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1934  
OF THE UNITED STATES

# FEDERAL REGISTER

VOLUME 11 NUMBER 138

Washington, Wednesday, July 17, 1946

**The President**

**EXECUTIVE ORDER 9752**

**RESTORING CERTAIN LAND TO THE TERRITORY OF HAWAII FOR USE OF THE CITY AND COUNTY OF HONOLULU**

WHEREAS by Presidential Executive Order No. 3358 of November 24, 1920, a certain tract of land on Sand Island, Oahu, Territory of Hawaii, was set aside for military purposes; and

WHEREAS it is advisable and in the public interest that the City and County of Honolulu have access to a portion of such tract for the purpose of erecting thereon a sewage-treatment plant:

NOW THEREFORE, by virtue of the authority vested in me by section 91 of the act of April 30, 1900, 31 Stat. 159, as amended by section 7 of the act of May 27, 1910, 36 Stat. 447, it is ordered as follows:

The following-described tract of land, comprising a portion of the lands set aside by the said Executive Order No. 3358 of November 24, 1920, for military purposes, is hereby restored to the Territory of Hawaii for the use of the City and County of Honolulu in constructing thereon a sewage-treatment plant: *Provided*, that the War Department shall have the right to approve plans for the construction of such plant so far as they may affect present or future Army installations: *And provided further*, that in the event charges should at any time be imposed on users of the new plant, the War Department shall be accorded free sewage disposal and treatment up to a total of \$100,000 at nondiscriminatory rates from the time such charges are imposed, and shall be subject to non-discriminatory charges for usage thereafter:

Beginning at a 3/4-inch pipe in concrete post at the most northerly corner of this piece of land, the coordinates of said point of beginning referred to Government Survey Triangulation Station "U. S. E. North Base" being 871.06 feet North and 4,220.20 feet West, thence running by azimuths measured clockwise from true South:

1. 284°42'40" 382.57 feet along the remainder of Tract No. 1 of Presidential Executive Order No. 3358 to a 3/4-inch pipe in concrete post;

2. 334°00'10" 620.00 feet along same to a 3/4-inch pipe in concrete post;

3. 43°19'40" 624.50 feet along same to 3/4-inch pipe in concrete post;

4. 154°00'10" 947.00 feet along same to the boundary between Tract No. 1 of Presidential Executive Order No. 3358 and Governor's Executive Order No. 1016 (Mokaeua Fishery);

5. 195°55' 192.17 feet along the remainder of the Proposed City and County of Honolulu Sewage Treatment Plant, along Governor's Executive Order No. 1016 (Mokaeua Fishery, Territorial Condemnation, Law No. 16696);

6. 244°00'10" 165.91 feet along the remainder of Tract No. 1 of Presidential Executive Order No. 3358 to the point of beginning; and containing an area of 12.10 Acres.

HARRY S. TRUMAN

THE WHITE HOUSE,  
July 15, 1946.

[F. R. Doc. 46-12152; Filed, July 15, 1946;  
4:47 p. m.]

**Regulations**

**TITLE 7—AGRICULTURE**

**Chapter VII—Production and Marketing Administration (Agricultural Adjustment)**

**PART 728—WHEAT**

**NATIONAL, STATE, COUNTY, AND FARM ACREAGE ALLOTMENTS FOR 1947 CROP OF WHEAT, AND WHEAT MARKETING QUOTAS FOR 1947-48 MARKETING YEAR**

Whereas, the Agricultural Adjustment Act of 1938, as amended, provides for the proclamation of certain data concerning the supply and consumption requirements requisite to the establishment of a national acreage allotment and marketing quota for wheat, and

Whereas, said act further provides that the powers therein granted shall not be used to discourage the production of sufficient supplies of foods and fibers to maintain normal domestic consumption, taking into consideration current trends in consumption and exports and the quantities of substitutes available at fair prices, and

Whereas, said act further provides that quotas shall be terminated if it is determined that such action is necessary

(Continued on p. 7763)

**CONTENTS**

**THE PRESIDENT**

EXECUTIVE ORDER:	Page
Hawaii, restoration of certain land for use of city and county of Honolulu.....	7761

**REGULATIONS AND NOTICES**

<b>AGRICULTURE DEPARTMENT. See also</b>	
Forest Service and Rural Electrification Administration.	
Wheat; national, State, county, and farm acreage allotments, and marketing quotas .....	7761
<b>ALIEN PROPERTY CUSTODIAN:</b>	
Vesting orders, etc.:	
Abraham, Walter, and Mrs. Walter Abraham.....	7794
Bamberger, Veronika.....	7795
Bodemann, Hanna.....	7782
Breisacher, Caroline.....	7795
Costs and expenses incurred in certain court actions:	
Michigan, Ohio, Indiana, Illinois and Iowa.....	7786
New York.....	7788
New York, Massachusetts, Connecticut and Delaware.....	7785
Ohio, Wisconsin and Minnesota.....	7787
Dembinsky, Elizabeth Mair, or Thomas D. Dembinsky..	7795
Diehn, August.....	7799
Edlefsen, Anny.....	7796
Exportkreditbank, A. G.....	7796
Falle, Mrs. Anna.....	7797
Ficker, Alfred Fritz.....	7791
Fides Gesellschaft fur die Verwaltung und Verwertung von Gewerblichen Schutzrechten m. b. H....	7782
Fischer, Karoline.....	7797
Follman, Marie Martha Lydia Ida.....	7783
Franzke, Bruno G. A., and Maria Franzke.....	7797
Frenzel, Alma.....	7783
Friedmann, E. L., & Co.....	7784
Geipel, G. A.....	7784
Glingener, Arthur.....	7784
Hameister, Erna.....	7785
Heisecke, Ernst, and Eleonore Seidel.....	7798



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**CONTENTS—Continued**

<b>ALIEN PROPERTY CUSTODIAN—Con.</b>	<b>Page</b>
Vesting orders, etc.—Continued.	
Helder, Philipp, et al.....	7798
Hempel, Thekla.....	7799
Mandel, Conrad, et al.....	7792
Michelbach, Albert.....	7791
Schneider, Wilhelm, et al.....	7782
Sekiya, Kichitaro, and Kimie Sekiya.....	7792
Staffeldt, Minnie C., et al.....	7788
Tode, Magdalene.....	7789
Von Petersdorff, Renate.....	7790
Yamada, Y.....	7790
Yanagihara, Kichitaro.....	7794
Zenk, Kunigunda.....	7790
<b>CIVIL AERONAUTICS ADMINISTRATOR:</b>	
Redesignation:	
Airway traffic control areas and radio fixes.....	7764
Civil airways.....	7763
<b>CIVILIAN PRODUCTION ADMINISTRATION:</b>	
Cabinets, under-sink (M-21, Int. 1 to Dir. 12).....	7772
Imports (M-63).....	7772

**CONTENTS—Continued**

<b>COAST GUARD:</b>	<b>Page</b>
Reorganization Plan, transfer of functions under; continuance in effect of orders, rules, regulations, etc.....	7775
Cross reference.....	7777
<b>CUSTOMS BUREAU:</b>	
Marine activities, transfer under Reorganization Plan; continuance in effect of orders, rules, regulations, etc.....	7766
<b>FEDERAL POWER COMMISSION:</b>	
Northwestern Electric Co. and Pacific Power & Light Co., hearing.....	7779
<b>FEDERAL TRADE COMMISSION:</b>	
Cease and desist orders; Stromberg Hatchery.....	7765
<b>FISH AND WILDLIFE SERVICE:</b>	
Alaska commercial fisheries, 1947 season; hearings on proposed changes.....	7778
<b>FOREST SERVICE:</b>	
Minerals in certain acquired lands, transfer of functions to Secretary of Interior.....	7776
<b>GENERAL LAND OFFICE:</b>	
Bureau of Land Management, establishment and delegations of authority.....	7777
<b>GEOLOGICAL SURVEY:</b>	
Delegation of authority by Secretary of Interior.....	7771
Minerals in certain acquired lands formerly administered by Department of Agriculture, functions with respect to disposal and development.....	7771
<b>GRAZING SERVICE:</b>	
Bureau of Land Management, establishment and delegations of authority.....	7777
<b>INTERIOR DEPARTMENT. See also</b>	
Fish and Wildlife Service, Geological Survey, Grazing Service, Mines Bureau, National Park Service and Reclamation Bureau.	
Delegations of authority:	
Bureau of Land Management, Associate Director.....	7777
Bureau of Land Management, Geological Survey and National Park Service.....	7776
Land Management Bureau, consolidation of General Land Office and Grazing Service.....	7776
<b>INTERNATIONAL TRADE, OFFICE OF:</b>	
Prohibited exportations.....	7771
<b>INTERSTATE COMMERCE COMMISSION:</b>	
Boxcars, unloading at St. Louis Mo.....	7780
Plums, reconsignment at Chicago, Ill.....	7780
Potatoes from Riverhead and Southold, Long Island, refrigeration.....	7780
<b>MINES BUREAU:</b>	
Breathing apparatus, self-contained; revision.....	7766
<b>NATIONAL PARK SERVICE:</b>	
Automobiles and busses, commercial.....	7775
Delegation of authority by Secretary of Interior.....	7775

**CONTENTS—Continued**

<b>OFFICE OF PRICE ADMINISTRATION:</b>	<b>Page</b>
Regional and district office orders; community ceiling prices, list of orders filed...	7780
<b>RECLAMATION BUREAU:</b>	
First form reclamation withdrawals:	
Hassayampa Project, Arizona..	7778
Santa Barbara Project, California.....	7777
<b>RURAL ELECTRIFICATION ADMINISTRATION:</b>	
Funds for loans, allocation (6 documents).....	7778, 7779
<b>SECURITIES AND EXCHANGE COMMISSION:</b>	
Leiby, Lawrence R., and National Assn. of Securities Dealers, Inc.; hearing.....	7781
<b>TREASURY DEPARTMENT. See also</b>	
Coast Guard and Bureau of Customs.	
7/8 percent Treasury certificates of indebtedness of Series G-1947, offering.....	7777
<b>WAGE AND HOUR DIVISION:</b>	
Record keeping, hearing.....	7779
<b>WAR ASSETS ADMINISTRATION:</b>	
Reconstruction Finance Corporation purchases for resale to small business.....	7774
Tooling, aeronautical special, disposal in Government-owned plants.....	7774
X-ray machines, high voltage, disposal.....	7775
<b>CODIFICATION GUIDE</b>	
A numerical list of the parts of the Code of Federal Regulations affected by documents published in this issue. Documents carried in the Cumulative Supplement by uncodified tabulation only are not included within the purview of this list.	
<b>TITLE 3—THE PRESIDENT:</b>	<b>Page</b>
Chapter II—Executive Orders:	
3358 <sup>1</sup> .....	7761
9752.....	7761
<b>TITLE 7—AGRICULTURE:</b>	
Chapter VII—Production and Marketing Administration (Agricultural Adjustment):	
Part 728—Wheat.....	7761
<b>TITLE 14—CIVIL AVIATION:</b>	
Chapter II—Administrator of Civil Aeronautics:	
Part 600—Designation of civil airways.....	7763
Part 601—Designation of airway traffic control areas, airport approach zones, airport traffic zones and and radio fixes.....	7764
<b>TITLE 16—COMMERCIAL PRACTICES:</b>	
Chapter I—Federal Trade Commission:	
Part 3—Digest of cease and desist orders.....	7765
<b>TITLE 19—CUSTOMS DUTIES:</b>	
Chapter I—Bureau of Customs..	7766
<b>TITLE 30—MINERAL RESOURCES:</b>	
Chapter I—Bureau of Mines:	
Part 11—Self-contained breathing apparatus.....	7766
Chapter II—Geological Survey (2 documents).....	7771

<sup>1</sup> E.O. 9752.

