

THE NATIONAL ARCHIVES
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1934
OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 2 NUMBER 55

Washington, Tuesday, March 23, 1937

POST OFFICE DEPARTMENT.

PURLOINING, STEALING, INJURING, OR COMMITTING DEPREDAATION AGAINST PERSONAL PROPERTY OF THE UNITED STATES

MARCH 18, 1937.

Section 2339, Postal Laws and Regulations of 1932, is hereby amended to read as follows:

2339. Whoever shall take and carry away or take for his own use, or for the use of another, with intent to steal or purloin, or shall willfully injure or commit any depredation against, any property of the United States, or any branch or department thereof, * * * shall be fined not more than \$10,000 or imprisoned not more than ten years, or both. (18 U. S. C., 82, as amended by the Act of June 18, 1934, 48 Stat., 996.)

[SEAL]

W. W. HOWES,
Acting Postmaster General.

[F. R. Doc. 37-807; Filed, March 22, 1937; 11:20 a. m.]

DEPARTMENT OF THE INTERIOR.

Bureau of Reclamation.

YUMA IRRIGATION PROJECT

PUBLIC NOTICE OF ANNUAL WATER CHARGES

[No. 47]

[Act of June 17, 1902, 32 Stat., 388, as amended or supplemented]

MARCH 5, 1937.

1. *Annual Operation and Maintenance Charges for Lands under Public Notice, Reservation Division.*—The annual operation and maintenance charge for the irrigation season of 1937, and thereafter until further notice, against all lands of the Reservation division of the Yuma irrigation project, Arizona-California, under public notice, shall be a minimum of two dollars and fifteen cents (\$2.15) per irrigable acre, whether water is used or not, which charge shall permit the delivery of not to exceed 5 acre-feet of water per acre on certain sandy areas shown on the list attached to public notices No. 31 dated April 14, 1931, No. 40, dated March 1, 1935, and No. 43, dated February 17, 1936, and as amended by the list attached to this public notice, and of not to exceed 4 acre-feet of water per acre on all other lands of this division; additional water shall be furnished at the rate of one dollar (\$1.00) per acre-foot. Where, in the opinion of the superintendent, it may be done without interference with other project requirements, upon written request filed in advance by the water users, water for reclaiming lands by the washing out of alkali, either by the usual leach methods or by growing rice or similar crop, will be furnished free of charge; and water in excess of the minimum amount herein provided, which is to be used for the

growing of fertilizer crops of no commercial value or which is to be used for the purpose of depositing silt upon the land, shall be furnished free of charge. All lands for which free water was served during the year 1936 will not again be served free water for the same area until evidence satisfactory to the project superintendent has been made that the water so granted free of charge during the year 1936 was applied to the land in sufficient quantities over a period of not less than 3 months, in which event water shall again be served free of charge provided the results accomplished during the preceding irrigation season were not satisfactory. All operation and maintenance charges shall be due and payable on March 1 of each year for the preceding irrigation season to the Agent-Cashier, Bureau of Reclamation, Yuma, Arizona.

2. *Annual Water Rental Charges for other Lands, Reservation Division.*—Lands not under public notice that can be irrigated from the present distribution system without further construction expense by the Bureau may secure irrigation water during the irrigation season of 1937 and thereafter until further notice under water rental contracts at a rate of two dollars and fifteen cents (\$2.15) per irrigable acre, which charge will permit the delivery of not to exceed 4 acre-feet of water per acre, and additional water will be furnished at the rate of one dollar (\$1.00) per acre-foot. All charges due under water rental contracts are payable in advance of the delivery of water. The minimum charge as specified shall be paid before any water is delivered during the current or subsequent seasons and all additional or excess water over the minimum of 4 acre-feet shall be paid for when ordered and prior to delivery. Refund will be made for excess water paid for but not used.

3. *Annual Water Rental Charge for Lands in the Valley Division not under Public Notice.*—Lands in the Valley division not under public notice which can be irrigated from the present distribution system without further construction expense by the United States may secure irrigation water during the calendar year 1937 and until further notice under water rental contracts at a rate of three dollars (\$3.00) per irrigable acre, which charge will permit the delivery of four acre-feet per acre. Additional water furnished will be charged for at the rate of one dollar (\$1.00) per acre-foot, payable in advance of delivery. All town lots that can be served under the present system may secure water under annual water rental contracts at the rate of five dollars (\$5.00) a lot and one dollar (\$1.00) for each additional lot in the same ownership, considering the maximum lot to be not over sixty (60) feet in width.

4. All payments under water rental contracts are due and payable in advance of the delivery of water to the Agent-Cashier, Bureau of Reclamation, Yuma, Arizona.

T. A. WALTERS,
First Assistant Secretary.



Published by the Division of the Federal Register, The National Archives, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. L. 500), under regulations prescribed by the Administrative Committee, with the approval of the President.

The Administrative Committee consists of the Archivist or Acting Archivist, an officer of the Department of Justice designated by the Attorney General, and the Public Printer or Acting Public Printer.

The daily issue of the FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for \$1 per month or \$10 per year; single copies 5 cents; payable in advance. Remit by money order payable to Superintendent of Documents, Government Printing Office, Washington, D. C.

Correspondence concerning the publication of the FEDERAL REGISTER should be addressed to the Director, Division of the Federal Register, The National Archives, Washington, D. C.

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LIST OF SANDY AREAS

To accompany Public Notice No. 47, dated March 5, 1937.

T. 16 S., R. 23 E., S. B. M., California

Section	Farm Unit or Description	Acres
6	"A"	10

[F. R. Doc. 37-804; Filed, March 22, 1937; 9:59 a. m.]

Division of Territories and Island Possessions.

THE ALASKA RAILROAD

TRANSPORTATION DEPARTMENT

ANCHORAGE, ALASKA, March 1, 1937.

Freight Circular No. 84-E

Subject: Local Freight Train Service.

To All Concerned:

Effective March 31, 1937, local freight train service will be as follows:

Northward	
Leave Seward-----	Wednesday-Saturday.
Leave Anchorage-----	Thursday-Sunday.
Leave Curry-----	Friday-Monday.
Leave Healy-----	Saturday-Tuesday.
Southward	
Leave Fairbanks-----	Sunday-Friday.
Leave Healy-----	Tuesday-Saturday.
Leave Curry-----	Wednesday-Sunday.
Leave Anchorage-----	Thursday-Monday.

Mixed train will leave Anchorage each Monday and Friday at 9:00 a. m. for Jonesville and return to Anchorage same day.

Bulletin No. 986 is cancelled March 31, 1937.

Authority Act March 12, 1914 and Executive Order No. 3861.

