in Vermillion County, Ill., on the one hand,*

and, on the other, points in Indiana, Iowa, Kentucky, Michigan, Missouri, and Ohio: *canned vegetables, from Hoopston, Ill., to points in Indiana, Iowa, Kentucky, Michigan, Missouri, and Ohio, and certain points in Wisconsin and Pennsylvania: livestock, from points in Vermillion County, Ill., to Indianapolis, Ind.; feed, malt beverages, gram, and grain products, from St. Louis, Mo., to points in Vermillion, Iroquois, and Ford Counties, Ill.; cannery machinery and cannery machinery parts, from Hoopston, Ill., to points in the United States, except certain points in Tennessee.* Vendee is authorized to operate in Indiana, Illinois, Ohio, Kentucky, Iowa, Missouri, West Virginia, Wisconsin, Nebraska, Tennessee, Alabama, Pennsylvania, and Michigan. Application has not been filed for temporary authority under section 210 (a) b.

NO. MC-F-5781. Authority sought for purchase by THURSTON MOTOR LINES, INC., Fender Street Extension, Wilson, N. C., of the operating rights and property of B & S MOTOR LINES, INC., Maple and Poplar Sts., Nashville, Tenn., and for acquisition by D. J. THURSTON, JR., Wilson, N. C., of control of the operating rights and property through the purchase. Person to whom correspondence is to be addressed: D. J. Thurston, Jr., P. O. Box 390, Wilson, N. C. Operating rights sought to be transferred: *General commodities, with certain exceptions, including household goods, as a common carrier over irregular routes, between Nashville, Murfreesboro, Cookeville, and Columbia, Tenn., on the one hand, and, on the other, Roanoke and Danville, Va., and points in North Carolina and South Carolina; and between Clover, S. C., and points in North Carolina and South Carolina within 35 miles of Clover, on the one hand, and, on the other, points in Tennessee.* Vendee is authorized to operate in North Carolina, South Carolina, Virginia, Georgia, and Florida. Application has not been filed for temporary authority under section 210a (b)

NO. MC-F-5783. Authority sought for purchase by PACIFIC MOTOR TRUCKING COMPANY, 65 Market St., San Francisco, Calif., of the operating rights and certain property of PACIFIC FREIGHT LINES, 2501 South Alameda St., Los Angeles, Calif., and for acquisition by SOUTHERN PACIFIC COMPANY, San Francisco, Calif., of control of said operating rights through the purchase. Person to whom correspondence is to be addressed: C. P. Hottle, 65 Market St., San Francisco, Calif. Operating rights sought to be transferred: *General commodities, with varying exceptions, including household goods, as a common carrier over regular routes, between numerous points in California and Arizona, including routes between Los Angeles and San Luis Obispo; Los Angeles and Ventura; Los Angeles and Calexico; Los Angeles and San Diego; Los Angeles and Fresno; Famoso and Fresno; Bakersfield and Avenal; Los Angeles and Laguna Beach; San Bernardino and Redlands; between Selma and San Francisco; Los Angeles and Tucson; serving numerous intermediate and off-*

route points; *salt, fresh meat, and packing-house products*, between San Diego, Calif., and Phoenix, Ariz.; *feeds*, over regular and irregular routes, from Phoenix, Ariz., to points in San Diego County, Calif. *General commodities*, with exceptions as specified above, over irregular routes, between points in Los Angeles; *petroleum products*, in bulk, in tank vehicles, from Fillmore, Calif., to points in Maricopa, Pima, Pinal, Yavapai, and Yuma Counties, Ariz., and points in those portions of Mohave and Coconino Counties, Ariz., south and east of the Colorado River. Vendee is authorized to operate in Oregon, California, Arizona, Texas and Nevada. Application has not been filed for temporary authority under section 210a (b)

APPLICATIONS FOR BROKERAGE LICENSES

NO. MC 12615, HOLIDAY HOUSE TRAVEL BUREAU, INC., 1701 State Road, Cuyahoga Falls, Ohio. For authority to conduct operations at Cuyahoga Falls, Ohio, as a *broker* in arranging for the transportation of *Passengers and their baggage*, in the same vehicle with passengers, in guided tours, from points in Summit County, Ohio, to points in Pennsylvania, West Virginia and Michigan, and return, in interstate or foreign commerce, by motor vehicle.

By the Commission.

[SEAL] GEORGE W. LAIRD,
Secretary.

[F. R. Doc. 54-7415; Filed, Sept. 21, 1954;
8:47 a. m.]

[4th Sec. Application 29693]

FURNITURE AND AMMUNITION BOXES,
FROM, TO, AND BETWEEN POINTS IN THE
SOUTHWEST

APPLICATION FOR RELIEF

SEPTEMBER 17, 1954.

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

Filed by F. C. Kratzmeir, Agent, for carriers parties to schedules shown in exhibit A of the application, pursuant to fourth-section order No. 17220.

Commodities involved: Furniture and ammunition boxes, carloads.

From, to, and between points in southwestern territory.

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. 54-7412; Filed, Sept. 21, 1954;
8:46 a. m.]

[4th Sec. Application 29694]

WOODEN FENCE POSTS FROM SALEM, MO.,
TO ILLINOIS, IOWA, MISSOURI, AND SOUTH
DAKOTA

APPLICATION FOR RELIEF

SEPTEMBER 17, 1954.

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: Fence posts, wooden, carloads.

From: Salem, Mo.

To: Points in Illinois, Iowa, Missouri, and South Dakota.

Grounds for relief: Rail competition, circuitry, grouping, and additional origin.

Schedules filed containing proposed rates: F. C. Kratzmeir, Agent, I. C. C. No. 3954, supp. 61.

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. 54-7413; Filed, Sept. 21, 1954;
8:47 a. m.]

[4th Sec. Application 29695]

FENCE POSTS FROM SALEM, MO., TO
WESTERN TRUNK-LINE TERRITORY

APPLICATION FOR RELIEF

SEPTEMBER 17, 1954.

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: Fence posts, wooden, carloads.

From: Salem, Mo.

To: Points in Colorado, Iowa, Kansas, Missouri, and Nebraska.

Grounds for relief: Rail competition, circuitry, grouping, and additional origin.

Schedules filed containing proposed rates: F. C. Kratzmeir, Agent, I. C. C. No. 3985, supp. 49.

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. 54-7414; Filed, Sept. 21, 1954;
8:47 a. m.]