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TITLE 6—AGRICULTURAL CREDIT

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

REDESIGNATION OF CHAPTERS AND PARTS

Supplementing the redesignation of chapters and parts published December 23, 1948 (13 F. R. 8248), existing parts and sections are renumbered as follows:

Old part and section Nos.	*New part and section Nos.*
	Part 659—Seeds
Part 274 of Chapter II.	Subpart—1948 Winter Cover Crop Seed Purchase Agreement Program.
§§ 274.251–274.266.	§§ 659.31–659.46.
	Part 607—Cotton
Part 256 of Chapter II.	Subpart—1948 Cotton Loan Program.
§ 256.244	§ 607.24.
	Part 669—Vegetables, Fresh
Part 504 of Chapter V.	Subpart—General Vegetable Purchase Program (Fiscal Year 1949)
§ 504.103.	§ 669.2.

Dated February 2, 1949.

[SEAL] RALPH S. TRIGG,
Administrator, Production and Marketing Administration.

[F. R. Doc. 49-881; Filed, Feb. 4, 1949; 8:58 a. m.]

TITLE 7—AGRICULTURE

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders), Department of Agriculture

[Orange Reg. 159]

PART 933—ORANGES, GRAPEFRUIT, AND TANGERINES GROWN IN FLORIDA

LIMITATION OF SHIPMENTS

§ 933.425 *Orange Regulation 159*—(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 33, as amended (7 CFR and Supps. Part 933), regulating the handling of oranges, grapefruit, and tangerines grown in the State of Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended, and upon the basis of the recommendations of the committee established under the aforesaid amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of shipments of oranges, as hereinafter provided, will tend to effectuate the declared policy of the act.

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

(b) *Order.* (1) During the period beginning at 12:01 a. m., e. s. t., February 7, 1949, and ending at 12:01 a. m., e. s. t., July 31, 1949, no handler shall ship:

(i) Any oranges, except Temple oranges and Valencia, Lue Gim Gong, and similar late-maturing oranges of the Valencia type, grown in Regulation Area I which grade U. S. No. 2 Bright, U. S. No. 2, U. S. No. 2 Russet, U. S. No. 3, or lower than U. S. No. 3 grade;

(ii) Any oranges, except Temple oranges and Valencia, Lue Gim Gong, and similar late-maturing oranges of the Valencia type, grown in Regulation Area II which grade U. S. No. 2 Russet, U. S. No. 3, or lower than U. S. No. 3 grade;

(iii) Any oranges, except Temple oranges and Valencia, Lue Gim Gong, and similar late-maturing oranges of the Valencia type, grown in Regulation Area II which grade U. S. No. 2 or U. S. No. 2

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FEDERAL REGISTER

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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.

CODIFICATION GUIDE—Con.

Bright unless such oranges (*a*) are in the same container with oranges which grade at least U. S. No. 1 Russet and (*b*) are not in excess of 50 percent, by count, of the number of all oranges in such container;

(iv) Any oranges, except Temple oranges and Valencia, Lue Gim Gong, and similar late-maturing oranges of the Valencia type, grown in Regulation Area I or Regulation Area II which are of a size smaller than a size that will pack 288 oranges, packed in accordance with the requirements of a standard pack, in a standard nailed box; or

(v) Any Temple oranges, grown in Regulation Area I or Regulation Area II, which grade U. S. No. 2 Russet, U. S. No. 3, or lower than U. S. No. 3 grade.

(2) During the period beginning at 12:01 a. m., e. s. t., February 7, 1949, and ending at 12:01 a. m., e. s. t., February 14, 1949, no handler shall ship any Valencia, Lue Gim Gong, and similar late-maturing oranges of the Valencia type, grown in Regulation Area I or Regulation Area II which (*a*) grade U. S. No. 2 Bright, U. S. No. 2, U. S. No. 2 Russet, U. S. No. 3, or lower than U. S. No. 3 grade or (*b*) are of a size larger than a size that will pack 200 oranges, packed in accordance with the requirements of a standard pack, in a standard nailed box.

(3) As used in this section, the terms "handler," "ship," "Regulation Area I," "Regulation Area II," and "Valencia, Lue Gim Gong, and similar late-maturing oranges of the Valencia type" shall each have the same meaning as when used in said amended marketing agreement and order; and the terms "U. S. No. 1 Russet," "U. S. No. 2 Bright," "U. S. No. 2," "U. S. No. 2 Russet," "U. S. No. 3," "standard pack," "container," and "standard nailed box" shall each have the same meaning as when used in the United States Standards for Oranges (13 F. R. 5174, 5306). (48 Stat. 31, as amended; 7 U. S. C. 601 et seq.; 7 CFR and Supps. Part 933)

Done at Washington, D. C., this 3d day of February 1949.

[SEAL] S. R. SMITH,
Director, Fruit and Vegetable Branch, Production and Marketing Administration.

[F. R. Doc. 49-944; Filed, Feb. 4, 1949; 10:23 a. m.]

[Tangerine Reg. 83]

PART 933—ORANGES, GRAPEFRUIT, AND TANGERINES GROWN IN FLORIDA

LIMITATION OF SHIPMENTS

§ 933.426 *Tangerine Regulation 83*—(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 33, as amended (7 CFR and Supps. Part 933), regulating the handling of oranges, grapefruit, and tangerines grown in the State of Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended, and upon the basis of the recommendations of the committees established under the aforesaid amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of shipments of tangerines, as hereinafter provided, will tend to effectuate the declared policy of the act.

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

(b) *Order.* (1) During the period beginning at 12:01 a. m., e. s. t., February 7, 1949, and ending at 12:01 a. m., e. s. t., July 31, 1949, no handler shall ship:

(i) Any tangerines, grown in the State of Florida, unless such tangerines grade at least U. S. No. 2 Russet: *Provided*, That, with respect to each container of such tangerines, the total tolerance for dryness or mushy condition permitted for such U. S. No. 2 Russet grade shall be increased by an additional 5 percent, by count; or

(ii) Any tangerines, grown as aforesaid, which are of a size smaller than the size that will pack 246 tangerines, packed in accordance with the requirements of a standard pack, in a half-standard box (inside dimensions 9½ x 9½ x 19⅛ inches; capacity 1,726 cubic inches).

(2) As used in this section, "handler" and "ship" shall have the same meaning as is given to each such term in said amended marketing agreement and order; and "U. S. No. 2 Russet" and "standard pack" shall each have the same meaning as is given to the respective term in the United States Standards for Tangerines (13 F. R. 4790). (48 Stat. 31, as amended; 7 U. S. C. 601 et seq.; 7 CFR and Supps. Part 933)

Done at Washington, D. C., this 3d day of February 1949.

[SEAL] S. R. SMITH,
Director, Fruit and Vegetable Branch, Production and Marketing Administration.

[F. R. Doc. 49-940; Filed, Feb. 4, 1949; 10:22 a. m.]

[Grapefruit Reg. 109]

PART 933—ORANGES, GRAPEFRUIT, AND TANGERINES GROWN IN FLORIDA

LIMITATION OF SHIPMENTS

§ 933.427 *Grapefruit Regulation 109*—(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 33, as amended (7 CFR and Supps. Part 933), regulating the handling of oranges, grapefruit, and tangerines grown in the State of Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended, and upon the basis of the recommendations of the committees established under the aforesaid amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of shipments of grapefruit, as hereinafter provided, will tend to effectuate the declared policy of the act.

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

(b) *Order.* (1) Grapefruit Regulation 108 (14 F. R. 291) is hereby terminated as of the effective time of this regulation.

(2) During the period beginning at 12:01 a. m., e. s. t., February 7, 1949, and ending at 12:01 a. m., e. s. t., July 31, 1949, no handler shall ship:

(i) Any grapefruit of any variety, grown in the State of Florida, which grade U. S. No. 3, or lower than U. S. No. 3 grade;

(ii) Any seeded grapefruit, other than pink grapefruit, grown in the State of Florida which are of a size smaller than a size that will pack 80 grapefruit, packed in accordance with the requirements of a standard pack, in a standard nailed box;

(iii) Any pink seeded grapefruit, grown in the State of Florida, which are of a size smaller than a size that will pack 96 grapefruit, packed in accordance with the requirements of a standard pack, in a standard nailed box;

(iv) Any seedless grapefruit, other than pink grapefruit, grown in the State of Florida which are of a size smaller than a size that will pack 96 grapefruit, packed in accordance with the requirements of a standard pack, in a standard nailed box; or

(v) Any pink seedless grapefruit, grown in the State of Florida, which are of a size smaller than a size that will pack 126 grapefruit, packed in accordance with the requirements of a standard pack, in a standard nailed box.

(3) As used in this section, "handler" and "ship" shall have the same meaning as is given to each such term in said amended marketing agreement and order; and the term "U. S. No. 3," "standard pack," and "standard nailed box" shall each have the same meaning as when used in the United States Standards for Grapefruit (13 F. R. 4787). (48

Stat. 31, as amended; 7 U. S. C. 601 et seq.)

Done at Washington, D. C., this 3d day of February 1949.

[SEAL] S. R. SMITH,
Director, Fruit and Vegetable Branch, Production and Marketing Administration.

[F. R. Doc. 49-941; Filed, Feb. 4, 1949; 10:23 a. m.]

[Grapefruit Reg. 62]

PART 955—GRAPEFRUIT GROWN IN ARIZONA; IN IMPERIAL COUNTY, CALIF.; AND IN THAT PART OF RIVERSIDE COUNTY, CALIF., SITUATED SOUTH AND EAST OF THE SAN GORGONIO PASS

LIMITATION OF SHIPMENTS

§ 955.323 *Grapefruit Regulation 62*—(a) *Findings.* (1) Pursuant to the marketing agreement and Order No. 55 (7 CFR, Cum. Supp., 955.1 et seq.) regulating the handling of grapefruit grown in the State of Arizona; in Imperial County, California; and in that part of Riverside County, California, situated south and east of the San Gorgonio Pass, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended, and upon the basis of the recommendation of the Administrative Committee established under the said marketing agreement and the said order, and upon other available information, it is hereby found that the limitation of shipments of such grapefruit, as hereinafter provided, will tend to effectuate the declared policy of the act.

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

(b) *Order.* (1) During the period beginning at 12:01 a. m., P. s. t., February 6, 1949, and ending at 12:01 a. m., P. s. t., March 6, 1949, no handler shall ship:

(i) Any grapefruit grown in the State of Arizona; in Imperial County, California; or in that part of Riverside County, California, situated south and east of the San Gorgonio Pass, unless such grapefruit grade at least U. S. No. 2 grade: *Provided*, That, with respect to each lot of such grapefruit, the total tolerance for grade defects other than decay permitted for such U. S. No. 2 grade shall be increased by an additional 10 percent, by count; or

(ii) From the State of California or the State of Arizona to any point outside thereof in the United States or in Canada, any grapefruit, grown as aforesaid, which are of a size smaller than $3^{9}/_{16}$ inches in diameter ("diameter" to be measured midway at a right angle to a straight line running from the stem to the blossom end of the fruit), except that a tolerance of 5 percent, by count, of grapefruit smaller than such minimum size shall be permitted which tolerance shall be applied in accordance with the provisions for the application of tolerances, specified in the revised United States Standards for Grapefruit (California and Arizona), 12 F. R. 1975: *Provided*, That in determining the percentage of grapefruit in any lot which are smaller than $3^{9}/_{16}$ inches in diameter, such percentage shall be based only on the grapefruit in such lot which are of a size $3^{13}/_{16}$ inches in diameter and smaller.

