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**TITLE 3—THE PRESIDENT**

**REORGANIZATION PLAN NO. 2 OF 1949**

*Prepared by the President and Transmitted to the Senate and the House of Representatives in Congress Assembled, June 20, 1949, Pursuant to the Provisions of the Reorganization Act of 1949, Approved June 20, 1949<sup>1</sup>*

**DEPARTMENT OF LABOR**

**SECTION 1. Bureau of Employment Security.** The Bureau of Employment Security of the Federal Security Agency, including the United States Employment Service and the Unemployment Insurance Service, together with the functions thereof, is transferred as an organizational entity to the Department of Labor. The functions of the Federal Security Administrator with respect to employment services, unemployment compensation, and the Bureau of Employment Security, together with his functions under the Federal Unemployment Tax Act (as amended, and as affected by the provisions of Reorganization Plan No. 2 of 1946, 60 Stat. 1095, 26 U. S. C. 1600-1611), are transferred to the Secretary of Labor. The functions transferred by the provisions of this section shall be performed by the Secretary of Labor or, subject to his direction and control, by such officers, agencies, and employees of the Department of Labor as he shall designate.

**Sec. 2. Veterans' Placement Service Board.** The functions of the Veterans' Placement Service Board under Title IV of the Servicemen's Readjustment Act of 1944 (58 Stat. 284, as amended; 38 U. S. C. 695-695f) are transferred to and shall be performed by the Secretary of Labor. The functions of the Chairman of the said Veterans' Placement Service Board are transferred to the Secretary of Labor and shall be performed by the Secretary or, subject to his direction and control, by the Chief of the Veterans' Employment Service. The Veterans' Placement Service Board is abolished.

<sup>1</sup> Effective August 20, 1949, under the provisions of section 6 of the act; published pursuant to section 11 of the act (Pub. Law 109, 81st Cong.).

**SEC. 3. Federal Advisory Council.** The Federal Advisory Council established pursuant to section 11 (a) of the Act of June 6, 1933 (48 Stat. 116, as amended, 29 U. S. C. 49j (a)), is hereby transferred to the Department of Labor and shall, in addition to its duties under the aforesaid Act, advise the Secretary of Labor and the Director of the Bureau of Employment Security with respect to the administration and coordination of the functions transferred by the provisions of this reorganization plan.

**SEC. 4. Personnel, records, property, and funds.** There are transferred to the Department of Labor, for use in connection with the functions transferred by the provisions of this reorganization plan, the personnel, property, records and unexpended balances of appropriations, allocations, and other funds (available or to be made available) of the Bureau of Employment Security, together with so much as the Director of the Bureau of the Budget shall determine of other personnel, property, records and unexpended balances of appropriations, allocations, and funds (available or to be made available) of the Federal Security Agency which relate to functions transferred by the provisions of this reorganization plan.

[F. R. Doc. 49-6867; Filed, Aug. 22, 1949; 8:45 a. m.]

**REORGANIZATION PLAN NO. 3 OF 1949**

*Prepared by the President and Transmitted to the Senate and the House of Representatives in Congress Assembled, June 20, 1949, Pursuant to the Provisions of the Reorganization Act of 1949, Approved June 20, 1949<sup>1</sup>*

**POST OFFICE DEPARTMENT**

**SECTION 1. Functions of the Postmaster General.** (a) There are hereby transferred to the Postmaster General the functions of all subordinate officers and agencies of the Post Office Department, including the functions of each Assistant Postmaster General, the Purchasing Agent for the Post Office Department, the Comptroller, and the Bureau of Accounts.

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(b) The Postmaster General is hereby authorized to delegate to any officer, employee, or agency of the Post Office Department designated by him such of his functions as he deems appropriate.

SEC. 2. *Deputy Postmaster General.* There shall be in the Post Office Department a Deputy Postmaster General who shall be appointed by the President by and with the advice and consent of the Senate, shall perform such duties as the Postmaster General may designate, and shall receive compensation at the rate of \$10,330 per annum or such other compensation as may be provided by law for the Under Secretaries of Executive depart-

ments after the date of transmittal of this reorganization plan to the Congress.

**SEC. 3. Assistant Postmasters General.** There shall be in the Post Office Department four Assistant Postmasters General who shall be appointed by the President by and with the advice and consent of the Senate, shall perform such duties as the Postmaster General may designate, and shall receive compensation at the rate of \$10,330 per annum or such other compensation as may be provided by law for the Assistant Secretaries of Executive departments after the date of transmittal of this reorganization plan to the Congress.

**SEC. 4. Advisory Board.** There is hereby established an Advisory Board for the Post Office Department of which the Postmaster General shall be chairman and the Deputy Postmaster General the vice chairman. The Board shall have seven additional members, representative of the public, who shall be appointed by the President by and with the advice and consent of the Senate. The members so appointed shall each receive compensation of \$50 per diem when engaged in duties as members of the Board (including travel time to and from their homes or regular places of business) and reasonable subsistence and travel expense as determined by the Postmaster General. The Board shall meet quarterly at the seat of the government in the District of Columbia, or at such other time and place as the Postmaster General shall determine, for the purpose of considering methods and policies for the improvement of the postal service and shall advise and make recommendations to the Postmaster General with respect to such methods and policies.

**SEC. 5. Agencies abolished.** (a) There are hereby abolished the Bureau of Accounts in the Post Office Department (including the office of Comptroller) and the office of Purchasing Agent for the Post Office Department.

(b) The offices of First Assistant Postmaster General, Second Assistant Postmaster General, Third Assistant Postmaster General, and Fourth Assistant Postmaster General (5 U. S. C. 363) are hereby abolished; but the incumbents thereof immediately prior to the taking of effect of the provisions of this reorganization plan shall without reappointment be the first Assistant Postmasters General in office under the provisions of section 3 hereof.

**SEC. 6. Employees, records, property, and funds.** The employees now being employed, and the records and property now being used or held, in connection with any functions transferred by the provisions of this reorganization plan are hereby transferred to such agencies of the Post Office Department as the Postmaster General shall designate. The unexpended balances of appropriations, allocations, and other funds available or to be made available for use in connection with such functions shall remain so available.

[F. R. Doc. 49-6868; Filed, Aug. 22, 1949; 8:45 a. m.]