CODIFICATION GUIDE—Continued

TITLE 32—NATIONAL DEFENSE:	Page
Chapter XXIII—War Assets Administration:	
Part 8302—Disposal of surplus personal property to priority claimants.....	7774
Part 8314—Disposal to non-profit institutions and discounts for educational or public-health institutions or instrumentalities.....	7775
Appendix—Special orders.....	7774
Chapter XXV—General Land Office <sup>1</sup> .....	7776
TITLE 33—NAVIGATION AND NAVIGABLE WATERS:	
Chapter III—Coast Guard; Inspection and Navigation....	7775
TITLE 36—PARKS AND FORESTS:	
Chapter I—National Park Service.....	7775
Part 2—General regulations.....	7775
Chapter II—Forest Service....	7776
TITLE 43—PUBLIC LANDS: INTERIOR:	
Subtitle A—Office of the Secretary of Interior.....	7776
Part 4—Delegation of authority (2 documents).....	7776, 7777
Chapter I—General Land Office.....	7777
Chapter III—Grazing Service..	7777
TITLE 46—SHIPPING:	
Chapter I—Coast Guard; Inspection and Navigation....	7777

Issued at Washington, D. C., this 15th day of July, 1946.

[SEAL] N. E. DODD,  
Acting Secretary.  
[F. R. Doc. 46-12151; Filed, July 15, 1946; 4:40 p. m.]

TITLE 14—CIVIL AVIATION

Chapter II—Administrator of Civil Aeronautics

[Amtd. 93]

PART 600—DESIGNATION OF CIVIL AIRWAYS

REDESIGNATION OF CIVIL AIRWAYS

JULY 10, 1946.

Acting pursuant to the authority vested in me by section 302 of the Civil Aeronautics Act of 1938, as amended, I hereby amend Part 600 of the Regulations of the Administrator of Civil Aeronautics as follows:

*Redesignation of Civil Airways: Amber Civil Airway No. 8; Red Civil Airways Nos. 30 and 54; Blue Civil Airway No. 3. Redesignation of Los Angeles, Calif. to San Francisco, Calif. Civil Airway (Coastal Route)*

1. By amending § 600.10107 *Amber civil airway No. 8 (Red Bluff, Calif., to The Dalles, Ore.)* to read as follows:

§ 600.10107 *Amber civil airway No. 8 (Los Angeles, Calif., to U. S.-Canadian border).* From the Los Angeles, Calif., radio range station via the Santa Barbara, Calif., radio range station; Hancock Army Air Base, Santa Maria, Calif.; a point at latitude 35°48'15" north and longitude 120°39' west; Salinas, Calif., radio range station and San Jose, Calif., airport to the San Francisco, Calif., radio range station. From the Red Bluff, Calif., radio range station via the Whitmore, Calif., radio range station; the intersection of the center lines of the on course signals of the northeast leg of the Whitmore, Calif., radio range and the south leg of the Klamath Falls, Ore., radio range; the intersection of the center lines of the on course signals of the north leg of the Klamath Falls, Ore., radio range and the southwest leg of the Redmond, Ore., radio range and the Redmond, Ore., radio range station to The Dalles, Ore., radio range station. From the Seattle, Wash., radio range station via the intersection of the center lines of the on course signal of the northwest leg of the Seattle, Wash., radio range and the south leg of the Patricia Bay, B. C., radio range; the south leg of the Patricia Bay, B. C. radio range to the U. S.-Canadian border.

2. By amending § 600.10229 *Red civil airway No. 30 (Mobile, Ala., to Jacksonville, Fla.)* to read as follows:

§ 600.10229 *Red civil airway No. 30 (Mobile, Ala., to Jacksonville, Fla.)* From the Mobile, Ala., radio range station via the Crestview, Fla., radio range station, excluding that portion which lies more than two miles on either side of the center line of the on course signal

of the west leg of the Crestview, Fla., radio range between the intersection of the center lines of the on course signals of the northwest leg of the Pensacola, Fla., radio range and the west leg of the Crestview, Fla., radio range and the intersection of the center lines of the on course signals of the northeast leg of the Pensacola, Fla., radio range and the west leg of the Crestview, Fla., radio range; the intersection of the center lines of the on course signals of the east leg of the Crestview, Fla., radio range and the northwest leg of the Tallahassee, Fla., radio range; the Tallahassee, Fla., radio range station to the Jacksonville, Fla., radio range station.

3. By amending § 600.10302 *Blue civil airway No. 3 (Tallahassee, Fla., to Terre Haute, Ind.)* to read as follows:

§ 600.10302 *Blue civil airway No. 3 (Mobile, Ala., to Terre Haute, Ind.)* From the intersection of the center lines of the on course signals of the northwest leg of the Pensacola, Fla., radio range and the west leg of the Crestview, Fla., radio range via the Pensacola, Fla., radio range station to the intersection of the center lines of the on course signals of the northeast leg of the Pensacola, Fla., radio range and the west leg of the Crestview, Fla., radio range, excluding that portion which lies more than two miles southeast of the center line of the on course signal of the northeast leg of the Pensacola, Fla., radio range. From the intersection of the center lines of the on course signals of the northwest leg of the Tallahassee, Fla., radio range and the southeast leg of the Dothan, Ala., radio range via the Dothan, Ala., radio range station Gunter Field, Montgomery, Ala.; the intersection of the center lines of the on course signals of the west leg of the Maxwell Field, Ala., radio range and the south leg of the Birmingham, Ala., radio range to the Birmingham, Ala., radio range station. From the Muscle Shoals, Ala., radio range station to the intersection of the center lines of the on course signals of the northeast leg of the Muscle Shoals, Ala., radio range and the southwest leg of the Nashville, Tenn., radio range. From the Nashville, Tenn., radio range station via the intersection of the center lines of the on course signals of the northwest leg of the Nashville, Tenn., radio range and the south leg of the Evansville, Ind., radio range; the Evansville, Ind., radio range station to the Terre Haute, Ind., radio range station.

4. By amending § 600.10253 *Red civil airway No. 54 (Timpie, Utah, to Salt Lake City, Utah)* to read as follows:

§ 600.10253 *Red civil airway No. 54 (Elko, Nev., to Salt Lake City, Utah).* From the Elko, Nev., radio range station via the Wendover, Utah radio range; the intersection of the center lines of the on course signals of the east leg of the Wendover, Utah radio range and the west leg of the Salt Lake City, Utah radio range to the Salt Lake City, Utah radio range station.

5. By deleting § 600.10414 *Los Angeles, Calif., to San Francisco, Calif., civil airway (coastal route).*

in order to effectuate the declared policy of the act or to meet a national emergency, and

Whereas, an investigation has been made which reveals that it is necessary, in order to meet the present national emergency and to effectuate the declared policy of the act, to dispense with marketing quotas for wheat for the marketing year beginning July 1, 1947, and with national, State, county and farm acreage allotments for wheat for the 1947 crop:

Now, therefore, it is hereby determined and proclaimed that:

§ 728.801 *1947 acreage allotments for wheat.* In order to encourage the production of a sufficient supply of food to maintain normal domestic consumption, taking into consideration current trends in consumption and exports and the quantities of substitutes available at fair prices, and otherwise to effectuate the declared policy of the act, no national, State, county, or farm acreage allotments for wheat for the 1947 crop will be established under provisions of Title III of the Agricultural Adjustment Act of 1938, as amended.

§ 728.805 *National marketing quota for wheat for 1947-48 marketing year.* In order to meet the present national emergency and to effectuate the declared policy of the act, wheat marketing quotas will not be in effect for the marketing year beginning July 1, 1947.

(52 Stat. 39, 43, 45, 53, 54, 64, 203, 775; 53 Stat. 1125; 7 U.S.C. 1940 ed. 1301 (b), 1301 (c), 1304, 1332, 1333, 1334, 1335, 1371)



This amendment shall become effective 0001 e. s. t., July 15, 1946.

T. P. WRIGHT,  
Administrator of Civil Aeronautics.

[F. R. Doc. 46-12143; Filed, July 15, 1946;  
1:40 p. m.]

[Amdt. 145]

PART 601—DESIGNATION OF AIRWAY TRAFFIC CONTROL AREAS, AIRPORT APPROACH ZONES, AIRPORT TRAFFIC ZONES AND RADIO FIXES

REDESIGNATION OF AIRWAY TRAFFIC CONTROL AREAS AND RADIO FIXES

JULY 10, 1946.

Acting pursuant to the authority vested in me by section 308 of the Civil Aeronautics Act of 1938, as amended, and Special Regulations No. 197 of the Civil Aeronautics Board, I hereby amend Part 601 of the Regulations of the Administrator of Civil Aeronautics as follows:

*Redesignation of Airway Traffic Control Areas: Amber Civil Airway No. 8; Red Civil Airway No. 41; and Blue Civil Airways, Nos. 3 and 38. Redesignation of Radio Fixes; and Green Civil Airways Nos. 1, 2, 3, 4, 5, and 6; Amber Civil Airways Nos. 4 and 7; Red Civil Airways Nos. 3, 8, 13, 20, and 37; Blue Civil Airways Nos. 1, 3, 4, 5, 8, 11, 12, 14, and 17*

1. By amending § 601.1018 *Amber civil airway No. 8 airway traffic control areas (Red Bluff, Calif., to The Dalles, Oreg.)* to read as follows:

§ 601.1018 *Amber civil airway No. 8 airway traffic control areas (Los Angeles, Calif., to U. S.-Canadian border).* All of Amber civil airway No. 8 from the Los Angeles, Calif., radio range station to a line extended at right angles across such airway through a point 25 miles northwest of the Santa Barbara, Calif., radio range station and from the Red Bluff, Calif., radio range station to the U. S.-Canadian border.

2. By adding a new § 601.10241 to read as follows:

§ 601.10241 *Red civil airway No. 41 airway traffic control areas (Yakutat, Alaska, to Gustavus, Alaska).* From a line extended at right angles across such airway through a point 50 miles southwest of the Gustavus, Alaska radio range station to the Gustavus, Alaska radio range station.

3. By amending § 601.10303 *Blue civil airway No. 3 airway traffic control areas (Tallahassee, Fla., to Terre Haute, Ind.)* to read as follows:

§ 601.10303 *Blue civil airway No. 3 airway traffic control areas (Mobile, Ala., to Terre Haute, Ind.).* All of Blue civil airway No. 3.

4. By amending § 601.10338 *Blue civil airway No. 38 airway traffic control areas (Annette Island, Alaska, to U. S.-Canadian border)* to read as follows:

§ 601.10338 *Blue civil airway No. 38 airway traffic control areas (Annette Is-*

*land, Alaska to U. S.-Canadian border).* From the Annette Island, Alaska radio range station to a line extended across such airway through a point 50 miles north of the Annette Island, Alaska radio range station. From a line extended at right angles across such airway through a point 50 miles southeast of the Gustavus, Alaska radio range station to a line extended across such airway through a point 50 miles north of the Gustavus, Alaska radio range station.

5. By amending § 601.4001 *Green civil airway No. 1 (U. S.-Canadian border to Danforth, Maine)* to read as follows:

§ 601.4001 *Green civil airway No. 1 (U. S.-Canadian border to Danforth, Maine).* No radio fix designation.

6. By deleting in § 601.4002 *Green civil airway No. 2 (Seattle, Wash., to Boston, Mass.)* the words: "Missoula, Mont., radio range station; Livingston, Mont., radio marker station; Custer, Mont., radio range station; Syracuse, N. Y., radio range station; Utica, N. Y., radio range station; Albany, N. Y., radio range station; Westfield, Mass., radio range station."