(2) As used in this section "handler" and "ship" shall have the same meaning as is given to each such term in said marketing agreement and order; and the term "U. S. No. 2" shall have the same meaning as is given to such term in the aforesaid revised United States Standards for Grapefruit (California and Arizona). (48 Stat. 31, as amended; 7 U. S. C. 601 et seq.; 7 CFR, Cum. Supp., 955.1)

Done at Washington, D. C., this 3d day of February 1949.

[SEAL] S. R. SMITH,
Director, Fruit and Vegetable Branch, Production and Marketing Administration.

[F. R. Doc. 49-942; Filed, Feb. 4, 1949; 10:23 a. m.]

PART 962—FRESH PEACHES GROWN IN GEORGIA

CHANGE IN REPRESENTATION OR INDUSTRY COMMITTEE; AMENDMENT TO RULES AND REGULATIONS

Correction

In F. R. Doc. 49-750, appearing in the issue for Saturday, January 29, 1949, at page 408 change the word "concurrently" in the third line of column 2, to read "currently."

[Orange Reg. 266]

PART 966—ORANGES GROWN IN CALIFORNIA AND ARIZONA

LIMITATION OF SHIPMENTS

§ 966.412 *Orange Regulation 266*—(a) *Findings.* (1) Pursuant to the provisions of Order No. 66 (7 CFR, Cum. Supp., 966.1 et seq.) regulating the handling of oranges grown in the State of California or in the State of Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended, and upon the basis of the recommendation and information submitted by the Orange Administrative Committee, established under the said order, and upon other available information, it is hereby found that the limitation of the quantity of such oranges which may be handled, as hereinafter provided, will tend to effectuate the declared policy of the act.

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

(b) *Order.* (1) The quantity of oranges grown in the State of California or in the State of Arizona which may be handled during the period beginning at 12:01 a. m., P. s. t., February 6, 1949, and ending at 12:01 a. m., P. s. t., February 13, 1949, is hereby fixed as follows:

(i) *Valencia oranges.* (*a*) Prorate District No. 1: No movement;

(*b*) Prorate District No. 2: No movement;

(*c*) Prorate District No. 3: No movement.

(ii) *Oranges other than Valencia oranges.* (*a*) Prorate District No. 1: Unlimited movement;

(*b*) Prorate District No. 2: 500 carloads;

(*c*) Prorate District No. 3: Unlimited movement.

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

(3) As used in this section, "handled," "handler," "carloads," and "prorate base" shall have the same meaning as is given to each such term in the said order; and "Prorate District No. 1," "Prorate District No. 2," and "Prorate District No. 3" shall have the same meaning as is given to each such term in § 966.107 (11 F. R. 10258) of the rules and regulations contained in this part. (48 Stat. 31, as amended; 7 U. S. C. 601 et seq.)

Done at Washington, D. C., this 4th day of February 1949.

[SEAL] S. R. SMITH,
Director, Fruit and Vegetable Branch, Production and Marketing Administration.

PRORATE BASE SCHEDULE

[12:01 A. M. February 6, 1949 to 12:01 A. M. February 13, 1949]

ALL ORANGES OTHER THAN VALENCIA ORANGES

Prorate District No. 2

Handler	*Prorate base (percent)*
Total	100.0000
Total	100.0000
A. F. G. Alta Loma	0.3708
A. F. G. Corona	.3176
A. F. G. Fullerton	.0477
A. F. G. Orange	0412
A. F. G. Riverside	.6633

PRORATE BASE SCHEDULE—Continued

ALL ORANGES OTHER THAN VALENCIA ORANGES—continued

Prorate District No. 2—Continued

Handler	Prorate base (percent)
Hazeltine Packing Co	0.0989
Placentia Pioneer Valley Growers Association	.0656
Signal Fruit Association	.8518
Azusa Citrus Association	1.1314
Damerel-Allison Co	1.1562
Glendora Mutual Orange Association	.5175
Irwindale Citrus Association	.4811
Puente Mutual Citrus Association	.0499
Valencia Heights Orchards Association	.2126
Covina Citrus Association	1.7119
Covina Orange Growers Association	.5126
Glendora Citrus Association	.9826
Glendora Heights Orange and Lemon Growers Association	.1703
Gold Buckle Association	3.2826
La Verne Orange Association	3.9128
Anaheim Citrus Fruit Association	.0887
Anaheim Valencia Orange Association	.0266
Eadington Fruit Co., Inc	.3439
Fullerton Mutual Orange Association	.2427
La Habra Citrus Association	.1377
Orange County Valencia Association	.0357
Orangethorpe Citrus Association	.0242
Placentia Coop. Orange Association	.0330
Yorba Linda Citrus Association, The	.0119
Alta Loma Heights Citrus Association	.2811
Citrus Fruit Growers	.8992
Cucamonga Citrus Association	.3726
Etiwanda Citrus Fruit Association	.2163
Mountain View Fruit Association	.1479
Old Baldy Citrus Association	.3741
Rialto Heights Orange Growers	.3872
Upland Citrus Association	2.2270
Upland Heights Orange Association	1.0148
Consolidated Orange Growers	.0248
Frances Citrus Association	.0110
Garden Grove Citrus Association	.0238
Goldenwest Citrus Association	.0995
Olive Heights Citrus Association	.0408
Santa Ana-Tustin Mutual Citrus Association	.0218
Santiago Orange Growers Association	.1470
Tustin Hills Citrus Association	.0381
Villa Park Orchard Association	.0385
Bradford Brothers, Inc	.2393
Placentia Mutual Orange Association	.1924
Placentia Orange Growers Association	.2516
Yorba Orange Growers Association	.0401
Call Ranch	.6167
Corona Citrus Association	.8933
Jameson Company	.3741
Orange Heights Orange Association	1.4430
Crafton Orange Growers Association	1.2226
East Highlands Citrus Association	.4162
Fontana Citrus Association	.4191
Highland Fruit Growers Association	.6669
Redlands Heights Groves	.8586
Redlands Orangedale Association	.9847
Break & Son, Allen	.2461
Bryn Mawr Fruit Growers Association	.9806
Mission Citrus Association	.7012
Redlands Coop. Fruit Association	1.5615
Redlands Orange Growers Association	1.0200
Redlands Select Groves	.3892
Rialto Citrus Association	.5944
Rialto Orange Co	.3093
Southern Citrus Association	0.7220
United Citrus Growers	.7096
Zilen Citrus Co	.6396
Andrews Brothers of California	.3311
Arlington Heights Citrus Co	.8353
Brown Estate, L. V. W	1.8555
Gavilan Citrus Association	1.9095
Hemet Mutual Groves	.1804
Highgrove Fruit Association	.7237
Krinard Packing Co	1.8268
McDermont Fruit Co	1.9985
Monte Vista Citrus Association	1.3595
National Orange Co	.9183
Riverside Heights Orange Growers Association	1.2928
Sierra Vista Packing Association	.8359
Victoria Avenue Citrus Association	2.6216
Claremont Citrus Association	1.0624
College Heights Orange and Lemon Association	1.2001
El Camino Citrus Association	.4395
Indian Hill Citrus Association	1.2791
Pomona Fruit Growers Exchange	1.8102
Walnut Fruit Growers Association	.4981
West Ontario Citrus Association	1.1616
El Cajon Valley Citrus Association	.1969
Escondido Orange Association	.5388
San Dimas Orange Growers Association	1.2845
Ball & Tweedy Association	.0795
Canoga Citrus Association	.0861
Covina Valley Orange Co	.2036
N. Whittier Heights Citrus Association	.1506
San Fernando Fruit Growers Association	.4033
San Fernando Heights Orange Association	.4051
Sierra Madre-Lamanda Citrus Association	.2727
Camarillo Citrus Association	.0109
Fillmore Citrus Association	1.2252
Ojai Orange Association	.8992
Piru Citrus Association	1.1860
Santa Paula Orange Association	.1310
Tapo Citrus Association	.0069
East Whittier Citrus Association	.0101
El Ranchito Citrus Association	.0686
Whittier Citrus Association	.1545
Whittier Select Citrus Association	.0360
Anaheim Coop. Orange Association	.0608
Bryn Mawr Mutual Orange Association	.5184
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Foothill Citrus Union, Inc	.2186
Fullerton Coop. Orange Association	.0315
Garden Grove Orange Coop., Inc	.0335
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La Verne Coop. Citrus Association	3.4726
Mentone Heights Association	.6191
Olive Hillside Groves, Inc	.0151
Orange Coop. Citrus Association	.0341
Redlands Foothill Groves	2.6867
Redlands Mutual Orange Association	.9092
Riverside Citrus Association	.2486
Ventura County Orange and Lemon Association	.2042
Whittier Mutual Orange and Lemon Association	.0231
Babijuice Corp. of California	.5081
Cherokee Citrus Co., Inc	1.0592
Chess Co., Meyer W	.3090
Evans Brothers Packing Co	.9665
Gold Banner Association	2.0337
Granada Packing House	.3394
Hill Packing House, Fred A	.6252
Inland Fruit Dealers, Inc	0.2011
MacDonald Fruit Co	.1039
Orange Belt Fruit Distributors	2.0662
Panno Fruit Co., Carlo	.0819
Paramount Citrus Association	.2218
Placentia Orchard Co	.0703
San Antonia Orchard Co	1.1717
Snyder & Sons Co., W. A	.4977
Torn Ranch	.0290
Wall, E. T	1.8967
Western Fruit Growers, Inc., Reds	2.9337

[F. R. Doc. 49-961; Filed, Feb. 4, 1949; 12:03 p. m.]

TITLE 8—ALIENS AND NATIONALITY

Chapter I—Immigration and Naturalization Service, Department of Justice

PART 116—CIVIL AIR NAVIGATION

EXAMINATION IN HAWAII OF PERSONS TRAVELING BY AIR TO THE MAINLAND

JANUARY 28, 1949.

Reference is made to the notice of proposed rule making which was published in the FEDERAL REGISTER dated June 24, 1948 (13 F. R. 3463), pursuant to section 4 of the Administrative Procedure Act (60 Stat. 238; 5 U. S. C. 1003) and in which there were stated in full the terms of a proposed amendment of rules relating to examination in Hawaii of persons traveling by air to the mainland. No representations concerning the proposal have been received.

The rules as stated below are hereby adopted. The provisions of the adopted rules are the same as those stated in the notice of proposed rule making.