J. T. CUNNINGHAM,
Supt. of Transportation.

[F. R. Doc. 37-803; Filed, March 22, 1937; 9:58 a. m.]

THE ALASKA RAILROAD

TRANSPORTATION DEPARTMENT

ANCHORAGE, ALASKA, March 1, 1937.

Passenger Circular No. 154-A

Subject: Passenger Train Service:

To All Concerned:

Effective March 30, 1937, passenger service will be as follows:

Northward		Southward	
Tues.-Fri. 7:30 a. m. Lv.	Seward	Ar. 6:30 p. m.	Mon-Thur.
Tues.-Fri. 12:30 p. m. Ar.	Anchorage	Lv. 1:30 p. m.	Mon-Thur.
Tues.-Fri. 2:00 p. m. Lv.	Anchorage	Ar. 11:59 a. m.	Mon-Thur.
Tues.-Fri. 6:30 p. m. Lv.	Curry	Lv. 7:30 a. m.	Mon-Thur.
Wed.-Sat. 7:30 a. m. Lv.	Curry	Ar. 5:15 p. m.	Sun.-Wed.
Wed.-Sat. 11:59 a. m. Ar.	Healy	Lv. 12:40 p. m.	Sun.-Wed.
Wed.-Sat. 12:30 p. m. Lv.	Healy	Ar. 12:10 p. m.	Sun.-Wed.
Wed.-Sat. 4:15 p. m. Ar.	Fairbanks	Lv. 8:30 a. m.	Sun.-Wed.

Bulletin No. 985 is cancelled March 30, 1937.

Authority Act March 12, 1914 and Executive Order No. 3861.

J. T. CUNNINGHAM,
Supt. of Transportation.

[F. R. Doc. 37-802; Filed, March 22, 1937; 9:58 a. m.]

Office of Indian Affairs.

LEASING OF SEGREGATED COAL AND ASPHALT DEPOSITS IN CHOCTAW AND CHICKASAW NATIONS, OKLAHOMA.

Amendment to Section 5 of the Regulations Governing the Leasing of the Segregated Coal and Asphalt Deposits in the Choctaw and Chickasaw Nations, in Oklahoma, the adding of additional acreage to existing leases, and for an extension of time within which purchasers of such deposits may complete payments.

Section 5 of said regulations promulgated under authority of the Act of April 21, 1932 (47 Stat. 88), is hereby amended to read as follows:

All lessees shall be required to pay royalties under each lease as follows: On the production of all the mines developed and operated under each lease the sum of ten cents per ton of two thousand pounds on mine-run, or coal as it is taken from the mines, including that commonly called "slack". All royalties on coal mined in any month shall be due and payable on or before the 25th day of the month succeeding that in which the coal was mined.

Approved effective February 1, 1937.

OSCAR L. CHAPMAN,
Assistant Secretary.

[F. R. Doc. 37-805; Filed, March 22, 1937; 10:01 a. m.]

FEDERAL COMMUNICATIONS COMMISSION.

[AMENDMENT OF RULE 101.7]

PRACTICE BY ATTORNEYS AFTER SEPARATION FROM SERVICE OF COMMISSION

The Commission, at a General Session, held on March 17, 1937, amended Rule 101.7 to read as follows:

101.7. No person serving as an attorney at law in the Federal Communications Commission on or after July 1, 1935, shall be permitted to practice, appear, or act as an attorney in any case, claim, contest, or other proceeding before the Commission or before any Division or agency thereof until two years shall have elapsed after the separation of the said person from the said service. The provisions of this rule shall not apply to any person practicing, appearing or acting as an attorney in behalf of any municipality, or State or the Federal Government in any case, claim, contest, or other proceeding before the Commission or before any division or agency thereof. The term "attorney at law" includes attorney-examiner. Nothing herein shall be construed to prevent any former officer or employee of the Federal Communications Commission from appearing as a witness in any hearing, investigation, or other proceeding before it.

JOHN B. REYNOLDS,
Acting Secretary.

[F. R. Doc. 37-800; Filed, March 22, 1937; 9:56 a. m.]

CONTINUOUS RADIO WATCH ON CERTAIN SHIPS

The Commission, at a General Session, held on March 10, 1937, granted a further exemption from the requirement of a continuous radio watch on cargo ships of the United States of 5,500 gross tons or over for a further period from April 7, 1937 to and including August 6, 1937, provided that such ships maintain during that period a radio watch by means of a licensed operator of the proper grade of at least eight hours per day in the aggregate.

JOHN B. REYNOLDS,
Acting Secretary.

[F. R. Doc. 37-801; Filed, March 22, 1937; 9:56 a. m.]

[ORDER No. 28]

AUTOMATIC ALARM DEVICES, AMENDMENTS TO SHIP RADIO-TELEGRAPH SAFETY INSTRUCTIONS

The Telegraph Division, at a special meeting, held on March 10, 1937, adopted the Report of the Commission in Docket No. 4409, in the matter of the Approval or Disapproval of certain Automatic Alarm Devices, identified as Model A and Model B, together with attached Telegraph Division Order No. 28, and also approved certain amendments to Ship Radiotelegraph Safety Instructions.

JOHN B. REYNOLDS,
Acting Secretary.

It is hereby ordered that, effective the 10th day of July, 1937, automatic alarm devices described as Radiomarine Corporation of America "Model AR-8600 Auto Alarm" and "Mackey Radio and Telegraph Company Auto Alarm Type 101-A manufactured by Federal Telegraph Company" be, and the same are hereby approved unless the Commission within sixty days of the date hereof finds that the following conditions or any of them have not been met:

1. The manufacturer of each auto alarm shall furnish the Commission with two copies of a complete description including technical details and circuit diagrams of the production models of the approved alarms. No change shall be made in said auto alarms except after submission of such changes together with a description of all technical details to the Commission and approval by the Commission of such changes.

2. Each manufacturer shall furnish the Commission for its approval written instructions, for the use of the ship station radio operator and ship's officers, relative to the functioning of the auto alarm. (See paragraph 17 of the Ship Radiotelegraph Safety Instructions, as amended.)

3. The Radiomarine Corporation of America "Model AR-8600 Auto Alarm" shall meet the following requirements:

(a) An arrangement shall be provided to energize the audible alarms if and when the voltage of the 6-volt storage battery decreases to 4 volts and when this voltage fails altogether at the point where the battery circuit enters the auto alarm unit.

(b) An arrangement shall be provided to energize the audible alarms if and when the voltage of the 110-volt direct-current power supply decreases to 100 volts or less, or in lieu of energizing the audible alarms, the auto alarm may be automatically connected to a comparable substitute source of power supply producing a voltage of not less than 100 volts.