7. By amending § 601.4003 *Green civil airway No. 3 (San Francisco, Calif., to New York, N. Y.)* to read as follows:

§ 601.4003 *Green civil airway No. 3 (San Francisco, Calif., to New York, N. Y.).* San Francisco, Calif., radio range station; Oakland, Calif., radio range station; Sacramento, Calif., radio range station; Donner Summit, Calif., radio range station; Reno, Nev., radio range station; Humboldt, Nev., radio range station; Elko, Nev., radio range station; Lucin, Utah radio range station; Ogden, Utah radio range station; Fort Bridger, Wyo., radio range station; Rock Springs, Wyo., radio range station; Sinclair, Wyo., radio range station; Cheyenne, Wyo., radio range station; North Platte, Nebr., radio range station; Grand Island, Nebr., radio range station; Omaha, Nebr., radio range station; Des Moines, Iowa radio range station; Joliet, Ill., radio range station; Goshen, Ind., radio range station; Toledo, Ohio radio range station; Cleveland, Ohio radio range station; Youngstown, Ohio radio range station; Philipsburg, Pa., radio range station; the intersection of the center lines of the on course signals of the east leg of the Philipsburg, Pa., radio range and the south leg of the Williamsport, Pa., radio range; Allentown, Pa., radio range station.

8. By amending § 601.4004 *Green civil airway No. 4 (Los Angeles, Calif., to Philadelphia, Pa.)* to read as follows:

§ 601.4004 *Green civil airway No. 4 (Los Angeles, Calif., to Philadelphia, Pa.).* Los Angeles, Calif., radio range station; the intersection of the center lines of the on course signals of the north leg of the Los Angeles, Calif., radio range and the southwest leg of the Palmdale, Calif., radio range or the Newhall, Calif., radio range station; Palmdale, Calif., radio range station; Daggett, Calif., radio range station; Needles, Calif., radio range station; Prescott, Ariz., radio range station; Winslow, Ariz., radio range sta-

tion; El Morro, N. Mex., radio range station; Acomita, N. Mex., radio range station; Albuquerque, N. Mex., radio range station; Tucumcari, N. Mex., radio range station; Amarillo, Tex., radio range station; Gage, Okla., radio range station; Wichita, Kans., radio range station; Lebo, Kans., radio range station; Kansas City, Mo., radio range station; Columbia, Mo., radio range station; St. Louis, Mo., radio range station; Effingham, Ill., radio range station; Terre Haute, Ind., radio range station; Indianapolis, Ind., radio range station; Dayton, Ohio, radio range station; Columbus, Ohio, radio range station; the intersection of the center lines of the on course signals of the west leg of the Pittsburgh, Pa., radio range and the southeast leg of the Cleveland, Ohio, radio range; Pittsburgh, Pa., radio range station; Altoona, Pa., radio range station; Harrisburg, Pa., radio range station; Philadelphia, Pa., radio range station.

9. By amending § 601.4005 *Green civil airway No. 5 (Los Angeles, Calif., to Washington, D. C.)* to read as follows:

§ 601.4005 *Green civil airway No. 5 (Los Angeles, Calif., to Washington, D. C.).* Los Angeles, Calif., radio range station; Riverside, Calif., radio range station; Blythe, Calif., radio range station; Phoenix, Ariz., radio range station; Tucson, Ariz., radio range station; Rodeo, N. Mex., radio range station; Columbus, N. Mex., radio range station; the Harrington Ranch fan type radio marker station or the intersection of the center lines of the on course signals of the west leg of the El Paso, Tex., radio range and the south leg of the Engle, N. Mex., radio range; El Paso, Tex., radio range station; Salt Flat, Tex., radio range station; Wink, Tex., radio range station; Big Spring, Tex., radio range station; Abilene, Tex., radio range station; Fort Worth, Tex., radio range station; Texarkana, Ark., radio range station; Memphis, Tenn., radio range station; Jacks Creek, Tenn., radio range station; Nashville, Tenn., radio range station; Smithville, Tenn., radio range station; Knoxville, Tenn., radio range station; Tri-City, Tenn., radio range station; Pulaski, Va., radio range station; Roanoke, Va., radio range station; Gordonsville, Va., radio range station; Doncaster, Md., fan type radio marker station or the intersection of the center lines of the on course signals of the northeast leg of the Gordonsville, Va., radio range and the south leg of the Washington, D. C., radio range; Washington, D. C., radio range station.

10. By deleting in § 601.4006 *Green civil airway No. 6 (Alice, Tex., to Norfolk, Va.)* the words: "Norfolk, Va., radio range station."

11. By deleting in § 601.4014 *Amber civil airway No. 4 (Brownsville, Tex., to Bismarck, N. Dak.)* the words: "the intersection of the center lines of the on course signals of the northwest leg of the Brownsville, Tex., radio range and the south leg of the Alice, Tex., radio range; the Pleasanton, Tex., fan type marker station or the intersection of the center lines of the on course signals of the north leg of the Alice, Tex., radio

range and the south leg of the Alamo radio range, San Antonio, Tex."

12. By amending § 601.4017 *Amber civil airway No. 7 (Key West, Fla., to Caribou, Maine)* to read as follows:

§ 601.4017 *Amber civil airway No. 7 (Key West, Fla., to Caribou, Maine)*. Key West, Fla., radio range station; Miami, Fla., radio range station; Morrison Field, West Palm Beach, Fla., radio range station; Melbourne, Fla., radio range station; Daytona Beach, Fla., radio range station; Savannah, Ga., radio range station; Charleston, S. C., radio range station; Raleigh, N. C., radio range station; the intersection of the center lines of the on course signals of the northeast leg of the Washington, D. C., radio range and the west leg of the Baltimore, Md., radio range; Newark, N. J., radio range station.

13. By amending § 601.40203 *Red civil airway No. 3 (Philipsburg, Pa., to Hartford, Conn.)* to read as follows:

§ 601.40203 *Red civil airway No. 3 (Philipsburg, Pa., to Hartford, Conn.)*. No radio fix designation.

14. By amending § 601.40208 *Red civil airway No. 8 (Altoona, Pa., to Wilkes-Barre, Pa.)* to read as follows:

§ 601.40208 *Red civil airway No. 8 (Altoona, Pa., to Wilkes-Barre, Pa.)*. No radio fix designation.

15. By deleting in § 601.40213 *Red civil airway No. 13 (Sunbury, Pa., to Boston, Mass.)* the words: "Providence, R. I., radio range station."

16. By deleting in § 601.40220 *Red civil airway No. 20 (Lansing, Mich., to Washington, D. C.)* the words: "Herndon, Va., fan type radio marker station or the intersection of the center lines of the on course signals of the east leg of the Front Royal, Va., radio range and the northwest leg of the Washington, D. C., radio range."

17. By deleting in § 601.40237 *Red civil airway No. 37 (Texarkana, Ark., to Washington, D. C.)* the words: "Lynchburg, Va., radio range station."

18. By amending § 601.40301 *Blue civil airway No. 1 (Pendleton, Oreg., to Spokane, Wash.)* to read as follows:

§ 601.40301 *Blue civil airway No. 1 (Pendleton, Oreg., to Spokane, Wash.)*. No radio fix designation.

19. By deleting in § 601.40303 *Blue civil airway No. 3 (Tallahassee, Fla., to Terre Haute, Ind.)* the words: "the intersection of the center lines of the on course signals of the northwest leg of the Nashville, Tenn., radio range and the south leg of the Evansville, Ind., radio range."

20. By amending § 601.40304 *Blue civil airway No. 4 (Boston, Mass., to U. S.-Canadian border)* to read as follows:

§ 601.40304 *Blue civil airway No. 4 (Boston, Mass. to U. S.-Canadian border)*. No radio fix designation.

21. By deleting in § 601.40305 *Blue civil airway No. 5 (Galveston, Tex., to Wichita, Kans.)* the words: "the intersection of the center lines of the on course signals of the northeast leg of the Waco, Tex., radio range and the

south leg of the Dallas, Tex., radio range."

22. By deleting in § 601.40308 *Blue civil airway No. 8 (Fargo, N. Dak., to U. S.-Canadian border)* the words: "Grand Forks, N. Dak., radio range station."

23. By amending § 601.40311 to read as follows:

§ 601.40311 *Blue civil airway No. 11 (Cleveland, Ohio, to Niagara Falls, N. Y.)*. No radio fix designation.

24. By amending § 601.40312 *Blue civil airway No. 12 (The Dalles, Oreg., to Ellensburg, Wash.)* to read as follows:

§ 601.40312 *Blue civil airway No. 12 (The Dalles, Oreg., to Ellensburg, Wash.)*. No radio fix designation.

25. By amending § 601.40314 *Blue civil airway No. 14 (Riverside, Calif., to Bakersfield, Calif.)* to read as follows:

§ 601.40314 *Blue civil airway No. 14 (Riverside, Calif., to Bakersfield, Calif.)*. No radio fix designation.

26. By amending § 601.40317 *Blue civil airway No. 17 (Millinocket, Maine, to Presque Isle, Maine)* to read as follows:

§ 601.40317 *Blue civil airway No. 17 (Millinocket, Maine, to Presque Isle, Maine)*. No radio fix designation.

This amendment shall become effective 0001 e. s. t., July 15, 1946.

T. P. WRIGHT,  
Administrator of Civil Aeronautics.

[F. R. Doc. 46-12144; Filed, July 15, 1946; 1:40 p. m.]

## TITLE 16—COMMERCIAL PRACTICES

### Chapter I—Federal Trade Commission

[Docket No. 5162]

#### PART 3—DIGEST OF CEASE AND DESIST ORDERS

##### STROMBERG HATCHERY

§ 3.6 (a) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Government connections:* § 3.6 (a) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Organization and operation:* § 3.6 (a) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Stock:* § 3.6 (j) *Advertising falsely or misleadingly—Government approval, connection or standards—Government indorsement:* § 3.6 (j) 10 *Advertising falsely or misleadingly—History of product or offering:* § 3.6 (1) *Advertising falsely or misleadingly—Indorsements, approval and testimonials:* § 3.6 (t) *Advertising falsely or misleadingly—Qualities or properties of product or service:* § 3.6 (dd) 10 *Advertising falsely or misleadingly—Success, use or standing:* § 3.18 *Claiming indorsements or testimonials falsely or misleadingly.* In connection with the offering for sale, sale and distribution of baby chicks or other poultry in commerce, (1) representing that respondents are United States Record of Performance poultry breeders or that they operate a poultry

breeding plant under the supervision of an official state agency supervising United States Record of Performance work; (2) representing that United States Record of Performance males head any of their flocks unless the flocks concerning which such representations are made are segregated and headed by males which have been officially banded with U. S. R. O. P. sealed and numbered official leg bands and duly registered as such; (3) representing that their chickens or baby chicks are produced from or sired by, United States Record of Performance males unless the chickens or baby chicks concerning which such representations are made have been actually sired by males which have been officially banded with U. S. R. O. P. sealed and numbered leg bands and duly registered as such; (4) using the term "R. O. P. Sired" or any other term of similar import or meaning to designate or describe respondents' chicks in such a manner as to represent directly or by implication that the chicks so designated are U. S. R. O. P. chicks or that respondents are participants in the National Poultry Improvement Plan; (5) representing that all of their flock inspection work is done by authorized, licensed inspectors and testers; or (6) representing that their baby chicks are blood tested for pullorum (B. W. D.) or fowl typhoid; prohibited, but subject to the provisions that if the respondents become an actual participant in the National Poultry Improvement Plan nothing contained in the order shall be construed as prohibiting the use of representations, designations, or emblems authorized and permitted to participants in said National Poultry Improvement Plan, during the time of such participation. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112, 15 U.S.C. sec. 45b) [Modified cease and desist order, Stromberg Hatchery, Docket 5162, June 24, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 24th day of June, A. D. 1946.