1. The first sentence of paragraph (f) of § 116.9 of Title 8, Code of Federal Regulations, also designated as § 6.9 of Title 19 and § 71.509 of Title 42, is amended by adding a qualifying phrase, so that it will read as follows: "If the aircraft is to proceed from Hawaii directly to the mainland, the immigration examination of passengers and crew and final determination of their admissibility to the mainland shall be completed before they depart for the mainland except as stated in subparagraph (7) of this paragraph."

2. Paragraph (f) (7) of § 116.9 of Title 8, Code of Federal Regulations, also designated as § 6.9 of Title 19 and § 71.509 of Title 42, is amended by deleting the first and second sentences and inserting instead a sentence reading as follows: "No passenger shall be brought from Hawaii to the mainland unless found by the immigration authorities in Hawaii to be admissible to the United States (the mainland) except that where a passenger makes a substantial claim to United States citizenship which it is impracticable to determine in Hawaii or where it is impracticable to determine in Hawaii the admissibility of an alien passenger whose status under the immigration laws is dependent on his relationship or intended marriage to a citizen of the United

States, and the passenger desires to proceed by air to the mainland, he may be permitted by the immigration officer in charge in Hawaii to do so, subject to inspection and decision as to his status upon arrival in the mainland."

The rules stated above shall become effective on the thirty-first day following the date of their publication with this order in the FEDERAL REGISTER.

The basis for these rules is the determination that in the cases of some aliens it is impracticable to determine in Hawaii their eligibility for admission to the United States and it will be advantageous to the Government, to air carriers, and to such aliens traveling from Hawaii to the mainland if the immigration examination is conducted on the mainland. The general purpose of these rules is to provide for such examination of alien passengers.

(R. S. 161, 251, sec. 23, 39 Stat. 892, sec. 24, 43 Stat. 166, sec. 7, 44 Stat. 572, sec. 644, 46 Stat. 761, secs. 367, 602, 58 Stat. 706, 712; 5 U. S. C. 22, 19 U. S. C. 66, 1644, 8 U. S. C. 102, 222, 49 U. S. C. 177, 42 U. S. C. 201 note, 270; sec. 1, Reorg. Plan No. V of 1940, 5 F. R. 2132, 2223, sec. 102, Reorg. Plan No. 3 of 1946, 11 F. R. 7875)

[SEAL] TOM C. CLARK,
Attorney General.
FRANK DOW,
Acting Commissioner of Customs.
JOHN S. GRAHAM,
Acting Secretary of the Treasury.
LEONARD A. SCHEELE,
Surgeon General,
Public Health Service.

Approved: January 28, 1949.

J. DONALD KINGSLEY,
Acting Federal Security Administrator.

[F. R. Doc. 49-864; Filed, Feb. 4, 1949; 8:54 a. m.]

TITLE 15—COMMERCE AND FOREIGN TRADE

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

[3d Gen. Rev. of Export Regs., Amdt. 41]

PART 373—LICENSING POLICIES AND RELATED SPECIAL PROVISIONS

IRON AND STEEL PRODUCTS

Section 373.3 *Special provisions for iron and steel products* is amended in the following particulars:

1. The introductory sentence to § 373.3 is amended to read as follows: "Iron and steel products will be licensed for export against the first and second calendar quarter, 1949, quotas in accordance with the licensing policy set forth in § 373.2 and the following special provisions:"

2. Paragraph (c) *Time for submission and action on applications* is amended to read as follows:

(1) Applications for consideration against the first and second calendar quarter, 1949, quotas must be submitted in accordance with the applicable time schedule announced by the Department of Commerce. Applications submitted for consideration against fourth calendar quarter, 1948, quotas which have not been validated because of quota limitations shall be held without action for consideration against first calendar quarter, 1949, quotas.

(2) Where a license has been issued against fourth calendar quarter, 1948, quotas for less than the full tonnage originally applied for, the Office of International Trade will review the unlicensed portion on such application for consideration and issuance of a license against first calendar quarter, 1949, quotas providing the original license was validated after December 5, 1948. This review will be performed by the Office of International Trade and the applicant need not submit a new application. However, additional applications, based on new orders, may be submitted for consideration during the first calendar quarter of 1949 in accordance with the submission time schedule.

3. Paragraph (i) *Licensing against fourth calendar quarter, 1948, quotas* is deleted and the following new paragraph (i) substituted in lieu thereof:

(i) *Restrictions on number of applications.* No more than three applications, including BLT (Blanket License) applications may be filed against a single commodity quota covering proposed shipments to a single foreign country from any one applicant in any one quarter.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; 60 Stat. 215; 61 Stat. 214; 61 Stat. 321; Pub. Law 395, 80th Cong.; 50 U. S. C. App. and Sup. 701, 702; E. O. 9630, Sept. 27, 1945, 10 F. R. 12245; E. O. 9919, Jan. 3, 1948, 13 F. R. 59)

This amendment shall become effective as of December 17, 1948.

Dated: January 31, 1949.

FRANCIS MCINTYRE,
Assistant Director,
Office of International Trade.

[F. R. Doc. 49-863; Filed, Feb. 4, 1949; 8:54 a. m.]

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs, Department of the Treasury

PART 6—AIR COMMERCE REGULATIONS

EXAMINATION IN HAWAII OF PERSONS TRAVELING BY AIR TO THE MAINLAND

CROSS REFERENCE: For amendments to § 6.9, see Title 8, Chapter I, Part 116, *supra.*

[T. D. 52141]

PART 23—ENFORCEMENT OF CUSTOMS AND NAVIGATION LAWS

PART 25—CUSTOMS BONDS

PENALTIES, FORFEITURES, AND LIQUIDATED DAMAGES

Section 23.25 and Part 25, Customs Regulations of 1943, as amended, further amended to provide for cancelation by collectors of customs of erroneous claims for penalties, forfeitures and liquidated damages.

1. Section 23.25, Customs Regulations of 1943 (19 CFR Cum. Supp., 23.25), is hereby amended as follows:

a. The caption is amended to read: *"Remission, mitigation, or cancelation by collectors."*, and a corresponding change is made in the table of contents preceding Part 23.

b. A new paragraph is added reading as follows:

(f) If it is definitely determined that the act or omission forming the basis of a penalty or forfeiture claim did not in fact occur, the claim shall be canceled by the collector and appropriate notations shall be made on customs Forms 5211 and 5955, or 5955-A, if the transaction has already been recorded thereon. When the determination of whether or not the claim was erroneously made depends upon a construction of law, the claim shall not be canceled without Bureau approval, unless there is in force a Bureau ruling decisive of the issue. Bureau instructions shall be requested in all doubtful cases.

c. The parenthetical matter at the end of paragraph (e) is transferred to the end of new paragraph (f).

2. A new section is added to Part 25 reading as follows:

§ 25.19 *Cancellation of erroneous charges.* When it is definitely determined that liquidated damages assessed or paid under a bond did not in fact accrue, the charge against the bond shall be canceled by the collector without regard to the amount thereof, the liquidated damages, if paid, shall be refunded, and an appropriate notation shall be made on customs Forms 5211 and 5955, or 5955-A, if the transaction has already been recorded thereon. When the determination of whether or not the charge was erroneously made depends upon a construction of law, the charge shall not be canceled without Bureau approval, unless there is in force a Bureau ruling decisive of the issue. Bureau instructions shall be requested in all doubtful cases. (Sec. 3, 44 Stat. 1382, R. S. 251, secs. 514, 623, 624, 643, 46 Stat. 734, 759, 761; 5 U. S. C. 281b, 19 U. S. C. 66, 1514, 1623, 1624, 1643)

The section number and caption shall be added to the table of contents preceding Part 25.

[SEAL] FRANK DOW,
Acting Commissioner of Customs.

Approved: January 31, 1949.

JOHN S. GRAHAM,
Acting Secretary of the Treasury.

[F. R. Doc. 49-872; Filed, Feb. 4, 1949; 8:56 a. m.]

[T. D. 52142]

PART 23—ENFORCEMENT OF CUSTOMS AND NAVIGATION LAWS

ENFORCEMENT OF OIL POLLUTION ACT

Part 23, Customs Regulations of 1943 (19 CFR, Cum. Supp., Part 23), is

amended by the addition of a new section as follows:

§ 23.32 *Enforcement of Oil Pollution Act of 1924.* (a) When any customs officer has reason to believe that oil is being or has been discharged into or upon the coastal navigable waters of the United States in violation of the Oil Pollution Act of 1924 (33 U. S. C. 431–437) he shall promptly furnish to the collector a full report of the incident, together with the names of the witnesses, and, when practicable, a sample of the material discharged from the vessel in question.

(b) The collector shall forward this report immediately, without recommendation, to the District Engineer of the Department of the Army (at New York to the Supervisor of New York Harbor) for his decision as to prosecution and a copy of each such report shall be furnished to the Bureau.

(c) If the vessel involved is of American registry, a copy of the report shall be furnished also to the Office of the Chief of Marine Inspection, U. S. Coast Guard. (R. S. 161, secs. 2, 3, 4, 5, 7, 43 Stat. 604, 605; 5 U. S. C. 22, 33 U. S. C. 432–436)

[SEAL] FRANK DOW,
Acting Commissioner of Customs.

Approved: January 31, 1949.

JOHN S. GRAHAM,
Acting Secretary of the Treasury.

[F. R. Doc. 49-871; Filed, Feb. 4, 1949; 8:56 a. m.]

TITLE 42—PUBLIC HEALTH

Chapter I—Public Health Service, Federal Security Agency

Subchapter B—Personnel

PART 21—COMMISSIONED OFFICERS

SUBPART Q—FOREIGN SERVICE ALLOWANCES

Effective February 1, 1949, Appendix A (13 F. R. 7644) is revised to read as follows:

FOREIGN SERVICE ALLOWANCE RATES

OFFICERS

Class I

Station			Travel
Subsistence	Quarters	Total	
None	None	None	$7.00

NOTE: The above allowances are applicable to all countries and places outside the continental United States not otherwise listed herein.

Class II

$2.55	$2.50	$5.05	$8.00

Czechoslovakia. Island of Cyprus.
Colombia (except Bogota)

Class III

$2.55	$3.75	$6.30	$9.00

Hungary. China (including Hong Kong).

FOREIGN SERVICE ALLOWANCE RATES—Continued

OFFICERS—continued

Class IV

Station			Travel
Subsistence	Quarters	Total	
$3.00	$0.75	$3.75	$7.00

Cuba (except Havana). Brazil (except Rio de Janeiro, Sao Paulo and Recife).
Costa Rico. El Salvador.
Guatemala. Dominican Republic.
Nicaragua. Surinam.
Chile (except Punta Arenas). Bolivia.
Paraguay. Morocco.
Equador. Peru.
Honduras.
Bulgaria.

Class V

$3.00	$1.00	$4.00	$7.00

Afghanistan. Liberia (except Monrovia).
Algeria. Netherlands.
Bermuda. Norway.
Denmark. Uruguay.
Ethiopia. Spain.
Finland. Sweden.
Recife, Brazil. Tunisia.
Irish Free State. Trieste (free city of).
Italy (except Rome and Naples). Union of South Africa.