4. "Mackay Radio & Telegraph Company Auto Alarm type 101-A manufactured by Federal Telegraph Company" shall meet the following requirements.

(a) An arrangement shall be provided to energize the audible alarms if and when the voltage of the 24-volt storage battery fails altogether at the point where the battery circuit enters the auto alarm unit.

(b) The type of 90-volt direct current power supply utilized to operate the auto alarm receiver unit is optional. In cases where the 90-volt power supply is obtained from a source other than dry batteries, an arrangement shall be provided to energize the audible alarms if and when the voltage decreases to 65 volts or less, or in lieu of energizing the audible alarms, the auto alarm receiver may be automatically connected to a comparable substitute source of power supply producing a voltage of not less than 65 volts.

Provided, however, nothing contained herein shall constitute approval of these devices beyond the period ending December 31, 1938, unless prior to that time the Commission shall issue a supplemental order made in the light of experience in the use of the devices, and as a result of its studies as to what further requirements, if any, must be met in order to warrant approval of these devices for an additional period.

Should it be determined at any time that the requirements of the Commission as set forth in the specifications of October 1, 1935, as construed by the Commission's opinion or the requirements of this order, have been violated, the approval of the type of automatic alarm involved may be cancelled by the Commission.

The automatic alarm devices hereinabove referred to are approved pursuant to the provisions of Article 29-2 (c) of the International Convention for Safety of Life at Sea, London, 1929, and are approved, subject to the requirements of the Ship Radiotelegraph Safety Instructions issued by this Commission as amended by Change No. 1, dated March 10, 1937, for use on voyages, other than on the Great Lakes, only on cargo vessels of 5500 gross tons; or over; provided,

however, that either of said automatic alarm devices may be installed on any ship for use on any voyage in addition to any operator requirements.

Neither the type approval by the Commission of these automatic alarms nor the installation of an auto alarm on a vessel of the United States is to be construed as relieving any ship subject to the "Act to Require Apparatus and Operators for Radiocommunication on Certain Ocean Steamers" approved June 24, 1910, as amended by an act approved June 23, 1912 (commonly referred to as the "Ship Act") from full compliance therewith.

By the Commission, Telegraph Division.

JOHN B. REYNOLDS,
Acting Secretary.

[F. R. Doc. 37-799; Filed, March 22, 1937; 9:56 a. m.]

FEDERAL TRADE COMMISSION.

United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 18th day of March, A. D. 1937.

Commissioners: William A. Ayres, Chairman, Garland S. Ferguson, Jr., Charles H. March, Ewin L. Davis, Robert E. Freer.

[Docket No. 2785]

IN THE MATTER OF THE AMERICAN LAWN MOWER CORPORATION, A CORPORATION, TRADING AND DOING BUSINESS UNDER THE FIRM NAME AND STYLE OF RICHMOND SCHOOL FURNITURE COMPANY

ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress (38 Stat. 717; 15 U. S. C. A., Section 41),

It is ordered that W. W. Sheppard, an examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered that the taking of testimony in this proceeding begin on Saturday, April 3, 1937, at two o'clock in the afternoon of that day (central standard time), Room 206, Federal Building, Muncie, Indiana.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The examiner will then close the case and make his report.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 37-795; Filed, March 20, 1937; 9:53 a. m.]

United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 17th day of March, A. D. 1937.

Commissioners: William A. Ayres, Chairman, Garland S. Ferguson, Jr., Charles H. March, Ewin L. Davis, Robert E. Freer.

[Docket No. 2740]

IN THE MATTER OF W. H. BONIFIELD, TRADING AS CHICOPEE MEDICINE COMPANY

ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal

Trade Commission, under an Act of Congress (38 Stat. 717; 15 U. S. C. A., Section 41),

It is ordered that W. W. Sheppard, an examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered that the taking of testimony in this proceeding begin on Saturday, April 3, 1937, at ten o'clock in the forenoon of that day (central standard time) in Room 206, Federal Building, Muncie, Indiana.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The examiner will then close the case and make his report.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 37-796; Filed, March 20, 1937; 9:59 a. m.]

United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 17th day of March, A. D. 1937.

Commissioners: William A. Ayres, Chairman, Garland S. Ferguson, Jr., Charles H. March, Ewin L. Davis, Robert E. Freer.

[Docket No. 2731]

IN THE MATTER OF T. G. COOKE, DOING BUSINESS UNDER THE TRADE NAME AND STYLE OF INSTITUTE OF APPLIED SCIENCE

ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress (38 Stat. 717; 15 U. S. C. A., Section 41),

It is ordered that W. W. Sheppard, an examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered that the taking of testimony in this proceeding begin on Friday, April 9, 1937, at two o'clock in the afternoon of that day (central standard time), in room 1123, New Post Office Building, Chicago, Ill.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The examiner will then close the case and make his report.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 37-794; Filed, March 20, 1937; 9:58 a. m.]

United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 17th day of March, A. D., 1937.

Commissioners: William A. Ayres, Chairman, Garland S. Ferguson, Jr., Charles H. March, Ewin L. Davis, Robert E. Freer.

[Docket No. 2867]

IN THE MATTER OF HARTZ MOUNTAIN PRODUCTS, INC., A CORPORATION

ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress (38 Stat. 717; 15 U. S. C. A. Section 41),

It is ordered that W. W. Sheppard, an examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered that the taking of testimony in this proceeding begin on Monday, March 22, 1937, at ten o'clock in the forenoon of that day (eastern standard time), at room 509, Fifth Floor, Post Office Building, Baltimore, Maryland.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The examiner will then close the case and make his report.

By the Commission.

[SEAL]

OTIS B. JOHNSON, *Secretary*.

[F. R. Doc. 37-797; Filed, March 20, 1937; 9:59 a. m.]

United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 18th day of March, A. D. 1937.

Commissioners: William A. Ayres, Chairman, Garland S. Ferguson, Jr., Charles H. March, Ewin L. Davis, Robert E. Freer.

[Docket No. 3048]

IN THE MATTER OF PEDODYNE COMPANY, INC., A CORPORATION, GEORGE J. KATZ, INDIVIDUALLY AND AS PRESIDENT OF PEDODYNE COMPANY, INC., ROSE M. KATZ, INDIVIDUALLY AND AS VICE PRESIDENT AND TREASURER OF PEDODYNE COMPANY, INC., AND ROBERT L. KEATS, ALSO KNOWN AS ROBERT L. KATZ, INDIVIDUALLY AND AS SECRETARY OF PEDODYNE COMPANY, INC.

ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress (38 Stat. 717; 15 U. S. C. A., Section 41),

It is ordered that W. W. Sheppard, an examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered that the taking of testimony in this proceeding begin on Monday, April 12, 1937, at ten o'clock in the forenoon of that day (central standard time), in room 1123 New Post Office Building, Chicago, Ill.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The examiner will then close the case and make his report.