*In the Matter of Ernest Stromberg, Josephine Stromberg, Betty Snyder, and Loyl Stromberg, Individuals Trading as Stromberg Hatchery*

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and a stipulation as to the facts having been entered into between the respondents and Richard P. Whiteley, Assistant Chief Counsel, for the Federal Trade Commission, which provides, among other things, that without further evidence or other intervening procedure, the Commission may issue its findings as to the facts and conclusions based thereon and an order disposing of the proceeding; and the Commission having made its findings as to the facts and conclusion that the respondents have violated the provisions of the Federal Trade Commission Act, it entered and issued its order to cease and desist on October 3, 1945, and thereafter this proceeding came on for consideration by the Federal Trade Commission upon a stipulation and agreement entered into by and between the respondents and Richard P. Whiteley, Assistant Chief Counsel

for the Federal Trade Commission, which provided for the modification of the order issued on October 3, 1945, by adding the following:

*It is further ordered.* That if the respondents become an actual participant in the National Poultry Improvement Plan nothing contained in this order shall be construed as prohibiting the use of representations, designations, or emblems authorized and permitted to participants in said National Poultry Improvement Plan, during the time of such participation.

and the Commission having duly considered said stipulation and agreement and the record herein, issues this its modified order to cease and desist:

*It is ordered.* That the respondents, Ernest Stromberg, Josephine Stromberg, Betty Snyder, and Loyl Stromberg, individually or trading as Stromberg Hatchery or under any other name or names, their representatives, agents, and employees, directly or through any corporate or other device in connection with the offering for sale, sale and distribution of baby chicks or other poultry in commerce as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Representing that respondents are United States Record of Performance Poultry breeders or that they operate a poultry breeding plant under the supervision of an official State agency supervising United States Record of Performance work.

2. Representing that United States Record of Performance males head any of their flocks unless the flocks concerning which such representations are made are segregated and headed by males which have been officially banded with U. S. R. O. P. sealed and numbered official leg bands and duly registered as such.

3. Representing that their chickens or baby chicks are produced from or sired by, United States Record of Performance males unless the chickens or baby chicks concerning which such representations are made have been actually sired by males which have been officially banded with U. S. R. O. P. sealed and numbered leg bands and duly registered as such.

4. Using the term "R. O. P. Sired" or any other term of similar import or meaning to designate or describe respondents' chicks in such a manner as to represent directly or by implication that the chicks so designated are U. S. R. O. P. chicks or that respondents are participants in the National Poultry Improvement Plan.

5. Representing that all of their flock inspection work is done by authorized, licensed inspectors and testers.

6. Representing that their baby chicks are blood tested for pullorum (B. W. D.) or fowl typhoid.

*It is further ordered.* That if the respondents become an actual participant in the National Poultry Improvement Plan nothing contained in this order shall be construed as prohibiting the use of representations, designations, or emblems authorized and permitted to participants in said National Poultry Improvement Plan, during the time of such participation.

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

By the Commission.

[SEAL] OTIS B. JOHNSON,  
Secretary.

[F. R. Doc. 46-12183; Filed, July 16, 1946;  
11:39 a. m.]

## TITLE 19—CUSTOMS DUTIES

### Chapter I—Bureau of Customs

[T. D. 51491]

#### TRANSFER OF MARINE ACTIVITIES UNDER REORGANIZATION PLAN

##### CONTINUANCE IN EFFECT OF ORDERS, RULES, REGULATIONS, ETC.

Orders, rules, regulations, permits, and other privileges made, issued, or granted in respect of functions transferred to the Commissioner of Customs by Reorganization Plan No. 3 of 1946, continued in effect.

All orders, rules, regulations, permits, or other privileges made, issued, or granted in respect of all functions transferred to the Commissioner of Customs by section 102 of Reorganization Plan No. 3 of 1946 and in effect at the time of such transfer shall continue in effect to the same extent as if such transfer had not occurred.

[SEAL] W. R. JOHNSON,  
Commissioner of Customs.

Approved: July 16, 1946.

O. MAX GARDNER,  
Acting Secretary of the Treasury.

[F. R. Doc. 46-12177; Filed, July 16, 1946;  
10:45 a. m.]

## TITLE 30—MINERAL RESOURCES

### Chapter I—Bureau of Mines, Department of the Interior

#### Subchapter B—Respiratory Protective Apparatus; Tests for Permissibility; Fees

[Schedule 13C]

#### PART 11—SELF-CONTAINED BREATHING APPARATUS

Part 11 is hereby amended to read as follows:

*Preliminary statement.* The Bureau of Mines is prepared, at its Pittsburgh Experiment Station, to conduct tests to establish a list of permissible self-contained breathing apparatus for use in irrespirable and poisonous gases. This schedule of tests is for the information of those who may desire to have such apparatus tested.

The authority for conducting such tests and investigations is contained in the act of February 25, 1913 (37 Stat. 681), as amended June 30, 1932 (47 Stat. 410), and in Executive Order No. 6611, February 22, 1934 (30 U.S.C. secs. 3, 5, 7).

The act, as so amended, contains the following provision:

For tests or investigations authorized by the Secretary of the Interior under the provisions of this Act, as amended and supplemented, except those performed for the Government of the United States or State governments within the United States, a fee sufficient in each case to compensate the Bureau of Mines for the entire cost of the services rendered shall be charged, according to a schedule prepared by the Director of the Bureau of Mines and approved by the Secretary of the Interior, who shall prescribe rules and regulations under which such tests and investigations may be made. All moneys received from such sources shall be paid into the Treasury to the credit of miscellaneous receipts.

This document, consisting of §§ 11.1 to 11.14, inclusive, is Schedule 13C and supersedes all schedules heretofore issued by the Bureau of Mines relating to the testing of self-contained breathing apparatus.

Sec.

- 11.1 Definition of "permissible".
- 11.2 Conditions under which self-contained breathing apparatus will be tested.
- 11.3 General requirements of self-contained breathing apparatus.
- 11.4 Construction.
- 11.5 Character and general description of tests.
- 11.6 Detailed procedure of tests.
- 11.7 Preliminary test or inspection of breathing apparatus.
- 11.8 Approval plates for permissible self-contained breathing apparatus.
- 11.9 Notification to manufacturer.
- 11.10 Scope of approval.
- 11.11 Withdrawal of approval.
- 11.12 Approval of regenerators for breathing apparatus.
- 11.13 Fees for testing self-contained breathing apparatus.
- 11.14 Procedure to be followed in making application for tests, submitting material, conducting tests, and notifying applicants of results.

AUTHORITY: §§ 11.1 to 11.14, inclusive, issued under 37 Stat. 681, as amended by 47 Stat. 410, and Executive Order 6611, February 22, 1934, 30 U.S.C. secs. 3, 5, 7.

§ 11.1 *Definition of "permissible".* The Bureau of Mines considers a self-contained breathing apparatus to be permissible for use in irrespirable and poisonous gases if all the details of construction and materials are the same in all respects as those of a self-contained breathing apparatus that has passed the tests for safety, practicability, and efficiency in accordance with standards established by the Bureau and herein-after described.

§ 11.2 *Conditions under which self-contained breathing apparatus will be tested.* The conditions under which the Bureau of Mines will examine and test self-contained breathing apparatus to establish their permissibility are as follows:

(a) Applications for inspection, examination, and test shall be made in duplicate to the Director, Bureau of Mines, Washington 25, D. C., and shall be accompanied by a complete written description of the apparatus and a set of drawings, both in duplicate, showing full details of construction of the apparatus. If an apparatus is of a type that operates



with a regenerator, the application also should be accompanied by a complete written description of the regenerator and a set of drawings showing full details of its construction, all in duplicate. The application shall state, among other things, whether the apparatus is ready to be marketed.

(b) The examination, inspection, and test shall be made at the Experiment Station of the Bureau of Mines at Pittsburgh, Pennsylvania.

(c) The applicant submitting the self-contained breathing apparatus for inspection, examination, and test will be required to provide two sets of apparatus, prepaid to the Engineer in Charge of Breathing-Apparatus Testing, Bureau of Mines, 4800 Forbes Street, Pittsburgh, Pennsylvania. If the apparatus successfully passes all the tests and requirements hereinafter specified, one set of apparatus will be retained by the Bureau of Mines as a laboratory exhibit and the other set will be returned to the owner. If the apparatus does not pass all of the Bureau's tests or requirements, both sets of apparatus will be returned to the owner.

(d) Each self-contained breathing apparatus submitted for tests shall have marked on it in a distinct manner the name and address of the manufacturer and the name, letter, or number by which the apparatus is designated for trade purposes.

(e) (1) For tests of self-contained oxygen breathing apparatus utilizing a supply of compressed gaseous oxygen, the oxygen will be supplied by the Bureau of Mines and will be of the purity specified in contracts by the Bureau for use in its own self-contained breathing apparatus, namely, at least 98 percent oxygen and the remainder nitrogen. The applicant shall supply such regenerators or regenerating materials as are necessary to operate the apparatus during the tests as hereinafter described.

(2) For tests of self-contained breathing apparatus utilizing a supply of compressed air, the applicant shall supply the compressed air (in suitable containers) necessary in making the hereafter desired tests. The compressed air shall not contain any amount of gaseous, liquid, or solid substance that is harmful to a wearer of the apparatus under any condition of use. The applicant shall give to the Bureau's engineer in charge of breathing-apparatus testing a written statement setting forth the method used to compress the air and the controls used to prevent contamination of the compressed air by any gaseous, liquid, or solid substance that is harmful to a human being.

(3) For tests of self-contained breathing apparatus utilizing a supply of oxygen that is generated by a chemical reaction when using the apparatus, the applicant shall supply the oxygen-generating chemicals (in suitable containers) in amounts necessary to conduct the hereafter described tests. The oxygen shall not contain any amount of gaseous, liquid, or solid substance that is harmful to a wearer of the apparatus under any condition of use. The applicant shall give to the Bureau's engineer in charge of breathing-apparatus testing a

written statement setting forth the method by which the oxygen is generated and the chemical reaction involved for this purpose during the use of the apparatus. Furthermore, this statement shall set forth how the chemicals in the oxygen generator have been manufactured so as to prevent contamination of the oxygen by any gaseous, liquid, or solid substance in amounts or proportions harmful to a human being.

(f) On receipt of the self-contained breathing apparatus for which application has been made for examination, inspection, or test, the engineer in charge of breathing-apparatus testing will advise the applicant whether the apparatus meets the requirements of this schedule and whether additional spare parts are necessary to facilitate the making of a proper test for the apparatus. The applicant will be required to provide additional parts, if needed, and also to alter the apparatus, if necessary.

(g) No self-contained breathing apparatus will be tested unless it is in the complete form in which it is to be placed on the market.

(h) Only the Bureau of Mines engineer in charge of breathing-apparatus testing, his assistants, and one representative of the applicant shall be permitted to be present during the test.

(i) The test shall be conducted under the direction of the Bureau's engineer in charge of breathing-apparatus testing.

(j) As soon as possible after the formal application for the test and the apparatus to be tested have been received, the applicant will be notified of the date on which the test will begin and if any additional material is required.

(k) The tests will be made in the order of receipt of application for test, if the necessary apparatus and material are provided at the proper time.

(l) Details of the results of the tests shall be regarded as confidential by all present at the tests and shall not be made public in any way before an official announcement is made by the Bureau of Mines.

(m) The results of tests of breathing apparatus that fail to pass the requirements shall be kept confidential, except that the person who provides the apparatus will be informed of defects with a view to their correction for subsequent tests, if desired, but such changes will not be permitted while the tests are being conducted.

(n) Tests of breathing apparatus will be made for manufacturers or accredited agents of manufacturers and for inventors.

(o) A list of permissible self-contained breathing apparatus and data on tests of such equipment will be made public from time to time by the Bureau of Mines.