Class VI

$3.75	$0.75	$4.50	$7.25

Burma (except Rangoon).

Class VII

$3.75	$1.00	$4.75	$8.00

Portugal.
Great Britain and Northern Ireland (except London).

Class VIII

$3.75	$1.50	$5.25	$8.00

Ceylon. French Indo-China.
Egypt (except Cairo). Siam.
Mexico City.

Class IX

$3.75	$2.00	$5.75	$9.00

Bogota, Colombia. Alaska.
Belgium.

Class X

$3.75	$3.00	$6.75	$10.00

Cairo, Egypt. Philippine Islands.
Switzerland.

Class XI

$3.75	$4.00	$7.75	$11.00

Netherlands, East Indies.

Class XII

$4.50	$1.50	$6.00	$9.00

Pakistan (except Karachi) Monrovia, Liberia.
Syria. India.

Class XIII

$5.25	$1.75	$7.00	$10.00

Iraq. Rome, Italy.
Naples, Italy.

Class XIV

$6.00	$1.50	$7.50	$10.00

Republic of Lebanon. Malayan Union.
Rangoon, Burma. Karachi, Pakistan.
Singapore. Havana, Cuba.
Turkey.

FOREIGN SERVICE ALLOWANCE RATES—Continued

OFFICERS—continued

Class XV

Station			Travel
Subsistence	Quarters	Total	
$7.50	$3.50	$11.00	$15.00

None.

Class XVI

$6.00	$3.00	$9.00	$12.00

Iceland. Rumania.
Yugoslavia.

Class XVII

None	$1.75	$1.75	$7.00

Australia. New Zealand.

Class XVIII

$3.00	None	$3.00	$7.00

France (except Paris and Orly Field). Saudi, Arabia.

Class XVIV

$4.50	$0.50	$5.00	$10.00

Paris and Orly Field, France.

Class XX

$3.75	$2.00	$5.75	$10.00

London, England.

Special Classification

$7.00	$6.00	$13.00	$15.00

Palestine. State of Israel.
Trans Jordan.

NOTE: Effective as of June 1, 1948. Maximum travel allowance is payable without regard to length of time as long as in a travel status. (See § 21.356 (f)).

$9.00	$5.00	$14.00	$18.00

Union of Soviet Socialist Republics.

$4.50	$2.50	$7.00	$7.00

Wake Island. Canton Island.

$8.25	$3.75	$12.00	$12.00

Greece (personnel not in receipt of diplomatic exchange rate).

NOTE: Greece (Personnel in receipt of diplomatic exchange rate, allowances prescribed in Class I applicable).

$5.25	$3.75	$9.00	$9.00

Punta Arenas, Chile.

$6.75	$3.25	$10.00	$11.00

Poland (personnel not in receipt of diplomatic exchange rate).

NOTE: Poland (personnel in receipt of diplomatic exchange rate, allowances prescribed in Class I applicable).

$3.75	$3.25	$7.00	$7.00

Bahrein Island, Persian Gulf.

FOREIGN SERVICE ALLOWANCE RATES—Continued

OFFICERS—continued

Special Classification

Station			Travel
Subsistence	Quarters	Total	
$3.75	$4.75	$8.50	$8.50

Rio de Janeiro, Brazil. Argentina.
Sao Paulo, Brazil.

$6.75	$5.25	$12.00	$15.00

Venezuela.

[SEAL] LEONARD A. SCHEELE,
Surgeon General.

Approved: January 31, 1949.

J. DONALD KINGSLEY,
Acting Federal Security Administrator.

[F. R. Doc. 49-859; Filed, Feb. 4, 1949; 8:47 a. m.]

Subchapter E—Fellowships, Internships, Training

PART 63—NATIONAL HEART INSTITUTE TRAINEESHIPS

Sec.
63.1 Establishment and award.
63.2 Purposes of traineeship.
63.3 Minimum qualifications.
63.4 Benefits.
63.5 Terms and conditions of award.
63.6 Duration of traineeship.

AUTHORITY: §§ 63.1 to 63.6 issued under sec. 3 (b), Pub. Law 655, 80th Cong., 62 Stat. 464.

§ 63.1 *Establishment and award.* Within the limits of available funds and the number of traineeships established for each fiscal year by the National Advisory Heart Council, the Surgeon General may award National Heart Institute traineeships to those qualified applicants recommended by the Director of the National Heart Institute as best able to carry out the purposes of the traineeship.

§ 63.2 *Purposes of traineeship.* The purposes of the traineeships shall be to increase the competency of the trainees in, and the number of trained persons available for, the diagnosis, prevention, and treatment of heart diseases.

§ 63.3 *Minimum qualifications.* (a) Except as provided in paragraph (b), of this section, no individual shall be eligible for a traineeship award unless:

(1) He has filed with the Director of the National Heart Institute an application on the form provided for such purpose and has supplied any additional pertinent information requested;

(2) He is less than 41 years of age at the time his application is filed;

(3) He has no disease or disability that would interfere with the fulfillment of the purposes of the traineeship;

(4) He has received the degree of Doctor of Medicine; and

(5) He has successfully completed a general internship of at least one year and has had at least one additional year of medical experience or training.

(b) The Surgeon General may waive non-compliance with any of the requirements of paragraph (a) of this section except the requirement of paragraph (a) (3) of this section, if he determines as to the particular applicant that such non-compliance would not impair fulfillment of the purposes of the traineeship and that either the applicant's qualifications are substantially equivalent to those otherwise required or the applicant possesses special training, experience, or opportunity for service that makes an award particularly appropriate.

§ 63.4 *Benefits.* Individuals awarded traineeships shall be entitled to the following benefits:

(a) A stipend payable monthly in an amount fixed by the Surgeon General.

(b) Additional allowance, upon request of the trainee and approval in advance by the Director of the National Heart Institute, for travel, per diem, and transportation in conformance with the Standard Government Travel Regulations.

§ 63.5 *Terms and conditions of award.* (a) Training may be carried out either at the National Heart Institute or at any other institution providing in the judgment of the Director of the National Heart Institute well-rounded cardiovascular training. A change of place of training may be made only with the consent of such Director.

(b) Individuals holding traineeships shall not thereby be required to perform any services for the Public Health Service.

(c) Any publications resulting from work accomplished by virtue of the traineeship shall include an acknowledgment of the award.

(d) Additional terms or conditions consistent with these regulations may be imposed by the Surgeon General upon making the award if necessary to carry out the purposes of the traineeship.

§ 63.6 *Duration of traineeship.* Traineeships shall extend for a period of one year unless otherwise specified by the Surgeon General in making the award. The Surgeon General may also extend or renew an award for a specific period upon application. The Surgeon General may terminate an award prior to the date it would otherwise expire either on request of the trainee or because of unsatisfactory performance, unfitness, or inability to carry out the purposes of the traineeship.

These regulations shall be effective January 1, 1949.

Dated: January 27, 1949.

[SEAL] LEONARD A. SCHEELE,
Surgeon General.

Approved: February 1, 1949.

J. DONALD KINGSLEY,
Acting Federal Security Administrator.

[F. R. Doc. 49-860; Filed, Feb. 4, 1949; 8:47 a. m.]

Subchapter F—Quarantine, Inspection, Licensing

PART 71—FOREIGN QUARANTINE

EXAMINATION IN HAWAII OF PERSONS TRAVELING BY AIR TO THE MAINLAND

CROSS REFERENCE: For amendments to § 71.509, see Title 8, Chapter I, Part 116, *supra.*

TITLE 44—PUBLIC PROPERTY AND WORKS

Chapter IV—War Assets Administration

[Reg. 1,[1] Order 13]

PART 401—DESIGNATION OF DISPOSAL AGENCIES AND PROCEDURES FOR REPORTING SURPLUS PROPERTY LOCATED WITHIN THE CONTINENTAL UNITED STATES, ITS TERRITORIES AND POSSESSIONS

APPROVAL OF DELEGATION OF AUTHORITY BY WAR ASSETS ADMINISTRATION TO THE DEPARTMENT OF THE ARMY FOR DISPOSAL OF CERTAIN AIRPORTS IN THE TERRITORY OF HAWAII

Pursuant to the authority of the Surplus Property Act of 1944, as amended (58 Stat. 765, as amended; 50 U. S. C. App. Sup. 1611); Public Law 181, 79th Congress (59 Stat. 533; 50 U. S. C. App. Sup. 1614a, 1614b); and Reorganization Plan 1 of 1947 (12 F. R. 4534), it is hereby ordered, that:

§ 401.56 *Approval of delegation of authority by War Assets Administration to the Department of the Army for disposal of certain airports in the Territory of Hawaii.* (a) The War Assets Administrator hereby approves of the delegation of authority and responsibility by the War Assets Administration to the Department of the Army, Corps of Engineers, to act for and on behalf of the War Assets Administration in disposing of the following airport and other properties located in the Territory of Hawaii:

(1) Homestead Field (Malokai Airport), Island of Malokai, Territory of Hawaii;

(2) General Lyman Field, also known as Hilo, located on the Island of Hawaii, Territory of Hawaii;

(3) Morse Field, South Cape, Island of Hawaii, Territory of Hawaii;

(4) Upolo Point Military Reservation, Suiter Field, North Kahala, Island of Hawaii, Territory of Hawaii;

(5) Puolo Point Military Reservation, Burns Field, Puolo Point, Hanapepe, Island of Kauai, Territory of Hawaii;

(6) Tract Number 2, an easement at Alewa Heights Military Reservation, Island of Oahu, Territory of Hawaii;

(7) Pier 5, Fort Armstrong, Honolulu, Territory of Hawaii.

(b) The Department of the Army, Corps of Engineers, as disposal agency under said delegation, shall dispose of the foregoing airport and waterfront properties pursuant to the provisions of Part 403.[2] In the case any such property is determined by the Civil Aeronautics Administrator to be property which should be disposed of as a public airport, such property shall be so disposed of intact, including real and personal property, in accordance with the determination made by the Civil Aeronautics Administrator pursuant to the provisions of § 403.19 (g), and subject to the conditions, reservations and restrictions provided in said part. Any such property or portion thereof which is not to be dis-

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[1] WAA Reg. 1 (13 F. R. 5050).
[2] WAA Reg. 5 (13 F. R. 4736), (13 F. R. 8740).

posed of as a public airport or in connection with a public airport, shall be disposed of under other War Assets Administration applicable regulations.

(c) The Department of the Army, Corps of Engineers, shall prepare and maintain such records as will show full compliance with the provisions of this order and with the applicable provisions of War Assets Administration regulations and of the Surplus Property Act of 1944, as amended. Reports shall be prepared and filed with the War Assets Administration showing the manner in which the transactions herein authorized are completed.

This order shall become effective January 26, 1949.

JESS LARSON,
Administrator.

JANUARY 26, 1949.

[F. R. Doc. 49-945; Filed, Feb. 4, 1949; 9:20 a. m.]