By the Commission.

[SEAL]

OTIS B. JOHNSON, *Secretary*.

[F. R. Doc. 37-798; Filed, March 20, 1937; 9:59 a. m.]

Commissioners: William A. Ayres, Chairman, Garland S. Ferguson, Jr., Charles H. March, Ewin L. Davis, Robert E. Freer.

[File No. 21-302]

IN THE MATTER OF PROPOSED TRADE PRACTICE RULES FOR THE WET GROUND MICA INDUSTRY

NOTICE OF OPPORTUNITY TO OFFER SUGGESTIONS OR OBJECTIONS

This matter now being before the Federal Trade Commission under its Trade Practice Conference procedure, in pursuance of the Act of Congress approved September 26, 1914 (38 Stat. 717);

Opportunity is hereby extended by the Federal Trade Commission to any and all persons affected by or having an interest in the proposed trade practice rules for the Wet

Ground Mica Industry, to present to the Commission their views upon the same, including suggestions or objections, if any. For this purpose they may, upon application to the Commission, obtain copies of the proposed rules. Communications of such views should be made to the Commission not later than April 8, 1937, which communications will be for the public record. After giving due consideration to such suggestions or objections as may be received concerning the proposed rules, the Commission will proceed to their final consideration.

By direction of the Commission.

[SEAL]

OTIS B. JOHNSON, *Secretary*.

Entered: March 19, 1937.

[F. R. Doc. 37-806; Filed, March 22, 1937; 10:48 a. m.]

RURAL ELECTRIFICATION ADMINISTRATION.

[Administrative Order No. 74]

ALLOCATION OF FUNDS FOR LOANS

MARCH 19, 1937.

By virtue of the authority vested in me by the provisions of Section 4 of the Rural Electrification Act of 1936, I hereby allocate, from the sums authorized by said Act, funds for Loans for the projects and in the amounts as set forth in the following schedule:

Project Designation:	Amount
Nebraska 44 W Cass.....	\$10,000
Texas 49 Denton.....	530,000

JOHN M. CARMODY, *Administrator*.

[F. R. Doc. 37-793; Filed, March 20, 1937; 9:46 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 20th day of March, A. D. 1937.

[File No. 31-386]

IN THE MATTER OF THE APPLICATION OF EASTERN SHORE GAS COMPANY

NOTICE OF AND ORDER FOR HEARING

An application having been duly filed with this Commission, by Eastern Shore Gas Company, pursuant to Section 2 (a) (4) of the Public Utility Holding Company Act of 1935, for exemption as a gas-utility company from the provisions of said Act,

It is ordered that a hearing on such matter be held on April 8, 1937, at 10:00 o'clock in the forenoon of that day at Room 726-C, Securities and Exchange Building, 1778 Pennsylvania Avenue NW., Washington, D. C.; and

Notice of such hearing is hereby given to said party and to any interested State, State commission, State securities commission, municipality, and any other political subdivision of a State, and to any representative of interested consumers or security holders, and any other person whose participation in such proceeding may be in the public interest or for the protection of investors or consumers. It is requested that any person desiring to be heard or to be admitted as a party to such proceeding shall file a notice to that effect with the Commission on or before April 3, 1937.

It is further ordered that Charles S. Moore, an officer of the Commission, be and he hereby is designated to preside at such hearing, and authorized to adjourn said hearing from time to time, to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, and require the production of any books, papers, correspondence, memoranda, contracts, agreements, or other rec-

ords deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law.

Upon the completion of the taking of testimony in this matter, the officer conducting said hearing is directed to close the hearing and make his report to the Commission. By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 37-810; Filed, March 22, 1937; 12:39 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 20th day of March, A. D. 1937.

[File No. 31-387]

IN THE MATTER OF THE APPLICATION OF EASTERN SHORE GAS COMPANY OF VIRGINIA, INC.

NOTICE OF AND ORDER FOR HEARING

An application having been duly filed with this Commission, by Eastern Shore Gas Company of Virginia, Inc., pursuant to Section 2 (a) (4) of the Public Utility Holding Company Act of 1935, for exemption as a gas-utility Company from the provisions of said Act,

It is ordered that a hearing on such matter be held on April 8, 1937, at 10:00 o'clock in the forenoon of that day at Room 726-C, Securities and Exchange Building, 1778 Pennsylvania Avenue NW., Washington, D. C.; and

Notice of such hearing is hereby given to said party and to any interested State, State commission, State securities commission, municipality, and any other political subdivision of a State, and to any representative of interested consumers or security holders, and any other person whose participation in such proceeding may be in the public interest or for the protection of investors or consumers. It is requested that any person desiring to be heard or to be admitted as a party to such proceeding shall file a notice to that effect with the Commission on or before April 3, 1937.

It is further ordered that Charles S. Moore, an officer of the Commission, be and he hereby is designated to preside at such hearing, and authorized to adjourn said hearing from time to time, to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, and require the production of any books, papers, correspondence, memoranda, contracts, agreements, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law.

Upon the completion of the taking of testimony in this matter, the officer conducting said hearing is directed to close the hearing and make his report to the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 37-809; Filed, March 22, 1937; 12:39 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 20th day of March, A. D. 1937.

[File No. 51-1]

IN THE MATTER OF ILLINOIS POWER AND LIGHT CORPORATION

NOTICE OF AND ORDER FOR HEARING

An application having been duly filed with this Commission, by Illinois Power and Light Corporation, a subsidiary of a registered holding company, under Rule 12C-2, promulgated pursuant to Sections 12 (c) and 20 (a) of the Public Utility Holding Company Act of 1935, for an order authoriz-

ing the applicant to charge against paid-in surplus resulting from a proposed reduction of its capitalization (1) any and all cash payments on certain Dividend Arrears Certificates proposed to be issued by the applicant, and (2) a dividend of 50¢ per share, aggregating \$20,000, proposed to be paid on 40,000 shares of the 6% Cumulative Preferred Stock of the applicant. The applicant has previously filed an application pursuant to Section 11 (g) of the Act for a report by the Commission on its proposed Plan of Recapitalization involving the reclassification and change of its capital stock presently outstanding, and a declaration pursuant to Section 7 of the Act with respect to the issuance and exchange of securities pursuant to such Plan of Recapitalization.