§ 11.3 *General requirements of self-contained breathing apparatus.* To receive approval of the Bureau of Mines for any type of self-contained breathing apparatus described under A, B, C, or D in the following schedule, the apparatus must comply with the requirements specified.

A, ½-hour; B, ¾-hour; C, 1-hour; or D, 2-hour self-contained breathing

apparatus must pass satisfactorily each of the 15 tests hereinafter specified. The Bureau of Mines considers that the A, ½-hour and the B, ¾-hour self-contained breathing apparatus are suitable for mine rescue and recovery work as auxiliary equipment only.

(a) The amount of oxygen or air supplied by the apparatus must meet the needs of the wearer at all times.

(b) The apparatus shall be free from mechanical obstructions so that the wearer can breathe freely at all times.

(c) The temperature of the inspired air must not exceed 110° F. when the temperature of the external air does not exceed 85° F. A much lower temperature than 110° for the inspired air is desirable.

(d) The apparatus shall be durable in construction and all vital parts must be so protected as to prevent damage or excessive wear to the apparatus during the tests to which it will be subjected.

(e) (1) For an apparatus that recirculates the expired air, utilizes a supply of compressed oxygen or compressed air, and is equipped with a separate regenerator, the regenerating material shall absorb carbon dioxide from the expired air to the extent that no more than 2½ percent shall be present in the inspired air at any time. The average carbon-dioxide content shall not exceed 1 percent for the duration of the test, determined by analyses of air samples taken as close to the point of inspiration as is practicable, and at uniform intervals of time.

(2) For an oxygen-generating apparatus in which the expired air is recirculated, and wherein a chemical change is effected so that carbon dioxide is absorbed concurrently with oxygen generation within the oxygen generator, the absorbent shall absorb carbon dioxide from the expired air to the extent that no more than 2½ percent shall be present in the inspired air at any time. The average carbon-dioxide content shall not exceed 1 percent for the duration of the test, determined by analyses of air samples taken as close to the point of inspiration as is practicable and at uniform intervals of time.

(f) All parts of a self-contained breathing apparatus, including the source of the breathed atmosphere, shall be carried on the body of the wearer.

§ 11.4 *Construction.* (a) When worn in irrespirable air, the apparatus shall, without recharging, meet the needs of the wearer for not less than the period for which it has been designed. Preferably, it shall not weigh more than 36 pounds complete when fully charged, and no apparatus weighing more than 40 pounds, complete and fully charged, will be accepted for test.

(1) Apparatus designed for use with a mouth-breathing device, when properly adjusted to the face of the wearer, shall have a capacity of not more than 250 cubic centimeters of dead space inside the mouth-breathing device, exclusive of tubes or connections attached thereto.

(2) Apparatus designed to be worn with a facepiece, when properly adjusted to the face of the wearer, shall have a capacity of not more than 400 cubic centimeters of dead space inside the face

attachment exclusive of tubes or connections attached thereto.

(b) The mechanical construction of the apparatus shall be such that every part can be tested, inspected and repaired by persons that are skilled in such work, and all parts that require sterilizing shall be readily accessible for this purpose.

(c) All parts of the apparatus subject to or liable to be subjected to pressures in excess of 5 pounds per square inch shall be so constructed and equipped with safety devices that the safety of the wearer shall be assured, as determined by the 15 tests hereinafter described.

(d) In apparatus equipped with breathing bag or bags, or their equivalent, the inhalation and exhalation compartments shall have a combined capacity of at least 8 liters. If a single breathing bag is used it shall have a capacity of at least 5 liters.

(e) In apparatus equipped with a breathing bag that is used in conjunction with the operation of an oxygen or air admission valve, the bag shall have a capacity of at least 3 liters of air after the admission valve is closed. After 3 liters of air are introduced into the breathing bag, the water-gage pressure shall not exceed 3 inches.

(f) All parts enclosing the breathed atmosphere of a self-contained breathing apparatus shall consist of material that will exclude gases external to the apparatus and be impervious to gasoline fumes for at least a 2½-hour period; the material shall be of good strength and flexible, and the joints or seams shall either be cemented and sewed or vulcanized or bound in such manner that the part or parts will not come apart at the joints or seams when the apparatus is used; such parts may be made of one piece without joints or seams.

(g) The apparatus shall not have in its circulatory system any zone of constant negative pressure, or a positive pressure at the mouthpiece or facepiece of more than 3 inches water gage after a 2½-liter exhalation.

(h) A self-contained breathing apparatus in which the expired air is recirculated shall be provided with a release valve that is operated manually or automatically and is placed at some point in the circulatory system of the apparatus. The function of this valve shall be to permit the escape to the outside atmosphere of a part of the air in the circulatory system of the apparatus. The valve shall be so designed that air from the outside atmosphere cannot be drawn into the apparatus on inhalation.

(i) When apparatus is equipped with high pressure gas containers, the applicant having the apparatus tested by the Bureau of Mines shall furnish therewith a certificate of test issued by the Interstate Commerce Commission under specifications No. 3-A or equivalent specifications or shall give evidence satisfactory to the Bureau's engineer in charge of breathing-apparatus testing that such high-pressure gas containers have been tested in accordance with Interstate Commerce Commission specifications No. 3-A or equivalent specifications.

(j) When an apparatus is equipped with high-pressure gas containers, the safety cap attached to the closing valve, in addition to the usual copper disk provided, shall be filled with a metal (such as Rose's metal) fusing at a temperature of approximately 94° C. Such fusible metal shall not be forced from the safety cap by a pressure of less than 150 atmospheres.

(k) The closing valve of the high-pressure gas containers shall be provided with a device to prevent the wearer of the apparatus from screwing the stem entirely out of the valve. The closing valve shall also be provided with a device to enable the wearer to lock the valve stem open when the valve has been opened to the desired point. The valve-closing device shall be operable by hand without use of wrenches or external levers.

(l) When an apparatus is equipped with a gage for recording time or pressure of compressed-oxygen or compressed-air supply, such a gage will be tested for accuracy of calibration by the Bureau of Mines. A variation of 3 atmospheres (approximately 45 pounds per square inch) will be allowed in comparison with the pressure shown by the Bureau of Mines standard pressure gage.

(m) (1) Apparatus having a separate pressure-gage connection shall be equipped with a valve to shut off the compressed-oxygen or compressed-air supply from the gage. The gage-connection valve shall be so placed that it can be manipulated readily by the wearer's hand without interfering with the flow of compressed oxygen or compressed air from the high-pressure gas container to the circulatory system of the apparatus.

(2) An oxygen-generating, self-contained breathing apparatus shall be equipped with a timing device that will indicate accurately the number of minutes a person may continue to wear the apparatus with safety.

(n) Any pressure gage or a timing device shall be so located that it can be read easily by the wearer.

(o) Apparatus equipped with a reducing valve giving a constant or automatic flow of oxygen or air shall be provided with a bypass valve that will permit a free flow of compressed oxygen or compressed air from the high-pressure gas container to the circulatory system of the apparatus independent of the reducing valve.

(p) When the compressed-oxygen or compressed-air supply of the apparatus is controlled by automatic devices, such devices shall adjust themselves readily to the needs of the wearer.

(q) Apparatus equipped with a mouth-breathing device shall be provided with an adequate saliva trap so designed that during the operation of the saliva trap no surrounding atmosphere can be drawn into the apparatus during inhalation. The adequacy of the saliva trap will be determined by the tests to which the apparatus will be subjected.

(r) Apparatus equipped with a mouth-breathing attachment shall be provided with a suitable nose clip properly attached to the apparatus. The suitability of the nose clip will be determined by

the tests to which the apparatus will be subjected.

(s) Apparatus equipped with a facepiece shall meet the following requirements:

(1) The facepiece shall be so constructed as to assure a quick, gas-tight fit on persons of widely varying facial shapes and sizes.

(2) The eyepieces shall be of non-shatter type and so located as to provide a satisfactory field of vision for persons of widely varying facial shapes and sizes. Air or oxygen shall enter the facepiece in a manner that will prevent the accumulation of moisture on the eyepieces.

(3) A facepiece shall be provided with elastic headbands that are adjustable and replaceable.

(4) If a facepiece is equipped with an exhalation valve, the valve shall be guarded to prevent distortion and injury.

§ 11.5 *Character and general description of tests.* After the self-contained breathing apparatus to be tested for permissibility has been thoroughly inspected for adequacy of its mechanical principles, a series of 15 working tests, each for a period of time according to the type of the apparatus (A, B, C, or D) to be tested, will be made. At the beginning of the series of tests, if a high-pressure gas container is used on the apparatus, it shall first be charged with oxygen or air to a pressure of 10 atmospheres (approximately 150 pounds per square inch) and the oxygen or air permitted to escape into the atmosphere. Any high-pressure gas container used in the tests shall be fully charged at the beginning of each test at a pressure prescribed by the manufacturer of the apparatus.

If an apparatus using compressed oxygen or compressed air is equipped with one or more breathing bags, the breathing bag or bags shall be deflated at the beginning of each test to expel any contained nitrogen.

A single test must be continuous, without removal of the apparatus from the wearer during the test.

Samples of air will be obtained from the apparatus on the inhalation side of the circulatory system and as close to the mouthpiece or the face attachment as possible. The first sample will be taken from the source of supply to be used and just before the beginning of the test. The second sample will be taken immediately after the apparatus has been adjusted to the wearer and compressed oxygen or compressed air has been turned on. Samples will be taken every 10, 15, 20, or 30 minutes thereafter for ½-hour (A) types, ¾-hour (B) types, 1-hour (C) types, and 2-hour (D) types, respectively, during each ½ hour thereafter during the test. The physiological effects of the apparatus on the wearer will be noted in each test; they include the comfort of the wearer, ease of breathing, and lack of interference with normal body functioning as determined by questioning the wearer of the apparatus during and after testing.

Not more than one test of 2 hours' duration will be made on any one day. The tests will be completed within 60 days from date of beginning, unless con-



ditions that are beyond the control of the engineer in charge of the tests prevent.

All tests of apparatus will be conducted in a specially equipped gallery filled with an irrespirable atmosphere, at the Pittsburgh Experiment Station of the Bureau of Mines.

Before beginning each test, the apparatus shall be examined and tested to make certain that no leakage is present under working conditions.

The apparatus under test will be worn during each and all of the periods of the 15 tests by the Bureau of Mines engineer in charge of the testing or by one or more of his assistants. Immediately before participation in any of these tests the prospective wearer of the apparatus being tested shall pass in a satisfactory manner a physical examination by a qualified physician. If it is impossible to complete any one of these tests solely because of the poor physical condition of the wearer, when such condition has been brought about through no fault of the apparatus being tested, such test shall be disregarded and the apparatus shall not be penalized or disqualified thereby.

At the conclusion of each test a note shall be made by the engineer in charge of breathing-apparatus testing of the general physical condition of the wearer and of the apparatus and of the amount of compressed oxygen or compressed air, if any, remaining in the container. The schedule of work to be performed by the wearer of the apparatus in each of the 15 working tests is as stated in § 11.6.

§ 11.6 *Detailed procedure of tests.* The tests used are designed to represent conditions and work to which the wearer of a self-contained breathing apparatus may be subjected while wearing apparatus under actual conditions in a mine or plant.

The distances specified for walking, running, crawling, and carrying material, with the exception of the distance when carrying material over the overcast, are to be over a level, measured course free from obstructions.

(a) *Test 1.* The wearer of the apparatus shall walk continuously at a rate of not less than 3½ miles an hour for the ½-hour, ¾-hour, 1-hour, or 2-hour period, according to the type of apparatus being tested, except for time necessary to take air samples and temperature readings. Two minutes shall be allowed for taking air samples and temperature readings or rest period at the end of each:

10-minute period for a ½-hour (A)-type apparatus.

15-minute period for a ¾-hour (B)-type apparatus.

20-minute period for a 1-hour (C)-type apparatus.