TITLE 45—PUBLIC WELFARE

Chapter IV—Office of Vocational Rehabilitation, Federal Security Agency

PART 402—VENDING STAND PROGRAM FOR BLIND IN FEDERAL AND OTHER BUILDINGS

EXTENSION OF TIME FOR COMPLIANCE BY LICENSING AGENCIES

In order to extend, until September 15, 1949, the time for licensing agencies to comply with the requirements of § 402.7, formerly § 602.7, and to submit those materials which are, by this part, required to be submitted as a part of the application for designation as licensing agency but which were not previously required to be thus submitted, § 402.18 (a), formerly § 602.18 (a) (13 F. R., 5236), is hereby amended to read as follows:

§ 402.18 *Previous designation as licensing agency; effective date of regulations.* (a) Applications for designation as licensing agency submitted to and approved by the Commissioner of Education or the Director prior to the effective date of this part shall have the same force and effect and shall be subject to the same conditions as though submitted and approved under this part, except that licensing agencies heretofore designated shall have until September 15, 1949 to comply with the provision of § 402.7 and to submit those materials which are, by this part, required to be submitted as a part of the application for designation as licensing agency but which were not previously required to be thus submitted.

(Sec. 2 (a), 49 Stat. 1559, sec. 6, 60 Stat. 1095; 20 U. S. C. 107 (a), 5 U. S. C. 133y-16)

[SEAL] J. DONALD KINGSLEY,
Acting Administrator.

JANUARY 31, 1949.

[F. R. Doc. 49-861; Filed, Feb. 4, 1949; 8:48 a. m.]

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

[Docket Nos. 8977, 9022]

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

PART 3—RADIO BROADCAST SERVICES

PART 6—FIXED PUBLIC RADIO SERVICES

PART 7—COASTAL AND MARINE RELAY SERVICES

PART 8—SHIP RADIO SERVICE

PART 13—COMMERCIAL RADIO OPERATORS

CORRECTION

The following correction should be made in the Tuesday, December 21, 1948, issue of the FEDERAL REGISTER:[1] F. R. Doc. 48-10940:

At page 8132, column 2, the definition of "developmental land station (FLA)" should read:

Developmental land station (FLA). A land station operated for the express purpose of developing equipment or a technique solely for use only in that portion of the non-government mobile service which has been specifically allocated the authorized frequency of the developmental land station.

At page 8148, § 2.303 *Table of geographic assignment of call signs,* in the tabulation opposite the entry "Michigan, Ohio, West Virginia," KQA-WBZ should be corrected to read KQA-KRZ WQA-WRZ (in the column headed "Call sequency").

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-870; Filed, Feb. 4, 1949; 8:55 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter II—Office of Defense Transportation

[Suspension Order ODT 18A, Rev.-1]

PART 500—CONSERVATION OF RAIL EQUIPMENT

CARLOAD FREIGHT TRAFFIC

Pursuant to Title III of the Second War Powers Act, 1942, as amended, Executive Order 8989, as amended, Executive Order 9729, as amended, and Executive Order 9919, *It is hereby ordered,* That all provisions of General Order ODT 18A, Revised, as amended §§ 500.70 to 500.79, (11 F. R. 8229, 8829, 10616, 13320, 14172; 12 F. R. 1034, 2386; 13 F. R. 2971), and all provisions of outstanding special directions and permits issued in connection therewith, shall be, and they are hereby, suspended.

This Suspension Order ODT 18A, Revised-1, shall become effective at 12:01 o'clock a. m., February 14, 1949, and shall expire at 11:59 o'clock p. m., April 16, 1949, or at such earlier time as the Office of Defense Transportation may hereafter designate.

(54 Stat. 676, 55 Stat. 236, 56 Stat. 177, 58 Stat. 827, 59 Stat. 658, 60 Stat. 345, 61 Stat. 34, 321, 945, 62 Stat. 342; 50 U. S. C. App. and Sup. 633, 645, 1152; E. O. 8989, Dec. 18, 1941, 6 F. R. 6725; E. O. 9389, Oct. 18, 1943, 8 F. R. 14183; E. O. 9729, May 23, 1946, 11 F. R. 5641; E. O. 9919, Jan. 3, 1948, 13 F. R. 59)

Issued at Washington, D. C., this 2d day of February 1949.

J. M. JOHNSON,
Director of the Office of Defense Transportation.

[F. R. Doc. 49-853; Filed Feb. 4, 1949; 8:46 a. m.]

NOTICES

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Misc. 1332801]

ARIZONA, CALIFORNIA, AND NEVADA

ORDER PROVIDING FOR OPENING OF PUBLIC LANDS RESTORED FROM COLORADO RIVER STORAGE PROJECT

JANUARY 31, 1949.

An order of the Bureau of Reclamation dated July 14, 1948, concurred in by the Acting Director, Bureau of Land Management, September 22, 1948, revoked the Departmental Orders of August 7, 1920, April 21, 1923, January 3, 1929, February 19, 1929, March 14, 1929, June 4, 1930, October 16, 1931, August 11, 1933, and December 11, 1941, so far as they withdrew in the first form prescribed by section 3 of the Reclamation Act of June 17, 1902 (32 Stat. 388), the following-described lands in connection with the Colorado River Storage Project, Arizona, California, and Nevada, and provided that such revocation shall not affect the withdrawal of any other land by said orders, or affect any other order withdrawing or reserving the lands described:

COLORADO RIVER STORAGE PROJECT

GILA AND SALT RIVER MERIDIAN, ARIZONA

T. 8 S., R. 22 W.,
Sec. 30, Lots 2 and 3.

[1] For additional corrections to F. R. Doc 48-10940, see also the following issues of the FEDERAL REGISTER: January 13, 1949, pp. 165-177, F. R. Doc. 49-309; January 25, 1949, p. 323, F. R. Doc. 49-521.

SAN BERNARDINO MERIDIAN, CALIFORNIA

T. 10 S., R. 21 E. (partly unsurveyed),
Secs. 3, 4, 5, 8, 9, 10, 11, 15, 16, 17, 20 and 21, all;
Sec. 22, NW¼ and S½;
Secs. 27, 28, 29, 32, 33, 34 and 35, all.
T. 11 S., R. 21 E.,
Secs. 1, 2, 3, 10, 11, 12, 13, 14 and 15, all;
Sec. 22, N½, N½SW¼, SE¼SW¼, SE¼;
Secs. 23, 24, 25 and 26, all;
Sec. 27, NE¼, NE¼NW¼, S½NW¼, S½;
Secs. 34, 35 and 36, all.
T. 8 S., R. 22 E.,
Sec. 4, W½NW¼;
Sec. 17, NW¼;
Sec. 20, NW¼.

MOUNT DIABLO MERIDIAN, NEVADA

T. 20 S., R. 63 E.,
Secs. 31 to 34, incl., all.
T. 21 S., R. 63 E.,
Secs. 3 to 10, incl., all;
Secs. 15 to 20, incl., all;
Sec. 21, N½, SW¼, N½SE¼, SW¼SE¼;
Sec. 22, N½, N½SW¼, SE¼SW¼, SE¼;
Secs. 25, 26 and 27, all;
Sec. 28, SE¼NE¼, N½NW¼, NW¼SW¼, S½SW¼, SE¼;
Sec. 29, N½NE¼, NW¼, S½S½;
Sec. 30, Lots 1, 2, 4, NE¼, E½NW¼, SE¼SW¼, S½SE¼;
Secs. 32 to 36, incl., all.
T. 22 S., R. 63 E.,
Secs. 1 to 4, incl., and 9 to 16, incl., all;
Sec. 21, E½;
Secs. 22 to 36, incl., all.
T. 23 S., R. 63 E.,
Sec. 1, Lots 5 to 8, incl.;
Sec. 2, Lots 3, 5, 6, 7, 11, 13, 14, 15, 18, S½SW¼;
Secs. 3 to 10, incl., all;
Sec. 11, Lots 2, 3, 6, 7;
Sec. 14, Lots 2, 3, 6, 7, and W½;
Sec. 15, W½;
Secs. 16 to 21, incl., all;
Sec. 22, W½;
Sec. 23, Lots 2, 3, 6, W½ and SE¼;
Sec. 24, Lots 5, 6, 7, 8 and S½;
Sec. 25, all;
Sec. 26, NE¼ and S½;
Secs. 27 to 36, incl., all.
T. 22 S., R. 63½ E.,
All fractional township.
T. 23 S., R. 63½ E.,
Sec. 1, Lots 1 to 7, incl., S½NE¼;
Secs. 25 and 36, all.
T. 23 S., R. 64 E.,
Secs. 27 to 34, incl., all.
T. 23½ S., R. 64 E.,
Secs. 31 to 35, incl., all.
T. 24 S., R. 64 E.,
Secs. 2 and 3, all;
Sec. 4, Lots 5, 6, 7, S½NE¼, SE¼NW¼, S½;
Sec. 8, E½NE¼, SE¼;
Sec. 9, W½NE¼, W½;
Secs. 10, 11, 14 and 15, all;
Sec. 16, NW¼, W½SW¼;
Sec. 17, NE¼, E½NW¼, S½;
Sec. 19, E½SE¼;
Sec. 20, N½, SW¼, W½SE¼.
T. 24 S., R. 64 E.,
Secs. 22, 23, 26 and 27, all;
Sec. 29, NW¼, W½SW¼;
Sec. 30, E½, E½SW¼;
Sec. 31, Lots 5 to 8, incl., NE¼, E½NW¼, E½SW¼, W½SE¼;
Secs. 34 and 35, all.
T. 25 S., R. 64 E.,
Sec. 6, Lots 2 to 7, incl., SW¼NE¼, SE¼NW¼, E½SW¼, W½SE¼;
Sec. 7, Lots 1 to 4, incl., E½NW¼.

The above areas aggregate 102,979.77 acres.

The land in Arizona is flood, plain and desert land; that in California is desert-land ranging from level to rolling and mountainous; and the land in Nevada is also desert land ranging from level to rolling and mountainous.

No application for these lands may be allowed under the homestead, small tract, desert land, or any other nonmineral public-land law unless the lands have already been classified as valuable or suitable for such type of classification, or shall be so classified upon consideration of an application.

The lands in Tps. 10 and 11 S., R. 21 E., S. B. M., California, are reserved for use in exchange for privately owned lands situated in the Joshua Tree National Monument in furtherance of a Federal land program.

At 10:00 a. m. on April 4, 1949, the remaining lands shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to application, petition, location, or selection as follows:

(a) *Ninety-day period for preference-right filings.* For a period of 90 days from April 4, 1949, to July 5, 1949, inclusive, the public lands affected by this order shall be subject to (1) application under the homestead or the desert land laws, or the Small Tract Act of June 1, 1938 (52 Stat. 609, 43 U. S. C. sec. 682a), as amended, by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U. S. C. secs. 279–283), subject to the requirements of applicable law, and (2) application under any applicable public-land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in subdivision (2).

(b) *Twenty-day advance period for simultaneous preference-right filings.* For a period of 20 days from March 15, 1949, to April 3, 1949, inclusive, such veterans and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on April 4, 1949, shall be treated as simultaneously filed.