#### REORGANIZATION PLAN NO. 4 OF 1949

*Prepared by the President and Transmitted to the Senate and the House of Representatives in Congress Assembled, June 20, 1949, Pursuant to the Provisions of the Reorganization Act of 1949, Approved June 20, 1949<sup>1</sup>*

##### EXECUTIVE OFFICE OF THE PRESIDENT

The National Security Council and the National Security Resources Board, together with their respective functions, records, property, personnel, and unexpended balances of appropriations, allocations, and other funds (available or to be made available), are hereby transferred to the Executive Office of the President.

[F. R. Doc. 49-6869; Filed, Aug. 22, 1949; 8:45 a. m.]

#### REORGANIZATION PLAN NO. 5 OF 1949

*Prepared by the President and Transmitted to the Senate and the House of Representatives in Congress Assembled, June 20, 1949, Pursuant to the Provisions of the Reorganization Act of 1949, Approved June 20, 1949<sup>1</sup>*

##### CIVIL SERVICE COMMISSION

**SECTION 1. Chairman, United States Civil Service Commission.** The President of the United States shall from time to time designate one of the civil service commissioners constituting the United States Civil Service Commission (hereinafter referred to as the Commission) as the presiding head of the Commission with the title of "Chairman, United States Civil Service Commission."

**SEC. 2. Functions of Chairman.** (a) In order to facilitate the most effective and expeditious administration of civil service matters and related affairs, there are hereby transferred to the Chairman, United States Civil Service Commission, hereinafter referred to as the Chairman, who shall be the chief executive and administrative officer of the Commission:

(1) the functions of the President of the Commission;

(2) the functions of the Executive Director and Chief Examiner of the Commission and of the Secretary thereof;

(3) the functions of the Commission with respect to the appointment of personnel employed under the Commission; *Provided*, That employees who are engaged regularly and full time in assisting the Commission in the performance of the functions reserved to it under sections 2 (a) (6) (i) to 2 (a) (6) (vii), inclusive, of this reorganization plan shall be appointed by the Commission; and *Provided further*, That the regional directors, and the heads of the major administrative units reporting directly to the Chairman or to the Executive Director, shall be appointed by the Chairman

<sup>1</sup> Effective August 20, 1949, under the provisions of section 6 of the act; published pursuant to section 11 of the act (Pub. Law 109, 81st Cong.).

only after consultation with the other civil service commissioners;

(4) the functions of the Commission with respect to the direction of employees of the Commission, the supervision of all activities of such employees, the distribution of business among employees and organizational units of the Commission, and the direction of the internal management of the Commission's affairs; *Provided*, That there are not transferred by the provisions of this section 2 (a) (4) any functions with respect to employees whose appointment remains vested in the Commission under the first proviso of section 2 (a) (3), above;

(5) the functions of the Commission with respect to directing the preparation of budget estimates and with respect to the use and expenditure of funds; and

(6) the functions of the Commission with respect to executing, administering and enforcing (A) the civil service rules and regulations of the President of the United States and of the Commission and the laws governing the same, and (B) the other activities of the Commission, including retirement and classification activities; *Provided*, That there are not transferred by the provisions of this section 2 (a) (6) the functions of the Commission with respect to:

(i) the preparation of suitable rules in accordance with the provisions of the first subsection of section 2 of the Act of January 16, 1883, ch. 27, 22 Stat. 403, and the making of an annual report under the fifth subsection of said section 2;

(ii) the promulgation of any rules, regulations, or similar policy directives, now vested in the Commission;

(iii) the prevention of pernicious political activities, including such functions under the Act of July 19, 1940, 54 Stat. 767, as amended;

(iv) the hearing or providing for the hearing of appeals, including appeals with respect to examination ratings, veterans' preference, racial and religious discrimination, disciplinary action, efficiency ratings, and dismissals, and the taking of such final action on such appeals as is now authorized to be taken by the Commission;

(v) the recommendation to the President for transmission to the Congress of such legislative or other measures as will promote an efficient Federal service and a systematic application of merit system principles, including measures relating to the selection, promotion, transfer, performance, pay, conditions of service, tenure, and separation of Federal employees;

(vi) the investigation of matters pertaining to the administration of functions of the Commission or Chairman; nor

(vii) the revision and submission to the Bureau of the Budget of budget estimates.

(b) The functions transferred by the provisions of sections 2 (a) (2) to 2 (a) (6), inclusive, of this reorganization plan shall be performed by the Chairman or, subject to his direction and control, by such officers and employees under his jurisdiction as he shall designate.

(c) Each civil service commissioner, including the Chairman, and duly au-

thorized representatives of the Commission or Chairman, shall have authority to administer oaths pursuant to section 1 of the Act of August 23, 1912, ch. 350 (37 Stat. 373).

**SEC. 3. Executive Director.** There shall be under the Chairman an Executive Director who shall be appointed by the Chairman under the classified civil service. During the absence or disability of the Chairman, or in the event of a vacancy in the office of Chairman, the Executive Director shall perform those functions of the Chairman which are transferred to the Chairman by the provisions of sections 2 (a) (2) to 2 (a) (6), inclusive, of this reorganization plan unless the President shall designate another person so to perform said functions: *Provided*, That the Executive Director shall at no time sit as a member or acting member of the Commission.

**SEC. 4. Offices abolished.** The heretofore existing office of Executive Director and Chief Examiner, and the office of Secretary of the Commission and the title of "President of the United States Civil Service Commission," are hereby abolished.

[F. R. Doc. 49-6870; Filed, Aug. 22, 1949; 8:45 a. m.]

#### REORGANIZATION PLAN NO. 6 OF 1949

*Prepared by the President and Transmitted to the Senate and the House of Representatives in Congress Assembled, June 20 1949, Pursuant to the Provisions of the Reorganization Act of 1949, Approved June 20, 1949<sup>1</sup>*

##### UNITED STATES MARITIME COMMISSION

**SECTION 1. Administration of functions of Commission.** The Chairman of the United States Maritime Commission shall be the chief executive and administrative officer of the United States Maritime Commission. In executing and administering on behalf of the Commission its functions (exclusive of func-

tions transferred by the provisions of section 2 of this reorganization plan) the Chairman shall be governed by the policies, regulatory decisions, findings, and determinations of the Commission.