30-minute period for a 2-hour (D)-type apparatus.

(b) *Tests 2, 3, and 4* will be repetitions of test 1.

(c) *Test 5.* The wearer of the apparatus shall:

(1) Walk, at the rate of not less than 3 miles an hour for:

3 minutes with a ½-hour (A)-type apparatus.

4 minutes with a ¾-hour (B)-type apparatus.

6 minutes with a 1-hour (C)-type apparatus.

10 minutes with a 2-hour (D)-type apparatus.

(2) Carry a sack of bricks weighing 50 pounds over an overcast, making one complete trip every 2 minutes:

2 times with a ½-hour (A)-type apparatus.

3 times with a ¾-hour (B)-type apparatus.

4 times with a 1-hour (C)-type apparatus.

5 times with a 2-hour (D)-type apparatus.

(3) Walk at the rate of not less than 3 miles an hour for:

3 minutes with a ½-hour (A)-type apparatus.

5 minutes with a ¾-hour (B)-type apparatus.

6 minutes with a 1-hour (C)-type apparatus.

10 minutes with a 2-hour (D)-type apparatus.

(4) Allow 2 minutes for taking air samples and temperature readings or rest period.

(5) Carry a 45-pound weight:

400 feet in 2 minutes with a ½-hour (A)-type apparatus.

600 feet in 3 minutes with a ¾-hour (B)-type apparatus.

800 feet in 4 minutes with a 1-hour (C)-type apparatus.

1,600 feet in 8 minutes with a 2-hour (D)-type apparatus.

(6) Raise a 45-pound weight a vertical distance of 5 feet:

30 times in 2 minutes with a ½-hour (A)-type apparatus.

45 times in 3 minutes with a ¾-hour (B)-type apparatus.

60 times in 4 minutes with a 1-hour (C)-type apparatus.

75 times in 5 minutes with a 2-hour (D)-type apparatus.

(7) Saw wood for:

4 minutes with a ½-hour (A)-type apparatus.

7 minutes with a ¾-hour (B)-type apparatus.

10 minutes with a 1-hour (C)-type apparatus.

15 minutes with a 2-hour (D)-type apparatus.

(8) Allow 2 minutes for taking air samples and temperature readings or rest period.

(9) Carry a sack of bricks weighing 50 pounds over an overcast making one complete trip every 2 minutes:

3 times with a ½-hour (A)-type apparatus.

4 times with a ¾-hour (B)-type apparatus.

5 times with a 1-hour (C)-type apparatus.

10 times with a 2-hour (D)-type apparatus.

(10) Walk at the rate of not less than 3 miles an hour for:

2 minutes with a ½-hour (A)-type apparatus.

5 minutes with a ¾-hour (B)-type apparatus.

8 minutes with a 1-hour (C)-type apparatus.

8 minutes with a 2-hour (D)-type apparatus.

Air samples and temperature readings shall be taken at this time for all apparatus, allowing 2 minutes for 2-hour (D)-type apparatus tests. This ends test for the ½-hour (A)-type, ¾-hour (B)-type, and 1-hour (C)-type apparatus.

(11) Continue test with 2-hour (D)-type apparatus by walking 28 minutes at the rate of not less than 3 miles an hour, taking an air sample and temperature readings at end of test.

(d) *Tests 6, 7, and 8* will be repetitions of test 5.

(e) *Test 9.* The wearer of the apparatus shall—

(1) Walk at a rate of not less than 3 miles an hour for:

2 minutes with a ½-hour (A)-type apparatus.

3 minutes with a ¾-hour (B)-type apparatus.

4 minutes with a 1-hour (C)-type apparatus.

5 minutes with a 2-hour (D)-type apparatus.

(2) Crawl a distance of:

40 feet in 5 minutes with a ½-hour (A)-type apparatus.

60 feet in 6 minutes with a ¾-hour (B)-type apparatus.

80 feet in 8 minutes with a 1-hour (C)-type apparatus.

100 feet in 10 minutes with a 2-hour (D)-type apparatus.

(3) Lie down on his side for:

2 minutes with a ½-hour (A)-type apparatus.

4 minutes with a ¾-hour (B)-type apparatus.

5 minutes with a 1-hour (C)-type apparatus.

10 minutes with a 2-hour (D)-type apparatus.

(4) Lie down on his back or recline for:

1 minute with a ½-hour (A)-type apparatus.

2 minutes with a ¾-hour (B)-type apparatus.

3 minutes with a 1-hour (C)-type apparatus.

5 minutes with a 2-hour (D)-type apparatus.

(5) Allow 2 minutes for taking air samples and temperature readings or rest period.

(6) Walk at the rate of not less than 3 miles an hour for:

4 minutes with a ½-hour (A)-type apparatus.

6 minutes with a ¾-hour (B)-type apparatus.

8 minutes with a 1-hour (C)-type apparatus.

10 minutes with a 2-hour (D)-type apparatus.

(7) Run at the rate of 6 to 8 miles an hour:

300 feet in 1 minute with a ½-hour (A)-type apparatus.

400 feet in 2 minutes with a ¾-hour (B)-type apparatus.

600 feet in 3 minutes with a 1-hour (C)-type apparatus.

600 feet in 3 minutes with a 2-hour (D)-type apparatus.

(8) Walk at a rate of not less than 3 miles an hour for:

- 3 minutes with a ½-hour (A)-type apparatus.
- 5 minutes with a ¾-hour (B)-type apparatus.
- 7 minutes with a 1-hour (C)-type apparatus.
- 15 minutes with a 2-hour (D)-type apparatus.

(9) Allow 2 minutes for taking air samples and temperature readings or rest period.

(10) Walk at a rate of not less than 3 miles an hour for:

- 2 minutes with a ½-hour (A)-type apparatus.
- 3 minutes with a ¾-hour (B)-type apparatus.
- 6 minutes with a 1-hour (C)-type apparatus.
- 10 minutes with a 2-hour (D)-type apparatus.

(11) Carry a sack of bricks weighing 50 pounds over an overcast, making one complete trip every 2 minutes:

- 2 times with a ½-hour (A)-type apparatus.
- 3 times with a ¾-hour (B)-type apparatus.
- 4 times with a 1-hour (C)-type apparatus.
- 5 times with a 2-hour (D)-type apparatus.

(12) Walk at a rate of not less than 3 miles an hour for:

- 2 minutes with a ½-hour (A)-type apparatus.
- 4 minutes with a ¾-hour (B)-type apparatus.
- 4 minutes with a 1-hour (C)-type apparatus.
- 8 minutes with a 2-hour (D)-type apparatus.

Air samples and temperature readings shall be taken at this time for all apparatus, allowing 2 minutes for 2-hour (D)-type-apparatus tests. This ends test for the ½-hour (A)-type, ¾-hour (B)-type, and 1-hour (C)-type apparatus.

(13) Continue test with 2-hour (D)-type apparatus by walking at the rate of not less than 3 miles an hour, for 28 minutes, taking an air sample and temperature readings at the end of test.

(f) Tests 10 and 11 will be repetitions of test 9.

(g) Test 12. The wearer of the apparatus shall:

(1) Walk at a rate of not less than 3 miles an hour for:

- 2 minutes with a ½-hour (A)-type apparatus.
- 3 minutes with a ¾-hour (B)-type apparatus.
- 4 minutes with a 1-hour (C)-type apparatus.
- 8 minutes with a 2-hour (D)-type apparatus.

(2) Run at a rate of 6 to 8 miles an hour:

- 300 feet in 1 minute with a ½-hour (A)-type apparatus.
- 300 feet in 1 minute with a ¾-hour (B)-type apparatus.
- 600 feet in 2 minutes with a 1-hour (C)-type apparatus.
- 600 feet in 2 minutes with a 2-hour (D)-type apparatus.

(3) Raise a 45-pound weight a vertical distance of 5 feet:

30 times in 2 minutes with a ½-hour (A)-type apparatus.

45 times in 3 minutes with a ¾-hour (B)-type apparatus.

60 times in 4 minutes with a 1-hour (C)-type apparatus.

75 times in 5 minutes with a 2-hour (D)-type apparatus.

(4) Carry a 45-pound weight:

200 feet in 1 minute with a ½-hour (A)-type apparatus.

400 feet in 2 minutes with a ¾-hour (B)-type apparatus.

400 feet in 2 minutes with a 1-hour (C)-type apparatus.

1,000 feet in 5 minutes with a 2-hour (D)-type apparatus.

(5) Carry a sack of bricks weighing 50 pounds over an overcast, making one complete trip every 2 minutes:

2 times with a ½-hour (A)-type apparatus.

3 times with a ¾-hour (B)-type apparatus.

4 times with a 1-hour (C)-type apparatus.

5 times with a 2-hour (D)-type apparatus.

(6) Allow 2 minutes for taking air samples and temperature readings or rest period.

(7) Walk at a rate of not less than 3 miles an hour for:

2 minutes with a ½-hour (A)-type apparatus.

4 minutes with a ¾-hour (B)-type apparatus.

5 minutes with a 1-hour (C)-type apparatus.

8 minutes with a 2-hour (D)-type apparatus.

(8) Carry a sack of bricks weighing 50 pounds over an overcast, making one complete trip every 1½ minutes:

4 times with a ½-hour (A)-type apparatus.

6 times with a ¾-hour (B)-type apparatus.

8 times with a 1-hour (C)-type apparatus.

10 times with a 2-hour (D)-type apparatus.

(9) Raise a 45-pound weight a vertical distance of 5 feet:

30 times in 2 minutes with a ½-hour (A)-type apparatus.

45 times in 3 minutes with a ¾-hour (B)-type apparatus.

60 times in 4 minutes with a 1-hour (C)-type apparatus.

75 times in 5 minutes with a 2-hour (D)-type apparatus.

(10) Allow 2 minutes for taking air samples and temperature readings or rest period.

(11) Walk at a rate of not less than 3 miles an hour for:

2 minutes with a ½-hour (A)-type apparatus.

3 minutes with a ¾-hour (B)-type apparatus.

4 minutes with a 1-hour (C)-type apparatus.

8 minutes with a 2-hour (D)-type apparatus.

(12) Raise a 45-pound weight a vertical distance of 5 feet:

30 times in 2 minutes with a ½-hour (A)-type apparatus.

45 times in 3 minutes with a ¾-hour (B)-type apparatus.

60 times in 4 minutes with a 1-hour (C)-type apparatus.

75 times in 5 minutes with a 2-hour (D)-type apparatus.

(13) Walk at a rate of not less than 3 miles an hour for:

4 minutes with a ½-hour (A)-type apparatus.

7 minutes with a ¾-hour (B)-type apparatus.

10 minutes with a 1-hour (C)-type apparatus.

15 minutes with a 2-hour (D)-type apparatus.

Air samples and temperature readings shall be taken at this time for all apparatus, allowing 2 minutes for 2-hour (D)-type apparatus tests. This ends the ½-hour (A)-type, ¾-hour (B)-type, and 1-hour (C)-type apparatus tests.

(14) Continue tests with 2-hour (D)-type apparatus by walking, at a rate of not less than 3 miles an hour, for 28 minutes, taking an air sample and temperature readings at end of test.

(h) Tests 13 and 14 will be repetitions of test 12.

(i) Test 15. This test will be made to determine the maximum length of time that the apparatus will supply the needs of the wearer when in a quiescent state. The wearer will remain as far as possible in a sitting posture throughout the test and perform no work. He will be allowed to manipulate the devices controlling the compressed-oxygen or compressed-air supply to conserve such compressed-oxygen or compressed-air supply to the greatest advantage.

At the end of each air-sampling period 2 minutes shall be allowed for taking air samples and temperature readings.