(c) *Date for non-preference-right filings authorized by the public-land laws.* Commencing at 10:00 a. m. on July 6, 1949, any of the lands remaining unappropriated shall become subject to such application, petition, location, or selection by the public generally as may be authorized by the public-land laws.

(d) *Twenty-day advance period for simultaneous non-preference-right filings.* Applications by the general public may be presented during the 20-day period from June 16, 1949, to July 5, 1949, inclusive, and all such applications, together with those presented at 10:00 a. m. on July 6, 1949, shall be treated as simultaneously filed.

Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the District Land Offices at Phoenix, Arizona; Los Angeles, California; and Carson City, Nevada, according to the State in which the lands are situated, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circular No. 324, May 22, 1914, 43 L. D. 254), and Part 296 of that title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Parts 166 to 170, inclusive, of Title 43 of the Code of Federal Regulations and applications under the desert land laws and the Small Tract Act of June 1, 1938, shall be governed by the regulations contained in Parts 232 and 257, respectively, of that title.

Inquiries concerning these lands shall be addressed to the Managers of the District Land Offices at Phoenix, Arizona; Los Angeles, California, and Carson City, Nevada, according to the State in which the lands are situated.

MARION CLAWSON,
Director.

[F. R. Doc. 49–850; Filed, Feb. 4, 1949; 8:45 a. m.]

NEVADA

CLASSIFICATION ORDER

JANUARY 28, 1949.

1. Pursuant to the authority delegated to me by the Director, Bureau of Land Management, by Order No. 319 dated July 19, 1948 (43 CFR 50.451 (b) (3), 13 F. R. 4278), I hereby classify under the Small Tract Act of June 1, 1938 (52 Stat. 609), as amended July 14, 1945 (59 Stat. 467, 43 U. S. C. section 682a), as hereinafter indicated, the following described land in the Carson City, Nevada, land district, embracing 40 acres,

NEVADA SMALL TRACT CLASSIFICATION No. 18

For lease and sale for homesites only.

T. 21 S.; R. 61 E., M. D. M., Sec. 23, SW¼NW¼.

2. As to applications regularly filed prior to 10:15 a. m., November 24, 1948, and are for the type of site for which the land is classified, this order shall become effective upon the date it is signed.

3. As to the land not covered by applications referred to in paragraph 2, this order shall not become effective to permit leasing under the Small Tract Act until 10:00 a. m., April 1, 1949. At that time such land shall, subject to valid existing rights, become subject to application as follows:

(a) Ninety-day preference period for qualified veterans of World War II from 10:00 a. m., April 1, 1949, to the close of business on June 30, 1949.

(b) Advance period for veterans' simultaneous filings from 10:15 a. m., November 24, 1948, to the close of business on April 1, 1949.

4. Any of the land remaining unappropriated shall become subject to application under the Small Tract Act by the public generally, commencing at 10:00 a. m., July 1, 1949.

(a) Advance period for simultaneous nonpreference filings from 10:15 a. m., November 24, 1948, to the close of business on July 1, 1949.

5. Applications filed within the periods mentioned in paragraph 3 (b) and 4 (a) will be treated as simultaneously filed.

6. All of the land will be leased in tracts of approximately 5 acres, each being approximately 330 by 660 feet, the longer dimensions to extend east and west.

7. Preference right leases referred to in paragraph 2 will be issued for the land described in the application irrespective of the direction of the tract, provided the tract conforms to or is made to conform to the area and the dimensions specified in paragraph 6.

8. Where only one five-acre tract in a ten-acre subdivision is embraced in a preference right application, an application for the remaining five-acre tract extending in the same direction will be accepted in order to fill out the subdivision notwithstanding the direction specified in paragraph 6.

9. Leases will be for a period of five years at an annual rental of $5.00 payable for the entire lease period in advance of the issuance of the lease. Leases will contain an option to purchase clause at the appraised value of $25.00 an acre, application for which may be filed at or after the expiration of one year from date the lease is issued.

10. Tracts will be subject to rights-of-way not exceeding 33 feet in width extending north and south through the center of the SW¼NW¼ Section 23, T. 21 S., R. 61 E., M. D. M., for road purposes and public utilities. The rights-of-way may, in the discretion of the authorized officer of the Bureau of Land Management, be definitely located prior to the issuance of the patent. If not so located, they may be subject to location after patent is issued.

11. All inquiries relating to these lands should be addressed to the Acting Manager, District Land Office, Carson City, Nevada.

L. T. HOFFMAN,
Regional Administrator.

[F. R. Doc. 49-851; Filed, Feb. 4, 1949; 8:46 a. m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 8044]

JOHN J. DEMPSEY

ORDER CONTINUING HEARING

At a session of the Federal Communications Commission held in its offices on the 26th day of January 1949;

The Commission having under consideration a petition filed December 20, 1948 by Albuquerque Broadcasting Company (KOB), Albuquerque, New Mexico, requesting that the Commission rescind its order dated January 2, 1947 designating for hearing a petition filed March 22, 1946, by John J. Dempsey and further requesting that the Commission dismiss the said complaint; an opposition thereto filed December 30, 1948 by John J. Dempsey; and a reply to the said opposition filed January 6, 1949, by Albuquerque Broadcasting Company;

It appearing, that the Commission in its order of January 2, 1947 designated for hearing the petition of John J. Dempsey for the reason stated in the said order that the petition, a response thereto filed by Albuquerque Broadcasting Company, and a reply filed by John J. Dempsey raised certain questions which require clarification, supplementation and further verification; and

It further appearing, that the instant petition filed by Albuquerque Broadcasting Company presents no showing that such hearing is unnecessary or undesirable;

It is ordered, That the instant petition filed by Albuquerque Broadcasting Company is denied; and

It is further ordered, That the hearing on the above-entitled proceeding is continued to 10:00 a. m., Monday, March 21, 1949 at Albuquerque, New Mexico.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-865; Filed, Feb. 4, 1949; 8:55 a. m.]

[Designation Order 30]

DESIGNATION OF MOTIONS COMMISSIONER FOR FEBRUARY 1949

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 26th day of January, 1949;

It is ordered, Pursuant to § 0.111 of the Statement of Delegations of Authority, that Frieda B. Hennock, Commissioner, be and she is hereby, designated as Motions Commissioner for the month of February, 1949.

It is further ordered, That in the event said Motions Commissioner is unable to act during any part of said period the Chairman or Acting Chairman will designate a substitute Motions Commissioner.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-866; Filed, Feb. 4, 1949; 8:55 a. m.]

[Docket Nos. 8001, 8685, 8830, 9130, 9222]

RADIO CORP. OF TOLEDO ET AL.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Radio Corporation of Toledo, Toledo, Ohio, Docket No. 9222, File No. BP-7057; the Midwestern Broadcasting Company, Toledo, Ohio, Docket No. 8685, File No. BP-6421; the Toledo Blade Company, Toledo, Ohio, Docket No. 8830, File No. BP-6534; Unity Corporation Incorporated (WTOD), Toledo, Ohio, Docket No. 8001, File No. BP-5071; the Rural Broadcasting Company of Ohio, Oak Harbor, Ohio, Docket No. 9130, File No. BP-6758; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 19th day of January 1949;

The Commission having under consideration the above-entitled application of Radio Corporation of Toledo requesting a construction permit for a new standard broadcast station to operate on the frequency 1470 kc, with 1 kw power DA-2, unlimited time in Toledo, Ohio; and

It appearing, that the above-entitled applications of the Midwestern Broadcasting Company, the Toledo Blade Company, Unity Corporation Incorporated (WTOD), and the Rural Broadcasting Company of Ohio each request operation on the frequency of 1470 kc in Toledo, Ohio, or Oak Harbor, Ohio, and have been designated for consolidated hearing presently scheduled to commence at 10:00 a. m., Monday, the 24th day of January, 1949, at Toledo, Ohio;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the above-entitled application of Radio Corporation of Toledo be, and it is hereby, designated for hearing in the above consolidated proceeding to be heard commencing 10:00 a. m., Monday, the 24th day of January, 1949, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operations of the proposed stations and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program services proposed to be rendered and whether they would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with Station KPLC, Lake Charles, Louisiana, or with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operations of the proposed stations would involve objectionable interference with the services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine the efficiencies of the proposed directional array and whether under normal operating tolerances the proposed array will be sufficiently stable to protect co-channel stations in accordance with the proposal.

8. To determine on a comparative basis which, if any, of the applications

in this consolidated proceeding should be granted.

It is further ordered, That the Commission's orders dated December 15, 1947, March 11, 1948, and August 19, 1948, designating for hearing, as aforesaid, the above-entitled applications of the Midwestern Broadcasting Company, the Toledo Blade Company, Unity Corporation Incorporated (WTOD), and the Rural Broadcasting Company of Ohio be, and they are hereby, amended to include the above-entitled application of Radio Corporation of Toledo.

It is further ordered, That Calcasieu Broadcasting Company, licensee of Radio Station KPLC, Lake Charles, Louisiana, be, and it is hereby, made a party to the proceeding.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-867; Filed, Feb. 4, 1949; 8:55 a. m.]

[Docket Nos. 9220, 9221]

ASSOCIATES BROADCASTING CORP. AND NEW BEDFORD BROADCASTING CORP.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Associates Broadcasting Corporation, New Bedford, Massachusetts, Docket No. 9220, File No. BP-6883; New Bedford Broadcasting Corporation, New Bedford, Massachusetts, Docket No. 9221, File No. BP-7020; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 19th day of January 1949:

The Commission having under consideration the above-entitled applications each requesting a permit to construct a new standard broadcast station to operate on the frequency 1270 kilocycles, with 500 watts power, daytime only in New Bedford, Massachusetts.

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said applications be, and they are hereby, designated for hearing in a consolidated proceeding at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporations, their officers, directors and stockholders to construct and operate the proposed stations.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed stations and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed stations would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed stations would involve objectionable interference each with the other or with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed stations would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations, with particular reference as to whether the proposed operations would provide adequate service to the Fall River-New Bedford Metropolitan District.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-868; Filed, Feb. 4, 1949; 8:55 a. m.]