**SEC. 2. Transfer of functions.** There are hereby transferred from the United States Maritime Commission to the Chairman of the Commission the functions of the Commission with respect to (1) the appointment and supervision of all personnel employed under the Commission, (2) the distribution of business among such personnel and among organizational units of the Commission, and (3) the use and expenditure of funds for administrative purposes: *Provided*, That the provisions of this section do not extend to personnel employed regularly and full time in the offices of members of the Commission other than the Chairman: *Provided further*, That the heads of major administrative units shall be appointed by the Chairman only after consultation with the other members of the Commission.

**SEC. 3. Performance of transferred functions.** The functions of the Chairman under the provisions of this reorganization plan shall be performed by him or, subject to his supervision and direction, by such officers and employees under his jurisdiction as he shall designate.

[F. R. Doc. 49-6871; Filed, Aug. 22, 1949; 8:45 a. m.]

#### REORGANIZATION PLAN NO. 7 OF 1949

*Prepared by the President and Transmitted to the Senate and the House of Representatives in Congress Assembled, June 20, 1949, Pursuant to the Provisions of the Reorganization Act of 1949, Approved June 20, 1949<sup>1</sup>*

##### PUBLIC ROADS ADMINISTRATION

**SECTION 1. Transfer of Public Roads Administration.** The Public Roads Administration, together with its functions,

including the functions of the Commissioner of Public Roads, is hereby transferred to the Department of Commerce and shall be administered by the Commissioner of Public Roads subject to the direction and control of the Secretary of Commerce.

**SEC. 2. Transfer of certain functions of Federal Works Administrator.** All functions of the Federal Works Administrator with respect to the agency and functions transferred by the provisions of section 1 hereof are hereby transferred to the Secretary of Commerce and shall be performed by the Secretary or, subject to his direction and control, by such officers, employees, and agencies of the Department of Commerce as the Secretary shall designate.

**SEC. 3. Records, property, personnel, and funds.** There are hereby transferred to the Department of Commerce, to be used, employed, and expended in connection with the functions transferred by the provisions of this reorganization plan, the records and property now being used or held in connection with such functions, the personnel employed in connection with such functions, together with the Commissioner of Public Roads, and the unexpended balances of appropriations, allocations, and other funds available or to be made available for use in connection with such functions. Such further measures and dispositions as the Director of the Bureau of the Budget shall determine to be necessary in order to effectuate the transfers provided for in this section shall be carried out in such manner as the Director shall direct and by such agencies as he shall designate.

**SEC. 4. Effect of reorganization plan.** The provisions of this reorganization plan shall become effective notwithstanding the status of the Public Roads Administration within the Federal Works Agency or within any other agency immediately prior to the effective date of this reorganization plan.

[F. R. Doc. 49-6872; Filed, Aug. 22, 1949; 8:45 a. m.]

## RULES AND REGULATIONS

### TITLE 8—ALIENS AND NATIONALITY

#### Chapter I—Immigration and Naturalization Service, Department of Justice

##### PART 116—CIVIL AIR NAVIGATION

###### DOCUMENTS FOR ENTRY

**CROSS REFERENCE:** For amendment of § 116.8, see Title 19, Chapter I, Part 6, *infra*.

<sup>1</sup> Effective August 20, 1949, under the provisions of section 6 of the act; published pursuant to section 11 of the act (Pub. Law 109, 81st Cong.).

### TITLE 19—CUSTOMS DUTIES

#### Chapter I—Bureau of Customs, Department of the Treasury

##### PART 6—AIR COMMERCE REGULATIONS

###### DOCUMENTS FOR ENTRY

Paragraph (d) of § 6.8, *Documents for entry*, of Title 19, Code of Federal Regulations, such section being also designated as § 116.8 of Title 8 and § 71.508 of Title 42, is amended to read as follows:

(d) The provisions of section 466, Tariff Act of 1930, are applicable to any such aircraft of United States registry engaged in trade arriving in the United States, as defined in section 401 (k), Tariff Act

of 1930, whether from a contiguous or noncontiguous foreign country, and a notation as to any equipment installed on, or repairs made to, any such aircraft in a foreign country shall be made in the aircraft journey log book, which shall set forth a general description of the equipment or repairs and a statement of the necessity therefor. The aircraft commander, on the first subsequent arrival of the aircraft in the United States, shall exhibit the journey log book to the customs officer at the port of arrival. In no case is the filing of customs Form 3417 required for any such aircraft. Except as specified hereafter in this paragraph, any such equipment purchased or repairs made shall be subject to entry and de-

posit of duty as prescribed by § 4.14 of Title 19, but the following may be added to the entry in lieu of the filing of customs Form 3415:

This entry contains a complete account of the equipment purchased for and the repairs made to the within-mentioned aircraft during the flight covered thereby, together with the cost of such equipment and the expenses of such repairs (including the cost of installation of equipment and the cost of repair parts and materials used). Application is hereby made for the ascertainment of the amount of duty due under section 466, Tariff Act of 1930.

The filing of customs Form 3415 and entry and deposit of duty on such equipment or repairs shall not be required if (1) the aircraft belongs to a scheduled air line, or to an air carrier generally authorized to operate contract passenger or cargo flights and operating between the United States and foreign territory, (2) the aircraft commander executes and files with the entry of the aircraft an affidavit in the form set forth below, and (3) the collector is satisfied from an inspection of the journey log book and such further investigation as he may deem necessary that the facts with respect to the installation of the equipment and making of repairs were as set forth in such affidavit.

**AFFIDAVIT RESPECTING EQUIPMENT PURCHASED FOR OR REPAIRS MADE TO UNITED STATES AIRCRAFT WHILE IN A FOREIGN COUNTRY**

District No. \_\_\_\_\_  
 Port of \_\_\_\_\_  
 Date \_\_\_\_\_

I, \_\_\_\_\_, the person in command of aircraft No. \_\_\_\_\_, flight No. \_\_\_\_\_, now entering from \_\_\_\_\_, declare that the installation of equipment and making of repairs noted in the journey log book of such aircraft exhibited herewith were necessary by reason of stress of weather or other casualty occurring since last leaving the United States and were required to secure the safety and airworthiness of the aircraft in accordance with Civil Aeronautics Administration regulations to enable the aircraft to continue its flight; or that the equipment installed and materials used in making the repairs were of the growth, produce, or manufacture of the United States and the work incident to such installation or repairs was performed by the regular crew of the aircraft or by residents of the United States.