It is ordered that a hearing on such matter be held on April 8th, 1937, at 10:00 o'clock in the forenoon of that day at Room 1101, Securities and Exchange Building, 1778 Pennsylvania Avenue NW., Washington, D. C.; and

Notice of such hearing is hereby given to said party and to any interested State, State commission, State securities commission, municipality, and any other political subdivision of a State, and to any representative of interested consumers or security holders, and any other person whose participation in such proceeding may be in the public interest or for the protection of investors or consumers. It is requested that any person desiring to be heard or to be admitted as a party to such proceeding shall file a notice to that effect with the Commission on or before the 3rd day of April, 1937.

It is further ordered that Robert P. Reeder, an officer of the Commission, be and he hereby is designated to preside at such hearing, and authorized to adjourn said hearing from time to time, to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, and require the production of any books, papers, correspondence, memoranda, contracts, agreements, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law.

Upon the completion of the taking of testimony in this matter, the officer conducting said hearing is directed to close the hearing and make his report to the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 37-811; Filed, March 22, 1937; 12:39 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its Office in the City of Washington, D. C., on the 20th day of March, A. D., 1937.

IN THE MATTER OF AN OFFERING SHEET OF A ROYALTY INTEREST IN THE AMERADA-TRANSWESTERN-SUENRAM FARM, FILED ON FEBRUARY 2, 1937, BY S. LEROY ESTES, RESPONDENT

CONSENT TO WITHDRAWAL OF FILING OF OFFERING SHEET AND ORDER TERMINATING PROCEEDING

The Securities and Exchange Commission, having been informed by the respondent that no sales of any of the interests covered by the offering sheet described in the title hereof have been made, and finding, upon the basis of such information, that the withdrawal of the filing of the said offering sheet, requested by such respondent, will be consistent with the public interest and the protection of investors, consents to the withdrawal of such filing but not to the removal of the said offering sheet, or any papers with reference thereto, from the files of the Commission; and

It is ordered that the Order for Hearing and Order Designating a Trial Examiner, heretofore entered in this proceeding,¹ be and the same are hereby revoked and the said proceeding terminated.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 37-812; Filed, March 22, 1937; 12:40 p. m.]

¹ 2 F. R. 624.

*United States of America—Before the Securities
and Exchange Commission*

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 19th day of March, A. D., 1937.

[File No. 46-32]

IN THE MATTER OF NATIONAL GAS & ELECTRIC CORPORATION,
THE INDUSTRIAL GAS COMPANY, GAS PRODUCING COMPANY
OF OHIO

ORDER APPROVING ACQUISITION OF SECURITIES AND OTHER BUSINESS
INTERESTS PURSUANT TO SECTION 10 OF THE PUBLIC UTILITY
HOLDING COMPANY ACT OF 1935

National Gas & Electric Corporation and its two wholly-owned subsidiaries, The Industrial Gas Company and Gas Producing Company of Ohio, having filed an application, and amendments thereto, with the Commission pursuant to Section 10 (a) of the Public Utility Holding Company Act of 1935 for the approval of the acquisition by National Gas & Electric Corporation of all the properties and assets of Mid-East Gas Company and the Zane Gas Company, of the physical properties of Kenova Gas and Oil Company located in Muskingum County, Ohio, of such physical properties of Kemrow Company that are owned jointly with Kenova Gas and Oil Company located in Muskingum County, Ohio, and of 401 shares of the common stock of the Fritz Oil and Gas Company; and the resale of the physical properties so acquired by National Gas & Electric Corporation to The Industrial Gas Company and Gas Producing Company of Ohio, which latter companies, as a part of such transactions, will issue certain securities to National Gas & Electric Corporation;

Notice and opportunity for hearing on said application having been duly given,¹ representatives of the applicants having appeared and testified, the record in this matter having been duly considered; and the Commission having duly made and filed its findings herein;

It is ordered that such acquisitions be, and the same are hereby approved, on condition that such acquisitions shall be made in substantial compliance with the terms and conditions set forth in the applications and the amendments thereto;

It is further ordered, that promptly upon effecting such acquisitions, the applicants shall notify the Commission that they have acquired valid title to the above-mentioned assets and securities, and that such acquisitions have been effected in accordance with the terms and conditions set forth in the application and the amendments thereto.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 37-808; Filed, March 22, 1937; 12:39 p. m.]

*United States of America—Before the Securities
and Exchange Commission*

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 19th day of March, A. D., 1937.

IN THE MATTER OF AN OFFERING SHEET OF A ROYALTY INTEREST
IN THE BRITISH-AMERICAN-McNABB PARK, BLOCK #9, FARM,
FILED ON MARCH 15, 1937, BY R. E. PITTS, RESPONDENT

SUSPENSION ORDER, ORDER FOR REHEARING (UNDER RULE 340 (A)),
AND ORDER DESIGNATING TRIAL EXAMINER

The Securities and Exchange Commission, having reasonable grounds to believe, and therefore alleging, that the offering sheet described in the title hereof and filed by the respondent named therein is incomplete or inaccurate in the following material respects, to wit:

(1) In that it appears that title to portions of the block described in Exhibit B is involved in litigation as a result of which the royalty payments relating to those portions of

said block involved in such litigation are being currently impounded and the offering sheet does not disclose such litigation or whether the interests offered by said offering sheet are, or are not, involved in or affected by such litigation;

(2) In that in Exhibit A the legend is incomplete by reason of the fact that the symbol for an abandoned well is omitted;

It is ordered, pursuant to Rule 340 (a) of the Commission's General Rules and Regulations under the Securities Act of 1933, as amended, that the effectiveness of the filing of said offering sheet be, and hereby is, suspended until the 18th day of April, 1937; that an opportunity for hearing be given to the said respondent for the purpose of determining the material completeness or accuracy of the said offering sheet in the respects in which it is herein alleged to be incomplete or inaccurate, and whether the said order of suspension shall be revoked or continued; and

It is further ordered that Charles S. Lobingier, an officer of the Commission be, and hereby is, designated as trial examiner to preside at such hearing, to continue or adjourn the said hearing from time to time, to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, consider any amendments to said offering sheet as may be filed prior to the conclusion of the hearing, and require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law; and

It is further ordered that the taking of testimony in this proceeding commence on the 2nd day of April 1937 at 11:00 o'clock in the forenoon, at the office of the Securities and Exchange Commission, 18th Street and Pennsylvania Avenue, Washington, D. C., and continue thereafter at such times and places as said examiner may designate.

Upon the completion of testimony in this matter the examiner is directed to close the hearing and make his report to the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 37-813; Filed, March 22, 1937; 12:40 p. m.]

*United States of America—Before the Securities
and Exchange Commission*

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 19th day of March, A. D. 1937.