[Docket Nos. 8638, 8842, 9174, 9223]

WINCHESTER BROADCASTING CORP. ET AL.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Winchester Broadcasting Corporation, Winchester, Virginia, Docket No. 8638, File No. BP-6187; Richard Field Lewis, Jr. (WINC), Winchester, Virginia, Docket No. 8842, File No. BP-6242; for construction permits, and Richard Field Lewis, Jr., Winchester, Virginia, Docket No. 9174, File No. BRH-54; for renewal of license of Radio Station WINC-FM, and Fredericksburg Broadcasting Corporation, Fredericksburg, Virginia, Docket No. 9223, File No. BR-1011; for renewal of license of Radio Station WFVA.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 26th day of January 1949;

The Commission having under consideration the above entitled application of Fredericksburg Broadcasting Corporation for the renewal of license of Radio Station WFVA, Fredericksburg, Virginia; and

It appearing, that the Commission on February 20, 1948 designated for hearing the application of Winchester Broadcasting Corporation (File No. BP-6187), requesting construction permit for a new standard broadcast station to operate on 1270 kc, 1 kw daytime only at Winchester, Virginia, said designation being predicated in part on charges made against Winchester Broadcasting Corporation by Richard Field Lewis, Jr.; and

It further appearing, that on March 18, 1948 the Commission designated for hearing the application of Richard Field Lewis, Jr., (File BP-6242) for construction permit to change frequency and power of Station WINC, Winchester, Virginia, from 1400 kc, 250 watts, unlimited time to 950 kc, 500 watts, 1 kw-LS using a directional antenna at unlimited time to be heard in a consolidated proceeding with the aforesaid application of Winchester Broadcasting Corporation, said designation being predicated in part on counter-charges made against the said Lewis by the Winchester Broadcasting Corporation, which is scheduled to be heard on April 18, 1949, at Washington, D. C.; and

It further appearing, that the above mentioned Richard Field Lewis, Jr., owns 60% of the stock, and therefore a controlling interest in the Fredericksburg Broadcasting Corporation, applicant for renewal of license of Station WFVA.

It is ordered, That pursuant to section 309 (a) of the Communications Act of 1934, as amended, the above entitled application of Fredericksburg Broadcasting Corporation for renewal of license of Station WFVA be designated for hearing in a consolidated proceeding with the aforesaid applications of Winchester Broadcasting Corporation and Richard Field Lewis, Jr., for construction permits and the application of Richard Field Lewis, Jr., for renewal of license of Radio Station WINC-FM upon the following issue:

To determine the qualifications of Richard Field Lewis, Jr., to be a stockholder in the Fredericksburg Broadcasting Corporation, particularly with reference to the truth or falsity of the abovementioned charges made against Winchester Broadcasting Corporation by the said Lewis and of the counter-charges against Lewis by the said Winchester Broadcasting Corporation.

It is further ordered, That the license of Radio Station WFVA be extended on a temporary basis to June 1, 1949 pending decision in the case.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-869; Filed, Feb. 4, 1949; 8:55 a. m.]

FEDERAL POWER COMMISSION

[Project No. 233]

PACIFIC GAS AND ELECTRIC CO.

ORDER GRANTING APPLICATION FOR REHEARING

On January 10, 1949, Pacific Gas and Electric Company, licensee for Project No. 233-California, filed application for rehearing and setting aside of paragraphs (1), (3), (A) and (D) of the Commission's order issued on December 9, 1948, determining the cost of two (Pit units Nos. 3 and 4) of the three units comprising Project No. 233.

The issues presented in said application for rehearing also arise in similar pending matters involving the same licensee. It is therefore appropriate to grant the application for rehearing as hereinafter provided.

The Commission orders that: The application of Pacific Gas and Electric Company for rehearing be and it is hereby granted on paragraphs (1), (3), (A) and (D) of the Commission's order issued December 9, 1948, in this matter, at such time and place as may hereafter be fixed by the Commission.

Date of issuance: February 1, 1949.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 49-852; Filed, Feb. 4, 1949; 8:46 a. m.]

INTERSTATE COMMERCE COMMISSION

[Ex Parte 168]

INCREASED FREIGHT RATES, 1948

NOTICE TO ALL PARTIES AND COUNSEL

FEBRUARY 1, 1949.

Further hearings in the above-entitled proceeding will be held as set out below. Further notice will be given as to the precise places where hearings will be conducted in the cities named, outside Washington, when the necessary local arrangements for space are effectuated.

There will be a general hearing at Washington, D. C., before Division 2, commencing March 1, 1949, at the Auditorium of the Department of Commerce, Fourteenth Street and Pennsylvania Avenue NW. This hearing will be primarily for the purposes of developing any changes in the situation since the prior hearings in November and December 1948, and of receiving evidence of protestants as later indicated. Petitioners and interveners will be expected to present the latest figures available showing traffic, revenues, expenses, and earnings together with their best forecast for the year 1949. Petitioners may also present any desired further evidence with respect to the reasonableness of increased rates and charges for protective service.

At the Washington hearing may be presented evidence of a general character by protestants, and also testimony of protesting shippers and others as to specific commodities in eastern territory, including the Pocahontas region. Evidence bearing chiefly on interterritorial relations should be presented here, as far as practicable. It is also expected that testimony as to rates on coal, coke, and iron ore, nation-wide, will be presented at this hearing.

Regional hearings. While arrangements for space in the following named cities have not yet been concluded, and therefore the precise place cannot be announced, the Commission expects to follow the following schedule:

March 14, at Chicago, Illinois. At this hearing it is urged that all testimony of shippers and receivers with respect to rates on grain, forest products, livestock, fresh meat, and packing house products, be presented, so far as possible.

March 21, at Salt Lake City, Utah.

March 21, at Montgomery, Alabama.

March 28, at Oklahoma City, Oklahoma. At this hearing it is urged that all testimony with respect to the rates on petroleum and petroleum products be presented.

March 28, at San Francisco, California.

Notice of intention to produce testimony; verified statements. Parties expecting to present testimony should notify the Commission by February 25th for the Washington hearing, and by March 7 for the regional hearings, of their intention to produce oral testimony and the approximate time required, and of their intention to file a verified statement, designating the particular hearing at which such oral testimony or verified statement will be presented. Verified statements, if mailed, should be addressed to the Commission at Washington, D. C., for the Washington hearing March 1. Directions as to forwarding verified statements intended for introduction at the hearings outside Washington will be given publicity shortly.

Service of briefs and oral argument. Opening briefs for all parties will be due May 2, 1949, and reply briefs will be received up until the date of the oral argument, May 16, 1949.

To lighten the burden in service and to lessen the expense of printing unduly large numbers of briefs the Commission will compile a list of counsel and parties upon whom briefs shall be served. Counsel and parties having a common interest are requested to agree among themselves to receive one brief wherever possible. Particular attention is directed to the requirements of the Commission's general rules of practice with regard to the specifications for briefs.

Counsel and parties desiring to receive copies of briefs should notify the Commission on or before April 4, 1949, and indicate (1) whether they desire to receive all briefs, or (2) briefs of the railroads, water carriers, or freight forwarders, or (3) briefs relating to certain named commodities. Failure to respond by April 4, 1949, will be considered as indicating that the counsel or party does not desire to be served with briefs.

As soon as practicable after April 4, 1949, the Commission will compile a service list indicating the names and addresses of those counsel and parties who desire to be served with (1) all briefs, or (2) briefs of the railroads, water carriers, or freight forwarders, or (3) briefs relating to certain named commodities. Such list will be filed in the docket and made public at the office of the Commission in Washington, D. C., and will be sent to all parties requesting it.

Seventy-five copies of all briefs should be furnished to the railroad petitioners and interveners, and 25 copies should be furnished to the Commission.

General. Proceedings at each hearing will be governed by the special rules of practice attached to the original order of October 4, 1948, in addition to the general rules of practice.

By the Commission, Division 2.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 49-858; Filed, Feb. 4, 1949; 8:47 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 1-175]

KEN-RAD TUBE & LAMP CORP.

ORDER GRANTING APPLICATION TO STRIKE FROM LISTING AND REGISTRATION

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C. on the 31st day of January A. D. 1949.

The Chicago Stock Exchange, pursuant to section 12 (d) of the Securities Exchange Act of 1934 and Rule X-12D2-1(b) promulgated thereunder, has made application to strike from registration and listing the Class A Common Stock, No Par Value, of Ken-Rad Tube & Lamp Corporation.

The reasons for striking this security from registration and listing on this exchange that are stated in the application are: (1) The issuer is in the process of complete liquidation and dissolution; (2) the issuer has already paid three liquidating dividends to shareholders consisting of $22.50 in cash, shares of common stock of Westinghouse Electric Corporation, and $5.00 in cash, respectively; and (3) the only remaining assets are in a sum to care for any outstanding claims against the corporation.

Appropriate notice and opportunity for hearing have been given to interested persons and the public generally. No request has been received from any interested person for a hearing in this matter. The rules of the Chicago Stock Exchange with respect to striking a security from registration and listing have been complied with.

The Commission having considered the facts stated in the application, and having due regard for the public interest and the protection of investors;

It is ordered, That the application of the Chicago Stock Exchange to strike the Class A Common Stock, No Par Value, of Ken-Rad Tube & Lamp Corporation from registration and listing be, and the same is, hereby granted, effective at the close of the trading session on February 28, 1949.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 49-857; Filed, Feb. 4, 1949; 8:47 a. m.]

[File No. 1-1670]

PITTSBURGH, CINCINNATI, CHICAGO AND ST. LOUIS RAILROAD

ORDER GRANTING APPLICATION TO STRIKE FROM LISTING AND REGISTRATION

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 31st day of January A. D. 1949.

The New York Stock Exchange, pursuant to section 12 (d) of the Securities Exchange Act of 1934 and Rule X-12D2-1 (b) promulgated thereunder, has made application to strike from registration and listing the Pittsburgh, Cincinnati,

Chicago and St. Louis Railway Company Consolidated Mortgage Guaranteed 3½% Bonds Series E due August 1, 1949, of the Pittsburgh, Cincinnati, Chicago and St. Louis Railroad Company.

The reasons for striking this security from registration and listing on this exchange that are stated in the application are: (1) The above security was issued under a consolidated mortgage dated October 1, 1890, to the Farmers' Loan and Trust Company of New York, Trustee, now known as City Bank Farmers Trust Company; (2) the applicant exchange has been notified from time to time of the retirement of this security through operation of a sinking fund and otherwise; (3) the Trustee of this issue, under date of October 6, 1948, certified to the applicant exchange the cancellation of $470,000 principal amount of these bonds through operation of the sinking fund; (4) this retirement reduced the outstanding principal amount of this security to $74,000; (5) the outstanding amount of this security has been so reduced as to make further dealings therein on the applicant exchange inadvisable; and (6) dealings in this security on the applicant exchange were suspended by action of the exchange at the opening of the trading session on October 22, 1948.

Appropriate notice and opportunity for hearing have been given to interested persons and the public generally. No request has been received from any interested person for a hearing in this matter. The rules of the New York Stock Exchange with respect to striking a security from registration and listing have been complied with.

The Commission having considered the facts stated in the application, and having due regard for the public interest and the protection of investors;

It is ordered, That the application of the New York Stock Exchange to strike from registration and listing the Pittsburgh, Cincinnati, Chicago and St. Louis Railway Company Consolidated Mortgage Guaranteed 3½% Bonds Series E due August 1, 1949, of the Pittsburgh, Cincinnati, Chicago and St. Louis Railroad Company be, and the same is, hereby granted, effective at the close of the trading session on February 28, 1949.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 49-856; Filed, Feb. 4, 1949; 8:47 a. m.]

[File No. 70-2003]

WORCESTER GAS LIGHT CO.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 31st day of January 1949.