(Aircraft commander)

Declared to under oath before me this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

(Title or designation)

This order shall become effective on the date of its publication in the FEDERAL REGISTER. Compliance with the provisions of section 4 of the Administrative Procedure Act (60 Stat. 238, 5 U. S. C. 1003) as to notice of proposed rule making and delayed effective date is unnecessary because the rules prescribed by the order relieve restrictions and are clearly advantageous to persons affected thereby. (R. S. 161, 251, sec. 644, 46 Stat. 761, sec. 7, 44 Stat. 572, secs. 367, 602, 58 Stat. 706, 712, sec. 23, 39 Stat. 892, sec. 24, 43 Stat. 166; 5 U. S. C. 22, 19 U. S. C. 66, 1644, 49 U. S. C. 177, 42 U. S. C. 201 note, 270, 8 U. S. C. 102, 222. Sec. 1, President's Reorg. Plan No. V; 5 F. R.

2132, 2223. Sec. 102, Reorg. Plan No. 3 of 1946; 11 F. R. 7875)

FRANK DOW,  
*Acting Commissioner of Customs.*  
 JOHN S. GRAHAM,  
*Acting Secretary of the Treasury.*  
 LEONARD A. SCHEELE,  
*Surgeon General,*  
*U. S. Public Health Service.*  
 J. DONALD KINGSLEY,  
*Acting Federal Security*  
*Administrator.*

MAY 24, 1949.

[SEAL] PEYTON FORD,  
*Acting Attorney General.*

AUGUST 10, 1949.

[F. R. Doc. 49-6824; Filed, Aug. 22, 1949; 8:49 a. m.]

[T. D. 52298]

**PART 8—LIABILITY FOR DUTIES, ENTRY OF IMPORTED MERCHANDISE**

**INVOICES FOR COPPER-BEARING ORES, CONCENTRATES, AND OTHER ARTICLES**

Public Law No. 33, approved March 31, 1949 (T. D. 52189), amending Public Law No. 42, approved April 29, 1947 (T. D. 51670), further suspends the imposition of the copper tax (I. R. C. sec. 3425), except in the case of copper sulphate, and composition metal provided for in paragraph 1657 of the Tariff Act of 1930, as amended, which is suitable both in its composition and shape, without further refining or alloying, for processing into castings, not including as castings ingots or similar cast forms, during the period from April 1, 1949, to June 30, 1950, inclusive. Therefore, the application of T. D.'s 45878, 50046, and 50158, and § 8.13 (1), Customs Regulations of 1943, as amended, requiring additional information on customs invoices for "Copper-bearing ores and concentrates and other articles taxable under section 601 (c) (7), Revenue Act of 1932," and "Articles dutiable under Tariff Act of 1930 and containing 4 per centum or more by weight of copper (including copper in alloy), except articles provided for in pars. 316, 380, 381, or 387, Tariff Act of 1930," is hereby suspended with respect to such articles, except copper sulphate and composition metal provided for in paragraph 1657 of the Tariff Act of 1930, as amended, which is suitable both in its composition and shape, without further refining or alloying, for processing into castings, not including as castings ingots or similar cast forms, entered for consumption during the period from April 1, 1949, to June 30, 1950, inclusive.

Sec. 481 (a) (10), 46 Stat. 719; 19 U. S. C. 1481 (a) (10)

Section 8.13 (1), Customs Regulations of 1943 (19 CFR, Cum. Supp., 8.13 (1)), as amended, is hereby further amended by adding the number and date of this Treasury decision to the Treasury decisions appearing opposite each of the items "Copper-bearing ores and concentrates and other articles taxable under section 601 (c) (7), Revenue Act of 1932," and "Articles dutiable under Tariff

Act of 1930 and containing 4 per centum or more by weight of copper (including copper in alloy), except articles provided for in pars. 316, 380, 381, or 387, Tariff Act of 1930."

(Secs. 481, 624, 46 Stat. 719, 759; 19 U. S. C. 1481, 1624)

[SEAL] G. H. GRIFFITH,  
*Acting Commissioner of Customs.*

Approved: August 15, 1949.

JOHN S. GRAHAM,  
*Acting Secretary of the Treasury.*

[F. R. Doc. 49 6826; Filed, Aug. 22, 1949; 8:48 a. m.]

**TITLE 42—PUBLIC HEALTH**

**Chapter I—Public Health Service, Federal Security Agency**

**PART 71—FOREIGN ENTRY**

**DOCUMENTS FOR ENTRY**

CROSS REFERENCE: For amendment of § 71.508, see Title 19, Chapter I, Part 6, *supra*.

**TITLE 49—TRANSPORTATION**

**Chapter I—Interstate Commerce Commission**

**PART 10—UNIFORM SYSTEM OF ACCOUNTS FOR STEAM ROADS**

**EXPENSE AND INCOME ACCOUNTS**

At a session of the Interstate Commerce Commission, Division 1, held at its office in Washington, D. C., on the 8th day of August A. D. 1949.

The matter of the "Uniform System of Accounts for Steam Railroads, Issue of 1943," being under consideration pursuant to the provisions of section 20 of the Interstate Commerce Act, as amended, and the modifications thereof which are attached hereto and made a part hereof being deemed necessary for proper administration of Part I of the act (24 Stat. 386, 54 Stat. 917, 49 U. S. C. 20 (3)): It is ordered, that:

(1) *Objections may be filed.* Any interested party may on or before September 16, 1949, file with the Commission a written statement of reasons why the said modifications should not become effective as hereinafter ordered and may request oral argument thereon.

(2) *Effective date.* Unless otherwise ordered after consideration of such objections, the said modifications shall become effective January 1, 1950.

(3) *Notice.* A copy of this order and the modifications appearing below shall be served upon every steam railroad subject to the Act, and upon every trustee, receiver, executor, administrator, or assignee of any such steam railroad, and notice of this order shall be given to the general public by depositing a copy thereof in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

By the Commission, Division 1.

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

1. In § 10.409 *Express service*, cancel the title and text of this account.

2. In Note C following § 10.510 *Miscellaneous rent income*, change the reference to account 511 to read: account 511, "Income from nonoperating property."

3. In § 10.511 *Miscellaneous nonoperating physical property*, cancel the title of this account without altering the text thereof or notes thereto, and substitute for it the following title: § 10.511 *Income from nonoperating property*.

4. In § 10.569 *Form of income statement*, change the title of account 511 under Other Income to read: 511. Income from nonoperating property.

[F. R. Doc. 49-6816; Filed, Aug. 22, 1949; 8:46 a. m.]