IN THE MATTER OF AN OFFERING SHEET OF A WORKING INTEREST
IN THE WILLIAMS-SANTA FE-PACIFIC R. R. FARM, FILED ON
MARCH 15, 1937, BY H. L. WILLIAMS, RESPONDENT

SUSPENSION ORDER, ORDER FOR HEARING (UNDER RULE 340 (A)),
AND ORDER DESIGNATING TRIAL EXAMINER

The Securities and Exchange Commission, having reasonable grounds to believe, and therefore alleging, that the offering sheet described in the title hereof and filed by the respondent named therein is incomplete or inaccurate in the following material respects, to wit:

(1) In that the number of barrels of oil in which the smallest fractional interest proposed to be offered will be entitled to participate is not correctly figured;

(2) In that Item 3 (b) omits the size of the interest of the lessee;

(3) In that the statement made under Division II, Item 16 (b), disagrees with the information disclosed in Exhibit B;

(4) In that the statement following Item 16 (b) does not coincide with the language provided for such statement in Schedule D;

(5) In that the figure set forth for the approximate cost of drilling and completing the well under Division II, Item 21, is not in accord with the information given under Division II, Item 13; nor can the statement made under Division II, Item 13, be reconciled with the information set forth under Division II, Item 23;

¹ 2 F. R. 470.

(6) In that the information given under Division II, Item 24 (b), is incomplete and might, therefore, be misleading;

(7) In that the answer to Division II, Item 24 (c), is incomplete by reason of the fact that it does not set forth sufficient information to comply with the requirements of Schedule D;

(8) In that the statement made in Division II, Item 25, may be inaccurate and misleading by reason of the fact that the word "none" prefaces the answer to the question;

It is ordered, pursuant to Rule 340 (a) of the Commission's General Rules and Regulations under the Securities Act of 1933, as amended, that the effectiveness of the filing of said offering sheet be, and hereby is, suspended until the 18th day of April, 1937; that an opportunity for hearing be given to the said respondent for the purpose of determining the material completeness or accuracy of the said offering sheet in the respects in which it is herein alleged to be incomplete or inaccurate, and whether the said order of suspension shall be revoked or continued; and

It is further ordered that Charles S. Lobingier, an officer of the Commission be, and hereby is, designated as trial examiner to preside at such hearing, to continue or adjourn the said hearing from time to time, to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, consider any amendments to said offering sheet as may be filed prior to the conclusion of the hearing, and require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law; and

It is further ordered that the taking of testimony in this proceeding commence on the 2nd day of April, 1937, at 10:30 o'clock in the forenoon, at the office of the Securities and Exchange Commission, 18th Street and Pennsylvania Avenue, Washington, D. C., and continue thereafter at such times and places as said examiner may designate.

Upon the completion of testimony in this matter the examiner is directed to close the hearing and make his report to the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 37-814; Filed, March 22, 1937; 12:40 p. m.]

UNITED STATES MARITIME COMMISSION.

[General Order No. 7]

REGULATIONS FOR FILING APPLICATIONS UNDER TITLE V, MERCHANT MARINE ACT, 1936, FOR CONSTRUCTION-DIFFERENTIAL SUBSIDIES

The United States Maritime Commission, acting pursuant to the authority conferred upon it by the Merchant Marine Act of 1936, particularly Title V thereof, and finding that Regulations for filing applications for construction-differential subsidies are necessary and appropriate to carry out the provisions of said Title V of said Act, hereby adopts the Regulations for filing applications under Title V of the Act, which have been promulgated this day.

By order of the United States Maritime Commission.

TELFAR KNIGHT, *Secretary*.

MARCH 19, 1937.

REGULATIONS

By virtue of the authority vested in the United States Maritime Commission by the act entitled, "An Act to further the development and maintenance of an adequate and well-balanced American merchant marine, to promote the commerce of the United States, to aid in the national defense, to repeal certain former legislation, and for other purposes" (Act of June 29, 1936, Public No. 835, 74th Cong.), and in order to establish uniform procedure under Title V of said Act, particularly with reference to applications for construc-

tion-differential subsidies to aid in the construction of new vessels for operation in the foreign commerce of the United States, the following regulations are hereby prescribed:

Note 1.—These regulations supersede the former "Information For Applicants For Construction Loans" and the former "Standard Instructions".

Note 2.—These regulations do not apply to applications for construction-differential subsidies to aid in the reconstruction or reconditioning of vessels pursuant to the pro-struction-differential subsidy in accordance with the pro-aid in the construction of new vessels to be operated in the domestic trade pursuant to sec. 509 of the Act.

ARTICLE I. DEFINITIONS

(a) Citizen of the United States. For the purposes of these regulations, no corporation, partnership, or association shall be deemed a citizen of the United States unless it is a citizen of the United States within the meaning of sec. 2, Shipping Act, 1916, as amended (U. S. C., Title 46, sec. 802).

(b) The Act. The Merchant Marine Act, 1936.

(c) The Commission. United States Maritime Commission.

ARTICLE II. PROCEDURE

SEC. 1. Application.—The Commission will consider the application of any citizen of the United States for a construction-differential subsidy in accordance with the provisions of Title V of the Act when submitted in compliance with the requirements of these regulations.

SEC. 2. General nature of information to be furnished.—The purpose of the information requested in these regulations is to enable the Commission to determine (1) that the applicant is a citizen of the United States; (2) that the service, route, or line operated or proposed to be operated by the applicant is essential for the promotion, development, expansion, and maintenance of the foreign commerce of the United States; (3) that the service, route, or line requires a new vessel of modern and economical design to meet foreign-flag competition and to promote the foreign commerce of the United States; (4) that the plans and specifications call for a new vessel which will meet the needs of the service, route, or line and the requirements of commerce; (5) that the applicant possesses the ability, experience, financial resources, and other qualifications necessary to enable it to operate and maintain the proposed new vessel in such service or on such route or line, and to maintain and continue adequate service on said route or line, including replacement of worn-out or obsolete tonnage with new and modern ships; (6) and that the granting of the aid applied for is reasonably calculated to carry out effectively the purposes and policy of the Act.

SEC. 3. The Commission may require the applicant to furnish information other than that hereinafter required, and when submitted such information shall be deemed part of the original application.

SEC. 4. General Instructions.—(a) Applications shall be addressed to the United States Maritime Commission, Washington, D. C., and shall bear a title substantially as follows: "Application of (Name of Applicant) for a construction-differential subsidy for the construction of a new vessel in accordance with the provisions of Title V, Merchant Marine Act, 1936." Six copies of each application shall be filed with the Secretary of the Commission at Washington, D. C.