§ 11.7 *Preliminary test or inspection of breathing apparatus.* Self-contained breathing apparatus in course of development may be submitted by manufacturers and inventors for preliminary test or inspection to ascertain defective construction or misapplication of safety principles. The nature of such tests or inspection will be determined by the Bureau's engineer in charge of testing such apparatus.

§ 11.8 *Approval plates for permissible self-contained breathing apparatus.* Manufacturers of types of self-contained breathing apparatus that have passed the test of the Bureau which they wish to market as permissible will be required to attach to each such apparatus a plate containing the following inscription:

Permissible Breathing Apparatus United States Bureau of Mines Approval No. -----

If the plate is not used, the same inscription may be stamped or cast into the metal of the apparatus.

§ 11.9 *Notification to manufacturer.* As soon as the testing engineer of the Bureau of Mines is satisfied that a self-contained breathing apparatus has passed in a satisfactory manner all the tests herein set forth the manufacturer or inventor shall be formally notified to that effect.

When two or more applications for tests on different apparatus are received within a period of 10 days, the announcement of approval for each shall not exceed the interval of time between the receipt of the applications.

When a manufacturer or inventor receives this formal notification he shall be free to advertise this type of successfully tested self-contained breathing apparatus as "permissible" and to use the approval inscription described in § 11.8.

§ 11.10 *Scope of approval.* The listing by the Bureau of Mines of any self-contained breathing apparatus as permissible shall be construed as applying only to apparatus of that specific type, class form, and rating, made by the same manufacturer, and having the same construction in all details directly or indirectly affecting the safety features of the apparatus.

Manufacturers shall, before claiming the Bureau's approval for any modification of a permissible self-contained breathing apparatus, submit to the Bureau drawings or parts that shall show the extent and nature of such modifications, that the Bureau may decide whether test of the remodeled apparatus will be necessary for approval. If it is decided by the Bureau that testing of the remodeled apparatus is necessary, the word "permissible" shall not be used on the remodeled apparatus until it has again passed the complete schedule of tests or such part of these tests as the Bureau's engineer in charge of breathing-apparatus testing considers necessary.

§ 11.11 *Withdrawal of approval.* The Bureau reserves the right to rescind for cause, at any time, any approval granted under the conditions herein set forth. Cause for rescinding approval shall be the use of the issuance of approval by the Bureau in an unauthorized manner, as placing the approval stamp on apparatus that has not been approved by the Bureau, or on apparatus certain parts of which have been altered in construction or material without submittal to the Bureau for test or approval; failure of the apparatus or any part or parts to safeguard wearers may also be cause for withdrawal of approval.

§ 11.12 *Approval of regenerators for breathing apparatus.* The Bureau will, on application, make separate tests, identical with the foregoing tests, of regenerators manufactured for use with any breathing apparatus that has been approved by the Bureau under the provisions of this schedule.

Regenerators that fulfill the requirements of the foregoing tests will be approved for use only with that particular type of apparatus for which they are designed and that has previously received the approval of the Bureau.

§ 11.13 *Fees for testing self-contained breathing apparatus.* Careful consideration has been given to the entire cost of the services rendered in testing self-contained breathing apparatus at the Pittsburgh Experiment Station of the Bureau. The following schedule of fees to cover expenses to be charged has been established and approved by the Secretary of the Interior, in accordance with the provisions of the statute previously quoted:

	Apparatus with separate regenerator	Oxygen-generating apparatus	Demand-type apparatus
Complete 2-hour self-contained breathing apparatus inspection and tests.....	\$600	\$400	\$350
Complete 1-hour self-contained breathing apparatus inspection and tests.....	400	350	300
Complete 1/2-hour self-contained breathing apparatus inspection and tests.....	350	300	250
Complete 1/4-hour self-contained breathing apparatus inspection and tests.....	300	250	200
Separate preliminary 2-hour apparatus inspection and tests.....	150	150	150
Separate preliminary 1-hour apparatus inspection and tests.....	100	100	100
Separate preliminary 1/2-hour apparatus inspection and tests.....	85	85	85
Separate preliminary 1/4-hour apparatus inspection and tests.....	75	75	75
Separate regenerator 2-hour apparatus inspection and tests.....	100	-----	-----
Separate regenerator 1-hour apparatus inspection and tests.....	75	-----	-----
Separate regenerator 1/2-hour apparatus inspection and tests.....	60	-----	-----
Separate regenerator 1/4-hour apparatus inspection and tests.....	50	-----	-----
Special reducing valve inspection and tests, all models.....	75	75	75
Separate auxiliary parts inspection and tests, each part.....	50	50	50

Extension of approval on any type apparatus will depend on number of changes made and amount of work involved in making necessary tests.

The fees specified may be increased to cover the cost of testing an unusually complicated type of self-contained breathing apparatus, and are also subject to change when recommended by the Director of the Bureau of Mines and approved by the Secretary of the Interior.

§ 11.14 *Procedure to be followed in making application for tests, submitting material, conducting tests, and notifying applicants of results.* (a) Application for tests should be addressed to the Director of the Bureau of Mines, Washington 25, D. C. This application shall be accompanied by check or draft (see foregoing schedule of fees) made payable to the Treasurer of the United States; it shall also be accompanied by a complete written description of the self-contained breathing apparatus to be tested, and a set of the drawings as specified in § 11.2 (a), marked "Drawings of Approved Self-Contained Breathing Apparatus To Be Filed." Duplicate copies of the application and drawings should be sent to the "Engineer in Charge of Testing Self-Contained Breathing Apparatus, Bureau of Mines, Pittsburgh, Pa."

(b) As soon as the application is received by the Bureau's engineer in charge of breathing-apparatus testing, the applicant will be notified of the date when the tests will begin.

(c) After the applicant has received this notification, he should send the material required to the "Engineer in Charge of Breathing Apparatus Testing, Bureau of Mines, Pittsburgh, Pa." This material should be delivered not less than 1 week in advance of the date set for the beginning of the tests.

(d) The tests will begin on the date set and continued until the self-contained breathing apparatus has been approved, rejected, or withdrawn.

(e) After the Bureau's testing engineers have considered the results of the tests, a formal report will be made to the applicant in writing by the Director of the Bureau of Mines as to whether the self-contained breathing apparatus has been approved. The details of the tests will be regarded as confidential by all present.

R. R. SAYERS,  
Director.

Approved: July 9, 1946.

J. A. KRUG,  
Secretary of the Interior.

[F. R. Doc. 46-12172; Filed, July 16, 1946; 10:30 a. m.]

Chapter II—Geological Survey,  
Department of the Interior

FUNCTIONS WITH RESPECT TO DISPOSAL AND DEVELOPMENT OF MINERALS ON LANDS FORMERLY ADMINISTERED BY DEPARTMENT OF AGRICULTURE

CROSS REFERENCE: See paragraph II of the document with respect to the Bureau of Land Management appearing under Subtitle A of Title 43, *infra*.

DELEGATION OF AUTHORITY FROM  
SECRETARY OF INTERIOR

CROSS REFERENCE: For delegation of authority from the Secretary of the Interior, see Title 43, Part 4, *infra*.

TITLE 32—NATIONAL DEFENSE  
Chapter VIII—Office of International  
Trade, Department of Commerce

Subchapter B—Export Control

[Amdt. 216]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

Section 801.2 *Prohibited exportations* is hereby amended as follows:

The list of commodities set forth in paragraph (b) is amended in the following particulars:

(1) The following commodities are hereby added to the list of commodities:



Dept. of Comm. Sched. B No.	Commodity	Unit	GLV dollar value limits country group	
			K	E
657101	Zinc cast in slabs, pigs, or blocks: Special high grade, containing not over .007% lead, not over .005% iron, not over .005% cadmium, and at least 99.99% zinc.	Lb....	50	25
657103	High grade, containing not over .07% lead, not over .02% iron, not over .07% cadmium, no aluminum and at least 99.90% zinc.	Lb....	50	25
657105	Intermediate, containing not over .20% lead, not over .03% iron, not over .50% cadmium, no aluminum, and at least 99.50% zinc.	Lb....	50	25
657111	Brass special, containing not over .60% lead, not over .03% iron, not over .50% cadmium, no aluminum, and at least 99.00% zinc.	Lb....	50	25
657121	Selected, containing not over .80% lead, not over .04% iron, not over .75% cadmium, no aluminum, and at least 98.75% zinc.	Lb....	50	25
657125	Primo western, containing not over 1.60% lead and not over .08% iron.	Lb....	50	25
657198	Other zinc cast in slabs, pigs, or blocks.	Lb....	50	25
664501	Antimony ores and concentrates (antimony matter, containing lead).	Lb....	50	25

(2) The following commodities are hereby removed from the list of commodities:

Dept. of Com. Sched. B No.	Commodity
829600.....	Pectin.

Shipments of the above commodities removed from general license, which were on dock, on lighter, laden aboard an exporting carrier, or in transit to a port of exit pursuant to an actual order for export prior to the effective date of this amendment may be exported under the previous general license provisions.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; Pub. Law 389, 79th Congress; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: July 13, 1946.

JOHN C. BORTON,  
Director,  
Requirements and Supply Branch.

[F. R. Doc. 46-12142; Filed, July 15, 1946; 1:28 p. m.]

**Chapter IX—Civilian Production Administration**

**AUTHORITY:** Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong., and Pub. Laws 270 and 475, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

**PART 3294—IRON AND STEEL PRODUCTION**  
[General Preference Order M-21, Interpretation 1 to Direction 12]

**UNDER-SINK CABINETS**

The following interpretation is issued with respect to Direction 12 of M-21:

(a) The term "sinks" appearing in Schedule A of Direction 12 to Order M-21 includes under-sink cabinets when made under the following circumstances:

(1) A manufacturer makes both the cabinet and sink top and sells the two as an integral unit.

(2) A manufacturer makes only the cabinet, and buys the sink top but sells the two as an integral unit.

(b) Consequently, the two manufacturers described in paragraph (a), as well as a manufacturer of the sink top alone, are entitled to obtain the steel that they require under the provisions of Direction 12.

Issued this 16th day of July 1946.

CIVILIAN PRODUCTION  
ADMINISTRATION,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 46-12190; Filed, July 16, 1946; 11:42 a. m.]

**PART 1042—IMPORTS OF STRATEGIC MATERIALS<sup>1</sup>**

[General Imports Order M-63, as Amended July 16, 1946]

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of certain imported materials for defense, for private account, and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1042.1 *General Imports Order M-63*—(a) *Definitions.* For the purposes of this order:

(1) "Person" means any individual, partnership association, business trust, corporation, or any organized group of persons, whether or not incorporated.

(2) "Owner" of any material means any person who has any property interest in such material except a person whose interest is held solely as security for the payment of money.

(3) "Consignee" means the person to whom a material is consigned at the time of importation.

(4) "Import" means to transport in any manner into the continental United

<sup>1</sup> Certain food items formerly on Lists I, II, and III are now subject to import control in accordance with War Food Administration Order 63.

States from any foreign country or from any territory or possession of the United States. It includes shipments into a free port, free zone, or bonded custody of the United States Bureau of Customs (bonded warehouse) in the continental United States and shipments into the continental United States for processing or manufacture in bond for exportation. It does not include shipments in transit in bond through the continental United States without processing or manufacture, to Canada, Mexico or any other foreign country, or shipments through a free port or free zone to a foreign country without processing or manufacture.

(5) [Deleted Mar. 1, 1946.]

(6) Material shall be deemed "in transit" if it is afloat, if an on board ocean bill of lading has actually been issued with respect to it, or if it has actually been delivered to and accepted by a rail, truck, or air carrier, for transportation to a point within the continental United States.

(7) "Governing date" with respect to any material means the date when such material first became subject to General Imports Order M-63.