[No. 10122]

PART 139—STANDARD TIME ZONE  
BOUNDARIES

STANDARD TIME ZONE INVESTIGATION

At a session of the Interstate Commerce Commission, Division 2, held at its office in Washington, D. C., on the 17th day of August A. D. 1949.

It appearing, that in the thirtieth supplemental report and order herein, dated August 5, 1949, effective August 14, 1949, — I. C. C. —, 14 F. R. 4950, the Commission modified previous orders defining the limits of the United States standard eastern and central time zones so as to include Hamilton County, Tenn., in the eastern zone:

It further appearing, that prior to the effective date of the said order of August 5, 1949, representations were received on behalf of Rhea County and the Mayors and civic organizations of Dayton and Spring City, Tenn., which sought to have Rhea County also included within the limits of the eastern time zone as modified by said order, and the proceeding has been reopened for further consideration;

And it further appearing, that a full investigation of the matters and things involved has been made, and that the said division, on the date hereof, has made and filed its thirty-first supplemental report in the above-entitled proceeding, containing its findings of fact and conclusions thereon, which said thirty-first supplemental report is hereby referred to and made a part hereof:

It is ordered, That the report and order of October 24, 1918, 51 I. C. C. 273, 49 CFR, Part 139, as modified by the thirtieth supplemental report and order of August 5, 1949, — I. C. C. —, 14 F. R. 4950, so far as they affect the boundary line between the United States standard eastern and central zones in the State of Tennessee, are further amended as follows:

1. Paragraph (d) of § 139.3, *Boundary line between eastern and central zones*, is amended to read as follows:

(d) *Tennessee*. Thence southerly just east of and parallel with the line of the Cincinnati, New Orleans and Texas Pacific Railway to the north line of Rhea County, Tenn., thence northwesterly

along the north line of Rhea County; thence southwesterly along the west line of Rhea and Hamilton Counties to the boundary between Tennessee and Georgia.

2. Subparagraph (1) *Lines east of the boundary excepted from the eastern zone*, of paragraph (g) *Operating exceptions*, is amended by changing the exception accorded the Southern Railway, which reads as follows:

From: Northern limits of Chattanooga, Tenn.

To: North line of Hamilton County, Tenn.

to read:

From: Northern limits of Chattanooga, Tenn.

To: North line of Rhea County, Tenn.

It is further ordered, That the changes and additions required hereby shall become effective at 2 a. m. on August 28, 1949.

And it is further ordered, That notice to the general public shall be given by depositing a copy of this order in the office of the Secretary of the Commission for public inspection, and by filing a copy with the Director, Division of the Federal Register.

(40 Stat. 451-452, 41 Stat. 1446, 42 Stat. 1434; 15 U. S. C. 261-265)

By the Commission, Division 2.

[SEAL] W. P. BARTEL,  
Secretary.

[F. R. Doc. 49-6815; Filed, Aug. 22, 1949; 8:46 a. m.]

## PROPOSED RULE MAKING

### DEPARTMENT OF THE TREASURY

#### United States Coast Guard

[ 33 CFR, Part 80; 46 CFR, Parts 24, 25, 27, 59, 60, 61, 77, 95, 114, 146, 160, 161 ]

[CGFR 49-34]

#### INSPECTION AND NAVIGATION REGULATIONS MERCHANT MARINE COUNCIL PUBLIC HEARING ON PROPOSED CHANGES

1. The Merchant Marine Council will hold a public hearing in Room 4120, Coast Guard Headquarters, 13th and E Streets NW., Washington, D. C., on September 27, 1949, commencing at 9:30 a. m., to consider proposed changes in regulations.

2. The proposed changes in the regulations together with the authorities for making such changes are generally described by subjects in paragraphs 4 to 21, inclusive, below. Copies of the proposed changes in the regulations have been mailed to persons and organizations who have expressed an active interest in the subjects under consideration. Copies of any of the proposed regulations may be obtained from the Commandant (CMC), Coast Guard Headquarters, Washington 25, D. C., so long as they are available. After all extra

copies available for distribution are exhausted, copies will be available for reading purposes only in Room 4104, Coast Guard Headquarters, or at the offices of the various Coast Guard District Commanders.

3. Comments on the proposed regulations are invited. All persons who desire to submit written comments, data, and views prior to the hearing for consideration in connection with the proposed changes may submit them in writing for receipt, prior to September 27, by the Commandant (CMC), Coast Guard Headquarters, Washington 25, D. C.; or comments, data, and views may be presented orally or in writing at the hearing. In order to insure consideration and to facilitate the checking and recording of comments, it is requested that each suggested rewording of a proposed regulation be submitted on a separate sheet of letter size paper, showing the section number (if possible) and the subject; the proposed change; the reason or basis (if any); and the name, business firm (if any), and address of the submitter. The written comments, data, and views should be submitted as soon as possible so that they will be received prior to September 27 in order to insure consideration at the hearing and before recommendations are made concerning the proposed regulations.

#### DAY SIGNAL FOR FISHING VESSELS ON INLAND WATERS

4. It is proposed to add a new section to 33 CFR, Chapter I, which will prescribe a day signal to be exhibited by fishing vessels or boats when operating on inland waters with nets, lines, or trawls out.

5. The authority for issuance of a regulation prescribing such a day signal is in 30 Stat. 102, as amended; 33 U. S. C. 157.

#### MOTORBOAT REGULATIONS

6. It is proposed to add a new § 24.12 to 46 CFR, Chapter I, imposing a requirement that a licensed motorboat operator shall carry his operator's license on board a motorboat at all times when it is employed in carrying passengers for hire.

7. It is proposed to amend 46 CFR 25.4-3 by deleting specifications for wood floats for commercial fishing boats now appearing in that section.

8. It is proposed to amend 46 CFR 27.4-2 (j) to permit the use of a mechanical or electrical fuel supply shut-off device as an alternate to the heat actuated shut-off device now required in the fuel lines of motor vessels of more than 15 gross tons carrying passengers for hire and which use liquid fuels having flash points of 110° F. or lower.

9. It is proposed to amend 46 CFR 27.5-2 (a) to require that fuel tanks on motor vessels of more than 15 gross tons

carrying passengers for hire and using liquid fuel having a flash point above 110° F. be constructed similar to fuel tanks on such vessels using liquid fuel having a flash point of 110° F. or lower, with the exception that internal galvanizing of steel or iron tanks may be omitted.