(b) Each application shall be submitted over the signature of a responsible officer of the applicant, whose title is indicated, and shall close with the following statement sworn to by such officer on behalf of the applicant:

That the applicant is a citizen of the United States within the meaning of the Shipping Act, 1916, as amended (U. S. C., Title 46, sec. 802), and that this application is made for the purpose of inducing the United States Maritime Commission to grant to the applicant a construction-differential subsidy for the construction of a new vessel in accordance with the provisions of Title V, Merchant Marine Act, 1936; that the facts, statements, and representations contained in this application were either prepared by me or prepared at my direction and under my supervision

for and on behalf of applicant and are full and complete, accurate and true, to the best of my knowledge, information and belief.

(c) The applicant shall furnish the information required by these regulations set out in the order provided herein and the information required should be tabulated whenever possible. For the purpose of such tabulation, information requested under separate subsections of these regulations may be combined, provided reference is made to the combined subsections.

The applicant shall report in detail all material changes in any of the facts set out in its application occurring while such application is pending before the Commission.

(d) Approval of any application shall not be construed as binding the Commission or the United States to grant to the applicant a construction-differential subsidy.

(e) The filing of an application for a construction-differential subsidy pursuant to these regulations shall be construed as authorizing the Commission to examine and audit the books, records, papers, and documents of the applicant, and of its holding, affiliated, or subsidiary companies, for the purposes of verifying or amplifying any of the facts, statements, or representations submitted in the application so filed.

ARTICLE III. CITIZENSHIP, IDENTIFICATION, AND FINANCIAL STATEMENTS

State or furnish the following particulars:

Sec. 1. *Citizenship and identification.*—(a) Full business name of applicant.

(b) State of incorporation. If applicant is an individual, firm, or partnership, give state of organization.

(c) Date of incorporation or organization.

(d) Location and address of principal place of business.

(e) Location and address of branch offices.

(f) Attach to the application a certified copy of the articles of incorporation and by-laws with all amendments thereto. If applicant is a partnership, attach certified copy of partnership agreement, as amended.

(g) Name, address, and nationality of all officers and directors, giving title of each and amounts of stock in each class owned by each. If applicant is a partnership, the name, address, and nationality of all partners, including limited partners.

(h) A list of all stockholders of record, showing the name and address of each stockholder and the number of shares of stock in each class owned by each stockholder.

(i) The terms of all voting agreements, voting trusts, or any arrangement whereby the voting rights in any stock of the applicant are owned, controlled, or exercised, or whereby the control of the applicant is in any way exercised by any person, firm, partnership, corporation, or association not the holder of legal title to such stock. Give the name, address, nationality, and business of any such person, firm, partnership, corporation, or association.

(j) A chart showing in full the holding, subsidiary, affiliated, and associate companies of the applicant, listing the directors, officers, and persons holding a majority of the stock in each of such companies.

Sec. 2. *Financial Statements.*—(a) State the capital stock of applicant, authorized and outstanding. Segregate according to class and give in full the incidents of each class.

(b) Furnish a balance sheet as of the end of the calendar year immediately preceding date of application of the applicant and of each holding, subsidiary, and affiliated company on appropriate exhibits and supporting schedules as included in the annual report and general financial statement prescribed by the Commission for that year.

(c) Furnish a surplus statement of the applicant for each of the four calendar years immediately preceding the year for which information is prepared under subsection (b) above on the regular surplus schedule as prescribed by the Commission in the aforesaid annual report and financial statement.

(d) Furnish an income statement of the applicant for the five calendar years immediately preceding the date of application on appropriate exhibit and all supporting schedules as included in the aforesaid annual report and financial statement prescribed by the Commission.

(e) Furnish for the calendar year during which application is filed a monthly income statement accumulated to the end of the month immediately preceding the date of the application and indicate the adjustments to surplus, if any, made during such period.

(f) All balance sheets and financial statements required by this section shall be duly certified by the principal finance or accounting officer of the applicant.

(g) State whether applicant has gone through any reorganization within ten years prior to date of application. If so, give full details as to the circumstances thereof.

(h) If applicant proposes to pay the Commission a sum equal to 25 per centum of the construction cost of the vessel to be paid to the Commission (excluding cost of national-defense features), pursuant to the provisions of sec. 502 (c) of the Act, state whether the amount of such cash payment is to be made from current assets or through issuance and sale of capital stock, and if the latter, give full particulars.

(i) If applicant proposes to finance the construction of the proposed vessel pursuant to the provisions of sec. 504 of the Act, state whether such proposed financing is to be borne by applicant from current assets or through issuance and sale of capital stock, and if the latter, give full particulars.

ARTICLE IV. SERVICES, ROUTES, OR LINES—ABILITY AND EXPERIENCE

(Wherever in this article the applicant is required to give the size of a vessel, the gross, net, and deadweight tonnage whenever possible should be stated)

Sec. 1. *Existing Services, Routes, or Lines.*—If applicant owns or operates vessels on a service, route, or line on which the proposed new vessel is to be operated, state the following information:

(a) Full details concerning the services, routes, or lines on which the applicant now owns or operates vessels including ports of call, terminal and dock facilities at all such ports, frequency of sailings per year, description of services and voyages, and number, name, age, size, type, speed, and registry of the vessels segregated according to services, routes, or lines.

(b) Type and kind of cargo now carried in the trade so served, and any information the applicant may have as to how the service or line may be developed for carrying additional types and kinds of cargo, and any factors, domestic or foreign, influencing cargo expectations for the future.

(c) If applicant proposes to replace a vessel now operated exclusively on a service, route, or line with said proposed new vessel, state:

(1) Name of the vessel proposed to be replaced and reasons for considering that such vessel is obsolete or inadequate for successful operation in such trade.

(2) Whether or not the applicant proposes to offer such vessel for sale to the Commission pursuant to the provisions of sec. 507 of the Act.

(d) State the changes, if any, in existing services, routes, or lines applicant contemplates effecting through the proposed construction of a new vessel and the reasons therefor.

Sec. 2. *Ability and Experience.*—State the periods of time with approximate dates that the applicant and its officers and employees have been engaged in executive capacity in the operation of vessels on services, routes, or lines in foreign commerce. Give statement of operating experience of applicant and such officers and employees.

Sec. 3. *Competing Services.*—(a) State whether or not other American or foreign owned vessels are now being operated in competition with applicant on the service, route, or line in foreign commerce on which the proposed new vessel is to be operated, and if so, state the name of the line and the owner and operator thereof, ports of call, frequency

of sailings per year, description of services and voyages, and the name, age, size, type, speed, and registry of each vessel so operated.

(b) State any information the applicant has concerning proposed vessel construction or replacement by such foreign owners or operators.

SEC. 4. *New Services, Routes, or Lines.*—If applicant proposes to establish a new service, route, or line, state the following information:

(a) Full details concerning the proposed service, route, or line to be established, including ports of call, terminal and dock facilities at all such ports, frequency of sailings per year, description of proposed service and voyages, and the number, age, size, type, and speed of vessels to be operated on such service, route, or line.