Notice is hereby given that a declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Worcester Gas Light Company ("Worcester"), a public utility subsidiary of New England Gas and Electric Association, a registered holding company. Declarant has designated section 6 (b) of the act and Rule U-50 promulgated thereunder as applicable to the proposed transaction.

Notice is further given that any interested person may, not later than February 15, 1949, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request, the nature of his interest, and the issues of fact or law raised by said declaration which he desires to controvert, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time after February 15, 1949, said declaration, as filed or as amended, may be permitted to become effective as provided by Rule U-23 of the rules and regulations promulgated under the act, or the Commission may exempt such transaction as provided by Rules U-20 (a) and U-100 thereof.

All interested persons are referred to said declaration which is on file in the offices of this Commission for a statement of the transaction therein proposed, which is summarized as follows:

Worcester proposes to issue and sell, pursuant to the competitive bidding requirements of Rule U-50, $2,150,000 principal amount of its __% First Mortgage Bonds due 1969. The interest rate and the price to the company for the bonds will be determined by competitive bidding except that the invitation for bids will specify that the price to the company shall not be less than 100% nor more than 102.75% of the principal amount.

From the proceeds of the sale of the bonds, $1,000,000 will be applied to the repayment of Worcester's First Mortgage 3½% Bonds due 1954 outstanding in equal principal amount; $1,000,000 to the repayment of promissory notes due a bank; and the balance to reimburse Worcester for funds expended for financing extensions and improvements to its plant and properties.

The proposed issue and sale of said bonds has been approved by the Department of Public Utilities of Massachusetts.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 49-855; Filed, Feb. 4, 1949; 8:47 a. m.]

[File No. 70-2038]

PROVINCETOWN LIGHT AND POWER CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 31st day of January 1949.

Notice is hereby given that an application has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Provincetown Light and Power Company ("Provincetown"), a subsidiary of New England Gas and Electric Association, a registered holding company. Applicant has designated section 6 (b) of the act as applicable to the proposed transaction.

Notice is further given that any interested person may, not later than February 8, 1949, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request, the nature of his interest and the issues of fact or law raised by said application which he desires to controvert, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time after February 8, 1949, said application, as filed, or as amended, may be granted as provided in Rule U-23 of the rules and regulations promulgated under the act, or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereof.

All interested persons are referred to said application which is on file in the office of this Commission for a statement of the transaction therein proposed, which is summarized as follows:

Under date of October 15, 1947 Provincetown entered into a General Loan Agreement with the First National Bank of Boston, under which agreement Provincetown borrowed an aggregate amount of $125,000 represented by promissory notes due December 31, 1952. Provincetown proposes to issue additional promissory notes under the General Loan Agreement not exceeding in the aggregate $100,000, all of such notes to be dated prior to December 31, 1949 and to mature not later than December 31, 1952, with interest at the rate of 3% per annum. By letter dated October 14, 1948 the General Loan Agreement was amended to permit the increase in the bank's commitment thereunder from $125,000 to $225,000 with interest on the additional amount increased from 2½% to 3%.

Provincetown proposes to use the funds received from the sale of the said notes to pay an existing short-term bank note in the principal amount of $21,500, and for necessary additions and betterments to plant and property.

Provincetown is subject to the jurisdiction of the Department of Public Utilities of Massachusetts, which department approved the issue and sale of the additional notes by order dated December 20, 1948.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 49-854; Filed, Feb. 4, 1949; 8:46 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 12618]

CARRIE GOTTSCHE

In re: Trust under will of Carrie Gottsche, deceased. File No. D-28-10505 G-1.

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

1. That Conrad Gottsche, Carl Kruse, Margeratha Kruse, Dora Kruse, Mimi Dechow, Margeratha Idler and Emma Miehlke, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof, and each of them, in and to the trust created under the will of Carrie Gottsche, deceased, presently being administered by the Rock Springs National Bank, Rock Springs, Wyoming, as testamentary trustee,

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

and it is hereby determined:

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

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

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

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

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

For the Attorney General.

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

[F. R. Doc. 49-873; Filed, Feb. 4, 1949; 8:56 a. m.]

[Vesting Order 12681]

LILLIAN MAY CLAYTON BREWER AND HAWAIIAN TRUST CO., LTD.

In re: Trust agreement dated June 26, 1937, between Lillian May Clayton Brewer, settlor, and Hawaiian Trust Company, Limited, trustee. File No. D-28-11699-G-1.

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

1. That Richard Volkmann, Erik von Barnikow and Lufolf Barckhausen, whose last known address is Germany, are residents of Germany and nationals of a designated country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof, in and to and arising out of or under that certain trust agreement dated June 26, 1937, by and between Lillian May Clayton Brewer, settlor, and Hawaiian Trust Company, Limited, trustee, presently being administered by Hawaiian Trust Company, Limited, trustee, Honolulu 2, Hawaii,

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

and it is hereby determined:

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

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

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

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

Executed at Washington, D. C., on January 13, 1949.

For the Attorney General.

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

[F. R. Doc. 49-838; Filed, Feb. 3, 1949; 8:51 a. m.]

[Vesting Order 12689]

FRANK ZEISE

In re: Debt owing to Frank Zeise. F-28-29254-E-1.

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

1. That Frank Zeise, whose last known address is Pfarr Strasse 110, Berlin, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation of the Superintendent of the Division of the Building and Loan Associations, Department of Commerce, State of Ohio, in charge of the liquidation of The Franklin Savings and Loan Association of Dayton, Ohio, 407 State Office Building, Columbus, Ohio, representing liquidating payments on a running stock account, account number 188, entitled Zeise, Frank or Emmy, and any and all rights to demand, enforce and collect the same,

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

and it is hereby determined:

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

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

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

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

Executed at Washington, D. C., on January 13, 1949.

For the Attorney General.

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

[F. R. Doc. 49-839; Filed, Feb. 3, 1949; 8:51 a. m.]

[Vesting Order 12730]

HERMAN CARRELL

In re: Claim owned by Herman Carrell also known as Herman Correll. D-28-11816-C-1; E-1.

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

1. That Herman Carrell also known as Herman Correll, whose last known address is Heilbronn-Neckargartach, Frankenbacher, 67 Wuerttemberg St., Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain claim against the State of Michigan and the State Board of Escheats of the State of Michigan, arising by reason of the collection or receipt by the said State Board of Escheats of the State of Michigan pursuant to order to the Circuit Court of the County of Saginaw, Michigan, dated September 13, 1948, of the following:

That certain sum of money in the amount of $196.77 arising out of a claim numbered S 23224 against the Bank of

Saginaw in receivership and/or the receiver of the Bank of Saginaw, Michigan, evidenced by a receiver's receipt S–465, said sum being presently on deposit with the State Board of Escheats of the State of Michigan,

and any and all rights to file with the said State Board of Escheats, demand, enforce and collect the aforesaid claim,

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

and it is hereby determined:

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

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

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

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

Executed at Washington, D. C., on January 26, 1949.

For the Attorney General.

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

[F. R. Doc. 49–874; Filed, Feb. 4, 1949; 8:56 a. m.]

BANCO DI NAPOLI

NOTICE OF INTENTION TO RETURN VESTED PROPERTY

Pursuant to section 32 (f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of the publication hereof, the following property, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., Property, and Location

Banco di Napoli, Naples, Italy, Claim No. 34644, $1,521,660.00 in the Treasury of the United States. All right, title, and interest of the Attorney General by virtue of Vesting Order No. 195 in and to 25,361 shares of $50.00 par value common capital stock of Banco di Napoli Trust Company of New York, a New York corporation, 25,341 of which shares were registered in the name of Banco di Napoli, Naples, Italy, and 20 of which shares were registered in the name of Vincenzo Giuliani, Brooklyn, New York, holding for the benefit of Banco di Napoli, Naples, Italy. The excess proceeds of the business and property in the State of New York of Banco di Napoli in the possession of the Superintendent of Banks of the State of New York, or which may hereafter come into his possession under and by virtue of the Banking Law of the State of New York, including but not limited to the excess proceeds of all assets of any nature whatsoever, owned or controlled by or payable or deliverable to or held on behalf of or on account of or owing to the New York agency of said Banco di Napoli, remaining after the payment of the claims of creditors, accepted or established in accordance with the Banking Law of the State of New York, arising out of transactions had by them with the New York agency of said Banco di Napoli or whose names appear as creditors on the books of such agency, together with interest on such claims and the expenses of liquidation.

Executed at Washington, D. C. on February 1, 1949.

For the Attorney General.

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

[F. R. Doc. 49–878; Filed, Feb. 4, 1949; 8:57 a. m.]

[Return Order 253]

ELEANOR POLSTEIN

Having considered the claim set forth below and having issued a determination allowing the claim, which is incorporated by reference herein and filed herewith,

It is ordered, That the claimed property, described below and in the determination, be returned, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant and Claim No., Notice of Intention To Return Published, and Property

Eleanor Polstein, Larchmont, New York, Claim No. 4763, December 15, 1948, (13 F. R. 7768); $3,865.05 in the Treasury of the United States. All right, title, interest and claim of any kind or character whatsoever of Clara Seligman in and to the estate of Arthur Seligman, deceased.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on January 28, 1949.

For the Attorney General.

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

[F. R. Doc. 49–843; Filed, Feb. 3, 1949; 8:51 a. m.]

DR. JACOB JACOBSON

NOTICE OF INTENTION TO RETURN VESTED PROPERTY

Pursuant to section 32 (f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of publication hereof, the following property located in Washington, D. C., including all royalties accrued thereunder and all damages and profits recoverable for past infringement thereof, after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., and Property

Dr. Jacob Jacobson, New York, N. Y., 34873; property described in Vesting Order No. 666 (8 F. R. 5047, April 17, 1943), relating to United States Letters Patent No. 2,081,934.

Executed at Washington, D. C., on February 1, 1948.

For the Attorney General.

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

[F. R. Doc. 49–880; Filed, Feb. 4, 1949; 8:58 a. m.]

[Return Order 256]

MAX LECLERC & CIE LTD.

Having considered the claim set forth below and having issued a determination allowing the claim, which is incorporated by reference herein and filed herewith,

It is ordered, That the claimed property, described below and in the determination, including all royalties accrued thereunder and all damages and profits recoverable for past infringement thereof, be returned after adequate provision for taxes and conservatory expenses:

Claimant and Claim No., Notice of Intention To Return Published, and Property

Max Leclerc & Cie Ltd. (Librairie Armand Colin), 103, Boulevard Saint-Michel, Paris 5e, France; Claim No. 32510, December 23, 1948 (13 F. R. 8283); Property to the extent owned by claimant immediately prior to the vesting thereof, described in Vesting Order No. 3430 (9 F. R. 6464, June 13, 1944; 9 F. R. 13768, November 17, 1944) relating to the literary works "Historie De France, Cours Elementaire" and "Historie De France, Cours Moyens" (listed in Exhibit A of said vesting order), including royalties pertaining thereto in the amount of $718.79.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on February 1, 1949.

For the Attorney General.

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

[F. R. Doc. 49–877; Filed, Feb. 4, 1949; 8:57 a. m.]