10. The authority to prescribe regulations applicable to motorboats and motor vessels over 15 gross tons carrying passengers for hire is in R. S. 4405, 4426, 54 Stat. 164, 165, 166, and 54 Stat. 1028, as amended; 46 U. S. C. 375, 404, 526e, 526h, 526p, and 463a.

**LINE-THROWING APPLIANCES**

11. It is proposed to amend 46 CFR 59.60, 59.61, 60.53 and 60.54 by deleting all material containing specifications for line-throwing appliances and equipment required on vessels subject to inspection. The amendments also provide that certain vessels carry an impulse-projected rocket type and that other vessels carry a shoulder gun line-throwing appliance. The effect of the change is that ocean and coastwise vessels placed in service after the effective date of the amendment will be required to carry the impulse-projected rocket type unless by reason of tonnage the shoulder gun type is permitted. The Lyle gun type will be permitted only on vessels now equipped with that type.

12. Authority for requiring line-throwing appliances is in R. S. 4405, 4488, 49 Stat. 1544, as amended; 46 U. S. C. 375, 481, and 367.

**FIRE-EXTINGUISHING SYSTEMS**

13. It is proposed to amend 46 CFR 61.4 (a) (1), 77.4 (a) (1), 95.4 (a) (1), and 114.6 (a) (1) to require a water sprinkling fire-extinguishing system on vessels carrying combustible cargo in holds or other closed compartments from which inert gas or steam could escape and render crew or passenger spaces uninhabitable if inert-gas or steam-extinguishing systems were installed.

14. The authority for regulations on fire-extinguishing systems is in R. S. 4405, 4470, 49 Stat. 1544 and 54 Stat. 1028, as amended; 46 U. S. C. 367, 375, 463, and 463a.

**DANGEROUS CARGO REGULATIONS**

15. It is proposed to amend 46 CFR 146.09-6 setting forth the construction of portable magazine chests used for the stowage of certain explosives. The effects of the change are to prohibit wooden chests and to reduce the thickness of metal used in the construction of the chests.

16. It is proposed to amend 46 CFR 146.22-100 Table E by changing the limiting gross weights of shipments of pyroxylin plastics and film support (nitro-cellulose base) when shipped in fiber drums or fiberboard tubes in order to bring the regulation into agreement with that of the Interstate Commerce Commission. It is proposed further to prescribe requirements for the transportation of iron sponge, not properly oxidized; iron mass, spent; iron sponge, spent; and spent oxide.

17. Upon petition to the Commandant to permit the use of more than 30 pounds per square inch air pressure when discharging cargoes of sulfuric acid, it is

proposed to amend 46 CFR 146.24-15 (a) and 146.24-15 (a) (1).

18. It is proposed to amend 46 CFR 146.27-100 Table K by deleting iron sponge (iron oxide) and iron sponge, spent and by adding requirements for the transportation of iron mass, wet; iron sponge, wet; and iron oxide, wet.

19. The authority to prescribe regulations for the transportation of dangerous cargo is in R. S. 4405 and 4472, as amended; 46 U. S. C. 170 and 375.

**SPECIFICATIONS**

20. It is proposed to publish in 46 CFR Parts 160 and 161 specifications for buoyant apparatus, hatchets, embarkation ladders, life rafts, life floats, shoulder gun type line-throwing appliance, portable magazine chests, wood floats, impulse-projected rocket type line-throwing appliance, floating electric lights, motor lifeboat searchlights, and hand flashlights, as subparts 160.010, 160.013, 160.017, 160.018, 160.027, 160.031, 160.038, 160.039, 160.040, 161.001, 161.006 and 161.008, respectively. These new specifications are for the manufacturing of equipment requiring approval of the Commandant before being used on vessels required to carry such equipment.

21. The authority for prescribing specifications for equipment requiring approval of the Commandant is in R. S. 4405, 4472, 4488, and 4491, as amended; 46 U. S. C. 170, 375, 481, and 489.

Dated: August 17, 1949.

[SEAL] MERLIN O'NEILL,  
Rear Admiral, U. S. Coast Guard,  
Acting Commandant.

[F. R. Doc. 49-6825; Filed, Aug. 22, 1949; 8:47 a. m.]

**DEPARTMENT OF AGRICULTURE**

**Bureau of Entomology and Plant Quarantine**

**[ 7 CFR, Part 301 ]**

**PINK BOLLWORM**

**COTTONSEED TREATING METHODS TO PROVIDE FOR ADDITIONAL TREATING SCHEDULES**

Notice is hereby given under section 4 of the Administrative Procedure Act (5 U. S. C. 1003) that the Chief of the Bureau of Entomology and Plant Quarantine, pursuant to the authority conferred upon him by the second proviso of the Pink Bollworm Quarantine (7 CFR 301.52), is considering amending administrative instructions authorizing methods of treating cottonseed (7 CFR 301.52-4a), by revising paragraph (a) (3) of such instructions to read as follows:

§ 301.52-4a *Administrative instructions authorizing additional methods of treating cottonseed*—(a) *Cottonseed from lightly infested area.* \* \* \*

(3) *Dosage.* The dosage of methyl bromide shall be as follows:

Average seed temperature	Dosage rate (lbs. per 1,000 cu. ft.)	Exposure period (hours)
60° F. or above.....	4	24
	6	12
	5	24
Below 60° F.....	7.5	12

The dosage shall be introduced as a spray into the return duct at some point beyond the blower.

The circulatory system shall be operated at the beginning for a period to be designated by the inspector in charge.

The purpose of this proposed revision is to provide for additional schedules for fumigating cottonseed by using increased dosages of methyl bromide for shorter exposure periods within each of two temperature ranges.

All persons who desire to submit written data, views, or arguments in connection with this matter should file the same with the Chief of the Bureau of Entomology and Plant Quarantine, Agricultural Research Administration, United States Department of Agriculture, Washington 25, D. C., within 15 days after the date of the publication of this notice in the FEDERAL REGISTER.

(Sec. 8, 37 Stat. 318, as amended; 7 U. S. C. 161; 7 CFR 301.52)

Done at Washington, D. C., this 16th day of August 1949.

[SEAL] AVERY S. HOYT,  
Acting Chief, Bureau of Entomology and Plant Quarantine.

[F. R. Doc. 49-6828; Filed, Aug. 22, 1949; 8:48 a. m.]