(b) Type and kind of cargo expected to be carried, and any factors, domestic and foreign, influencing cargo expectations and pertinent information in respect to the potentialities of the trade.

ARTICLE V. GENERAL CHARACTERISTICS OF THE VESSEL

SEC. 1. The applicant shall furnish the general characteristics of the proposed new vessel including principal dimensions; gross and deadweight tonnage; bale and grain capacities of all cargo holds; capacities of all tanks, storage spaces, refrigerator cargo spaces and separately chilled cargo spaces; number and classes of passenger accommodations; type and power, and in case of steam machinery, the gauge pressure, total temperature, and vacuum expected of propulsive machinery; kind of fuel to be burned; and sustained sea speed at designed load draft.

SEC. 2. A comprehensive general description of the vessel shall be furnished, including a statement, by reference to and illustration from, the plans and specifications to be furnished, how the proposed construction will result in a vessel which will meet the needs of the service, route, or line for which intended, and the requirements of commerce with emphasis on the following factors—

(a) Cargo accommodations—cargo space and fittings and appliances for handling and stowing cargo.

(b) Passenger accommodations.

(c) Construction and design.

(d) Accommodations for officers and crews.

SEC. 3. *Furnish plans showing.*—

Outboard profile.

Inboard profile.

General arrangement of all decks and holds.

Midship section.

General arrangement of machinery, including the refrigerating machinery and any other special machinery as well as propulsive machinery.

ARTICLE VI. ADDITIONAL VESSEL DATA

After the foregoing information required under Articles I to V, inclusive, has been received and considered by the Commission, the applicant shall, when requested by the Commission, furnish the following information or data with respect to the vessel. Such information or data when so requested and furnished shall become a part of the application.

SEC. 1. *Hull Specifications.*—These specifications are to be in sufficient detail to cover fully the construction of the hull and shall include the following data:

Dimensions.

Block, prismatic and other coefficients.

Designed drafts, light and loaded.

Metacentric heights at full load, $\frac{2}{3}$ cargo, $\frac{1}{3}$ cargo, and at light condition.

Sustained sea speed at designed load draft (to be demonstrated as hereinafter required).

Radius of action at sustained sea speed at designed load draft.

Standard of subdivision adopted.

Bale and grain capacities of all cargo holds. Capacities of all tanks, store spaces, refrigerated cargo spaces, and chilled cargo spaces, in cubic feet.

Estimated deadweight and gross tonnage.

Total displacement.

SEC. 2. *Hull Plans.*—

Midship section, approved by Classification Society acceptable to the Commission.

Outboard profile, general arrangement.

Inboard profile, general arrangement.

General arrangement of all decks and holds.

Fire screen diagram, inboard profile.

Fire screen diagram, all decks.

Lines.

Hydrostatic curves.

Power curves, model tank experimental run shall be made at the designed load draft.

Floodable length curves, together with basic supporting data therefor, worked out by the method used by Bureau of Marine Inspection & Navigation, Department of Commerce.

Stability data and curves, showing the effect of damage resulting in flooding, in alternate locations, a compartment or group of adjacent compartments corresponding to the number of such compartments for which the ship is basically designed. The data presented should cover the effect of damage at drafts ranging from the departure condition to the arrival condition, with full cargo, $\frac{2}{3}$ cargo and $\frac{1}{3}$ cargo, and should show loss of metacentric height at such drafts due to damage, the metacentric height available before damage, and the amount of ballast, liquid or otherwise, required if necessary to insure positive residual stability in the event of damage.

SEC. 3. *Machinery Specifications.*—These are to be in sufficient detail to include the following data:

Type of main propelling machinery.

Shaft horsepower and propeller revolutions.

Percentage of propelling power in excess of normal power requirements.

Engine revolutions per minute for normal power.

Astern power in percentage of normal ahead power.

Steam pressure and total temperature at superheater outlet or, when no superheat is used, the steam pressure at boiler outlet.

Steam pressure and total temperature in high pressure steam chest.

Vacuum and the temperature of sea water.

Water rate, straight condensing (prime mover only).

Heat balance diagram.

The rate of fuel consumption per shaft horsepower per hour for all purposes, for average climatic conditions under which the vessel will normally operate, for either steam or diesel installation, as the case may be, shall be the result obtained by dividing the total weight in pounds of fuel consumed per hour by the shaft horsepower transmitted to the propeller shaft, when the main propelling machinery is developing the shaft horsepower specified for sustained sea speed. The shaft horsepower specified for sustained sea speed is the normal shaft horsepower, i. e., without any overload.

The characteristics of the fuel on which the fuel rate is based shall be submitted with the fuel rate. The applicant shall state the average temperature of the outside air and sea water in degrees Fahrenheit, representing average climatic conditions, upon which is based the computation of the rate of fuel consumption.

Diameter and pitch of propeller.

Type of drive and principal characteristics.

Particulars of all auxiliary machinery, including water rates of steam driven units.

SEC. 4. Machinery Plans.—

Arrangement of main propelling and auxiliary machinery.

Electrical generating plant.

Refrigerating plant.

SEC. 5. Communication Facilities.—

Data are required covering facilities for communication by radio, searchlight, sound or other means.

SEC. 6. Particular Requirements Affecting Design.—(a)

The standard to be followed in regard to all types of vessels shall be as required by the report of the Committee on Commerce (United States Senate) made pursuant to Senate Resolution No. 7—74th Congress.

(b) The vessel must be entitled to receive from the American Bureau of Shipping certificates evidencing highest ratings or classifications in all particulars.

(c) Cargo vessels shall be at least one compartment ships.

(d) Provision for fuel and reserve feed water shall be sufficient to insure a radius of action of not less than six thousand (6,000) nautical miles at designed load draft and

at the specified sustained sea speed, unless it can be shown that such a requirement will constitute a definite handicap.

(e) The stem is to be so designed as to make it suitable for the installation of paravane gear of the sliding shoe type.

(f) Necessary stiffening of deck shall be provided during construction of the vessel, suitable for mounting such guns as may be specified by the Navy Department after consideration of the plans.

(g) The specifications and plans must represent a vessel which in all her parts, appurtenances, equipment, and outfit will comply with all the laws of the United States applicable thereto, including the requirements of the Bureau of Marine Inspection & Navigation, Commerce Department, the Navy Department, and the United States Public Health Service, and all laws of all foreign countries whose ports will be visited by the vessel in the course of its regular operation.

By order of the United States Maritime Commission.

TELFAIR KNIGHT, *Secretary*.

Adopted, March 19th, 1937.

[F. R. Doc. 37-792; Filed, March 19, 1937; 3:36 p. m.]