**Production and Marketing Administration**

**[ 7 CFR, Part 729 ]**

**PEANUTS**

**NOTICE OF INTENTION TO AMEND MARKETING QUOTA REGULATIONS FOR 1949 CROP**

Pursuant to the authority contained in the applicable provisions of the Agricultural Adjustment Act of 1938, as amended (7 U. S. C. 1301, 1358-1359, 1372-1375), the Secretary of Agriculture is preparing to amend the marketing quota regulations for the 1949 crop of peanuts (14 F. R. 3173, 3226) to provide that the producer may pay to the county committee the penalty due on peanuts prior to marketing, in cases where collection and payment of the penalty by the buyer are determined by the county committee to be administratively unfeasible, and to revise the records and reports required of buyers in connection with the marketings of such producers.

The regulations would be further amended to provide that peanuts picked or threshed on acreage slightly in excess of the farm acreage allotment may be disposed of under arrangements made with the county committee so as to bring the peanut acreage within the farm acreage allotment.

Prior to issuance of the amendments described above, consideration will be given to any data, views, and recommendations relating thereto which are submitted in writing to the Director, Fats and Oils Branch, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C. All submissions must be postmarked not later than 10 days from the date of publication of this notice in the FEDERAL REGISTER.

Issued at Washington, D. C., this 18th day of August 1949.

[SEAL] RALPH S. TRIGG,  
Administrator.

[F. R. Doc. 49-6827; Filed, Aug. 22, 1949;  
8:48 a. m.]

## INTERSTATE COMMERCE COMMISSION

[ 49 CFR, Part 179 ]

### TRANSFER RULES AND REGULATIONS

#### TRADING IN OPERATING RIGHTS FOR PROFIT

JUNE 10, 1949.

Pursuant to section 4 (a) of the Administrative Procedure Act (60 Stat. 237, 5 U. S. C. 1003) notice is hereby given of the proposed revision of the transfer rules and regulations (49 CFR, 1943 Supp.,

179.0-179.6) for the purpose of curbing the so-called trading in operating rights for profit. It is proposed to amend § 179.1 (c) by adding at the end thereof the following:

#### § 179.1 General. \* \* \*

(c) \* \* \* A proposed transfer of operating rights will not be approved if the Commission finds that the transferee does not intend to, or would not, engage in bona fide motor carrier operations under such operating rights, or if the Commission finds that the transferor acquired such operating rights by transfer for the purpose of profiting therefrom without engaging in bona fide motor carrier operations under such operating rights, or if the Commission finds that the transferor has discontinued operations under such operating rights and that operation by the transferee under such operating rights would not be consistent with the

national transportation policy declared in the Interstate Commerce Act.

No oral hearing is contemplated but anyone wishing to make representations in favor of or against the proposed rule may do so through the submission of written data, views or arguments. The original and five copies of such submission shall be filed with the Commission on or before September 19, 1949.

Notice to the general public shall be given by depositing a copy in the Office of the Secretary of the Commission for public inspection and by filing a copy with the Director, Division of the Federal Register.

By the Commission, Division 5.

[SEAL] W. P. BARTEL,  
Secretary.

[F. R. Doc. 49-6817; Filed, Aug. 22, 1949;  
8:46 a. m.]

## NOTICES

### FEDERAL POWER COMMISSION

[Docket No. E-6231]

EL PASO ELECTRIC CO.

NOTICE OF APPLICATION

AUGUST 16, 1949.

Notice is hereby given that on August 15, 1949, an application was filed with the Federal Power Commission, pursuant to section 204 of the Federal Power Act, by El Paso Electric Company, a corporation organized under the laws of the State of Texas and doing business in the States of Texas and New Mexico, with its principal business office at El Paso, Texas, seeking an order authorizing the issuance of \$2,500,000 principal amount of 3½% debentures due September 1, 1969. The debentures will be dated as of September 1, 1949, and are proposed to be sold to John Hancock Mutual Life Insurance Company; all as more fully appears in the application on file with the Commission.

Any person desiring to be heard or to make any protest with reference to said application should, on or before the 6th day of September 1949, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's rules of practice and procedure.

[SEAL] J. H. GUTRIDE,  
Acting Secretary.

[F. R. Doc. 49-6768; Filed, Aug. 22, 1949;  
8:45 a. m.]

### SECURITIES AND EXCHANGE COMMISSION

[File Nos. 70-1369, 70-1837, 70-2149]

NORTH AMERICAN CO.

#### SUPPLEMENTAL ORDER GRANTING REQUEST

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 12th day of August 1949.

The Commission having issued its order on April 14, 1942, pursuant to section 11 (b) (1) of the Public Utility Holding Company Act of 1935 ("act") in proceedings concerning The North American Company ("North American"), a registered holding company, and its subsidiary companies, File No. 59-10, directing, among other things, that North American sever its relationship with Pacific Gas and Electric Company ("Pacific"), Illinois Power Company ("Illinois"), and Wisconsin Electric Power Company ("Wisconsin") in any appropriate manner not in contravention of the provisions of the act and the rules and regulations promulgated thereunder by disposing or causing the disposition of its direct or indirect ownership, control and holdings of securities issued and properties owned, controlled or operated by Pacific, Illinois and Wisconsin; and

North American, in partial compliance with said order, having, as set forth in orders of the Commission dated October 13 and October 20, 1948, and June 27, 1949 (all in File No. 70-1369), and June 8, 1949 (File No. 70-2149), sold the following securities for cash within the past eleven months:

Security	Proceeds
77,563 shares Pacific common stock	\$2,535,057.12
72,785 shares Illinois common stock	2,034,930.31
13,494 shares Wisconsin 6% preferred stock	1,775,270.64
Total	6,345,258.07

North American, pursuant to the Commission's order of June 28, 1949, File No. 70-1837, having purchased from Union Electric Company of Missouri ("Union") 367,500 additional shares of Union Common Stock for \$5,000,000 in cash, an amount equal to the proceeds derived from the aforesaid sales of Pacific and Illinois Common Stocks and a portion of the proceeds derived from the aforesaid sale of Wisconsin Preferred Stock; and

North American, on June 30, 1949, having retired its outstanding Bank Loan Notes aggregating \$1,366,236.34 by the application of an amount equal to the balance of the proceeds of the sale of Wisconsin Preferred Stock and, to the extent of \$20,978.27, other company funds; and

North American having requested that the Commission issue a supplemental order containing the recitals, findings and orders hereinafter set forth; and

The Commission having considered said request and deeming it appropriate in the public interest and in the interest of investors and consumers that said request be granted:

*It is ordered*, That the Commission's aforementioned order dated June 28, 1949, File No. 70-1837, be amended by adding thereto the following paragraph:

*It is ordered and recited and the Commission finds*, That the issuance by Union Electric Company of Missouri to The North American Company of 367,500 shares of Union Common Stock and the expenditure by The North American Company of \$5,000,000, being an amount equal to the proceeds realized from the sales of 77,563 shares of Pacific Gas and Electric Common Stock and 72,785 shares of Illinois Power Common Stock and, to the extent of \$430,012.57, of 13,494 shares of Wisconsin Electric 6% Preferred Stock, for the purchase of such 367,500 shares of Common Stock of Union Electric Company of Missouri, all as authorized or permitted by the Commission and pursuant to this order of the Commission of June 28, 1949, are necessary or appropriate to the integration or simplification of the holding company system of which The North American Company is a member and are necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935.

*It is further ordered*, That the Commission's order dated June 27, 1949, File No. 70-1369, be amended by adding thereto the following paragraph:



*It is ordered and recited and the Commission finds,* That the expenditure on June 30, 1949 by The North American Company of \$1,366,236.34, being an amount equal to \$1,345,258.07 of the proceeds of the sale of 13,494 shares of Wisconsin Electric 6% Preferred Stock and \$20,978.27 of other funds of the Company, for the purpose of retiring the outstanding Bank Loan Notes of The North American Company, all as authorized or permitted by the Commission, are necessary or appropriate to the integration or simplification of the holding company system of which The North American Company is a member and are necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935.

By the Commission.

[SEAL] NELLYE A. THORSEN,  
Assistant Secretary.

[F. R. Doc. 49-6814; Filed, Aug. 22, 1949;  
8:46 a. m.]

**FEDERAL TRADE COMMISSION**

[File No. 21-425]

**SLIDE FASTENER (ZIPPER) INDUSTRY**

**NOTICE OF HOLDING OF TR DE PRACTICE CONFERENCE**

At a regular session of the Federal Trade Commission held at its office in the city of Washington, D. C., on the 18th day of August 1949.

Notice is hereby given that a trade practice conference for the Slide Fastener (Zipper) Industry will be held by the Federal Trade Commission in Conference Rooms (B) and (C), Ballroom Floor, of the Hotel Commodore, Forty-second Street and Lexington Avenue, New York City, Wednesday, September 14, 1949, commencing at 10 a. m., d. s. t.

The industry for which the conference is called is composed of the persons, firms, corporations and organizations engaged in manufacturing, assembling, placing on the market, or distributing slide fasteners, generally referred to as "zippers", and parts therefor. Such products of the industry, in addition to being utilized in the manufacture of clothing, leather goods, footwear, and for other uses, are also sold through retailers for home-sewing purposes.

All persons, firms, corporations and organizations engaged in such business are cordially invited to attend or be represented at the conference and to take part in the proceedings.

The conference and further proceedings in the matter will be directed toward the eventual establishment and promulgation by the Commission of trade practice rules for the industry under which unfair methods of competition, unfair or deceptive acts or practices, and other trade abuses, may be eliminated and prevented.

By direction of the Commission.

[SEAL] D. C. DANIEL,  
Secretary.

[F. R. Doc. 49-6821; Filed, Aug. 22, 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.

[Return Order 402]

EDUARD VON ASTEN

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

Eduard von Asten, Hauset, Poste Hergenthath, Belgium; Claim No. 30577; July 1, 1949 (14 F. R. 3654); property described in Vesting Order No. 675 (8 F. R. 5029, April 17, 1943), relating to United States Letters Patent Nos. 1,574,592; 1,574,593; 1,610,545; 1,615,210; 1,638,721; 1,660,640; 1,948,411; 1,964,419 and 2,110,388.

All interests and rights created in Eduard von Asten by virtue of an agreement dated June 6, 1935 (including all modifications thereof and supplements thereto, if any) by and between Eduard von Asten and Asten-Hill Manufacturing Company, relating, among other things, to United States Letters Patent No. 1,753,845 to the extent owned by the claimant immediately prior to the vesting thereof by Vesting Order No. 3087 (9 F. R. 2704, March 10, 1944), including royalties in the amount of \$143,451.38.

This return shall not be deemed to include the rights of any licensees under the above patents and patent contract.

Appropriate documents and papers effectuating this order will issue.

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

For the Attorney General.

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

[F. R. Doc. 49-6831; Filed, Aug. 22, 1949;  
8:48 a. m.]

[Vesting Order 13639]

HENRY GERKEN

In re: Estate of Henry Gerken, deceased. File No. D-28-10122; E. T. sec. 14464.

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 Hinrich Gerken and Katherina Gerken, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That all right, title, interest, and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof in and to the estate of Henry Gerken, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany);

3. That such property is in the process of administration by John Gerken, 541 Elderts Lane, Brooklyn, New York, Administrator, acting under the judicial supervision of the Surrogate's Court of Kings County, New York;

and it is hereby determined:

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

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

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

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

Executed at Washington, D. C., on August 10, 1949.

For the Attorney General.

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

[F. R. Doc. 49-6829; Filed, Aug. 22, 1949;  
8:48 a. m.]

[Vesting Order 13650]

EDUARD STANGLER

In re: Estate of Eduard Stangler, deceased. File: D-28-11440; E. T. sec. 6790.

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 Robert Janisch, Jr., Anna Janisch, daughter of Robert Janisch, deceased, and Anna Janisch, widow of Robert Janisch, deceased, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the domiciliary personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Robert Janisch, deceased, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany);

3. That all right, title, interest and claim of any kind or character whatsoever of the persons identified in subparagraphs 1 and 2 hereof, and each of them, in and to the estate of Eduard

Stangler, deceased, is property payable or deliverable to, or claimed by the aforesaid nationals of a designated enemy country (Germany);

4. That such property is in the process of administration by J. C. Cassidy, as administrator, acting under the judicial supervision of the Superior Court, Snohomish County, Washington;

and it is hereby determined:

5. That to the extent that the persons identified in subparagraph 1 hereof, and the domiciliary personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Robert Janisch,

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

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

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

with in the interest of and for the benefit of the United States.

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

Executed at Washington, D. C., on August 10, 1949.

For the Attorney General.

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

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8:48 a. m.]