(b) *Restrictions on imports of materials*—(1) *General restriction.* No person, except as authorized in writing by the Civilian Production Administration shall purchase for import, import, offer to purchase for import, receive, or offer to receive on consignment for import, or make any contract or other arrangement for the importing of, any material subject to this order after the governing date. The foregoing restrictions shall apply to the importation of any material subject to the order regardless of the existence on the governing date or thereafter of any contract or other arrangement for the importation of such material. The materials subject to this order are those listed from time to time upon Lists A attached hereto.

(2) *Authorization by Civilian Production Administration.* Any person desiring such authorization, whether owner, purchaser, seller, or consignee of the material to be imported, or agent of any of them, shall make application therefor in duplicate on Form CPA-1041 addressed to the Civilian Production Administration Ref: M-63, Washington 25, D. C. Unless otherwise expressly permitted, such authorization shall apply only to the particular material and shipment mentioned therein and to the persons and their agents concerned with such shipment; it shall not be assignable or transferable either in whole or in part.

(3) *Restrictions on financing of imports.* No bank or other person shall participate, by financing or otherwise, in any arrangement which such bank or person knows or has reason to know involves the importation after the governing date of any material subject to this order, unless such bank or person either has received a copy of the authorization issued by the Civilian Production Administration under the provisions of paragraph (b) (2) or is satisfied from known

facts that the proposed transaction comes within the exceptions set forth in paragraph (b) (4).

(4) **Exceptions.** Unless otherwise directed by the Civilian Production Administration, the restrictions set forth in this paragraph (b) shall not apply:

(i) To the Reconstruction Finance Corporation, U. S. Commercial Company, Commodity Credit Corporation, or any other United States governmental department, agency, or corporation, or any agent acting for any such department, agency or corporation; or

(ii) To any material of which any United States governmental department, agency, or corporation is the owner at the time of importation, or to any material which the owner at the time of importation had purchased or otherwise acquired from any United States governmental department, agency, or corporation; or

(iii) To any material which on the governing date was in transit to a point within the continental United States.

(iv) [Deleted Mar. 30, 1944]

(v) To any material consigned as a gift or imported for personal use where the value of each consignment or shipment is less than \$100.00; or to any material consigned or imported as a sample where the value of each consignment or shipment is less than \$25.00; or to any used material in the category of household goods imported by the owner for his own personal use; or

(vi) To materials consigned as gifts for personal use by or to members of the Armed Services of the United States; or

(vii) [Deleted Nov. 13, 1944.]

(viii) To manufactured materials which are imported in bond solely for the purpose of having them repaired and then returned to the owner outside the continental United States; or

(ix) To materials which were grown, produced, or manufactured in the continental United States, and which were shipped outside the continental United States on consignment or pursuant to a contract of purchase, and which are now returned as rejected by the prospective purchaser; or

(x) [Deleted July 16, 1946.]

(xi) [Deleted July 1, 1946.]

(c) [Deleted June 4, 1945.]

(d) [Deleted June 4, 1945.]

(e) **Restrictions on distribution of List A materials.** Unless otherwise provided by the terms of the authorization issued pursuant to paragraph (b) (2), any material on List A which is imported in accordance with the provisions of this order after the governing date, may be sold, delivered, processed, consumed, purchased, or received without restriction under this order, but all such transactions shall be subject to all applicable provisions of the regulations of the Civilian Production Administration and to all orders and directions of the Civilian Production Administration which now or hereafter may be in effect with respect to such material.

(f) **Reports—(1) Reports on customs entry.** No material which is imported

[as defined in paragraph (a) (4)] after the governing date, including materials imported by or for the account of the Reconstruction Finance Corporation, U. S. Commercial Company, Commodity Credit Corporation or any other United States governmental department, agency or corporation, shall be entered through the United States Bureau of Customs for any purpose, unless the person making the entry shall file with the entry Form CPA-1040 in duplicate. The filing of such form a second time shall not be required upon any subsequent entry of such material through the United States Bureau of Customs for any purpose; nor shall the filing of such form be required upon the withdrawal of any material from bonded custody of the United States Bureau of Customs, regardless of the date when such material was first transported into the continental United States. Both copies of such form shall be transmitted by the Collector of Customs to the Civilian Production Administration, Imports Division, Ref.: M-63, Washington 25, D. C.

(2) **Other reports.** All persons having any interest in, or taking any action with respect to, any material imported after the governing date, whether as owner, agent, consignee, or otherwise, shall file such other reports as may be required from time to time by the Civilian Production Administration.

(3) **Exceptions.** The provisions of this paragraph (f) shall not apply to materials imported and consigned as gifts for personal use by or to members of the Armed Services of the United States.

(g) **Routing of communications.** All communications concerning this order shall, unless otherwise herein directed be addressed to: Civilian Production Administration, Washington 25, D. C. Ref.: M-63.

(h) **Violations.** Any person who wilfully violates any provision of this order, or who, in connection with this order, wilfully conceals a material fact or who furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priority assistance. In addition, the Civilian Production Administration may direct the disposition and use of any material which is imported without authorization as required by paragraph (b).

(i) **Applicability of priorities regulations.** This order and all transactions affected thereby are subject to all applicable provisions of the priorities regulations of the Civilian Production Administration as amended from time to time.

(j) **Effect on liability of removal of material from order.** The removal of any material from the order shall not be construed to affect in any way any liability for violation of the order which

accrued or was incurred prior to the date of removal.

Issued this 16th day of July 1946.

CIVILIAN PRODUCTION  
ADMINISTRATION,  
By J. JOSEPH WHELAN,  
Recording Secretary.

LIST A

The numbers listed after the following materials are commodity numbers taken from Schedule A, Statistical Classification of Imports of the Department of Commerce (issue of January 1, 1943). Materials are included in the list to the extent that they are covered by the commodity numbers listed below. If no commodity number is listed the description given shall control.

Material	Commerce Import Class No.	Governing date
Agave fibers, unmanufactured, not elsewhere specified on this order (except flume tow and bagasse waste).....	N. S. C.	8/5/43
Lead:		
Bullion or base bullion.....	6504.600	1/2/40
Pigs and bars.....	6505.000	1/2/46
Reclaimed, scrap, dross, and lead n. s. p. l., except antimonial.....	6505.100	1/2/46
Babbitt metal and solder.....	6506.100	1/2/46
Alloys and combinations of lead, n. s. p. l., in chief value of lead.....	6506.500	1/2/46
Alloys and combinations of lead, n. s. p. l., not in chief value of lead.....	6506.900	1/2/46
Type metal and antimonial lead.....	6507.000	1/2/46
Maguoy or cantala, unmanufactured.....	3409.200	1/18/43
Manila or abaca fiber (except T grade tow).....	3402.300	4/28/43
Manila or abaca tow (T grade only).....	3402.500	4/28/43
Molasses and sugar sirup.....	1640.000	7/2/42
Sisal and henequen, unmanufactured (except flume tow and bagasse waste).....	N. S. C.	1/18/43
Tin:		
Alloys, chief value tin, n. s. p. l. (including alloy scrap).....	6551.900	11/30/45
Bars, blocks, pigs, grain or granulated.....	6551.300	11/30/45

N. S. C.—No separate class or commodity number has been assigned for the material as described by the Department of Commerce, Statistical Classification of Imports.

INTERPRETATION 1: Revoked June 4, 1945.

INTERPRETATION 2

The following official interpretation is hereby issued by the Civilian Production Administration with respect to the meaning of the term "in transit" as defined in paragraph (a) (6) of General Imports Order M-63 (§ 1042.1) as amended.

By amendment dated December 17, 1942, the definition of material "in transit" was changed by adding the following clause, "or if it has actually been delivered to and accepted by a rail, truck, or air carrier for transportation to a point within the continental United States." The question has been raised as to the meaning of the term as applied to a case where the material on the governing date had been delivered to and accepted by a rail, truck, or air carrier on a through bill of lading for transportation to a specified port and from thence by boat to a point within the continental United States.

The material in the stated case is not deemed to be in transit within the meaning of the term as used in the order. If the material is to be carried to the port of arrival in the continental United States by ship the material must have been afloat, or on board ocean bill of lading must have been issued with respect to it on the governing date in order for it to be considered as having been in transit on such date.

Material which has been delivered to and accepted by a rail, truck, or air carrier on the governing date for transportation to a point within the continental United States is deemed to be in transit within the meaning of the term as used in the order only when the transportation specified in the bill of lading issued by such carrier calls for delivery of the material at the port of arrival in the continental United States by rail, truck, or air carrier, not by ship. (Issued March 5, 1943.)

INTERPRETATION 3: Revoked June 4, 1945.

[F. R. Doc. 46-12191; Filed, July 16, 1946; 11:42 a. m.]

### Chapter XXIII—War Assets Administration

[Special Order 17]

#### DISPOSAL OF AERONAUTICAL SPECIAL TOOLING IN GOVERNMENT-OWNED PLANTS

Surplus Property Board Special Order 17, August 17, 1945, entitled "Disposal of Special Tooling in Government-Owned Aircraft Plants" (10 F.R. 10398) is hereby revised and amended as hereinafter set forth as War Assets Administration Special Order 17. The title is amended to read as follows: "Disposal of Aeronautical Special Tooling in Government-Owned Plants".

Pursuant to the authority of the Surplus Property Act of 1944 (58 Stat. 765; 50 U.S.C. App. Sup. 1611), Pub. Law 181, 79th Cong., 1st Sess. (59 Stat. 533), E. O. 9689 (11 F.R. 1265), and Pub. Law 375, 79th Cong. 2d Sess., It is hereby ordered, that:

1. *Definitions*—(a) *Terms defined in act.* Terms not defined in paragraph (b) of this section which are defined in the Surplus Property Act of 1944 shall in this order be given the meaning assigned to them in the act.

(b) *Other terms.* (1) "Contract" includes subcontracts and subleases and "contractor" includes subcontractors and sublessees.

(2) "Facilities contract" means a lease, rental agreement or other contract or contract provision, specifically governing the acquisition, use, or disposition of Government-owned machinery, tools, building installations, or other property furnished to or acquired by a war contractor for any war production purpose except incorporation in end products.

(3) "Scrap" means property that has no reasonable prospect of sale except for its basic material content.

(4) "Special tooling" means equipment of such special design that it has apparent value only as scrap except in the manufacture of the particular product which such equipment was specifically designed to produce; it includes only jigs, dies, fixtures, gauges, moulds, and similar equipment and as used in this order is limited to such equipment as was designed for the manufacture of aircraft including its components and parts.

2. *Scope.* This order is issued under the authority of section 14 (a) of the act relating to contractor inventory. It applies only to Government-owned special tooling that is located in Government-

owned plants which are being operated by private contractors pursuant to facilities contracts.

3. *Owning agencies empowered to authorize retentions or disposals of special tooling.* The Administrator hereby empowers each owning agency to authorize any contractor with such agency or subcontractor thereunder that is in possession of any special tooling to retain or sell such property as provided in this order. Retentions or sales may be made hereunder at any time before the owning agency takes possession of special tooling. Nothing herein affects the authority of owning agencies to sell small lots, scrap, or salvage in accordance with other regulations or orders of the Administrator.

4. *Retentions by contractors for own use.* (a) Retentions of special tooling by contractors in possession shall be made by negotiated sale and at prices that are fair and reasonable taking into consideration its special value to the purchaser, acquisition cost to the Government, and replacement cost to the contractor, as well as any proceeds that might be expected to be obtained if the property were offered for sale at such time.

(b) There shall be obtained with each retention under this paragraph a written representation from the contractor that (1) he is acquiring the property for immediate or eventual use in his production; (2) that he is not retaining it for the purpose of reselling it directly or indirectly at a profit; and (3) that except for licenses granted to the Government, no third person is licensed to manufacture the product which such special tooling was specifically designed to produce; or that if such third persons have been so licensed that they have stated in writing that they do not wish to acquire the property on the same terms being offered to the contractor.

(c) In any case where special tooling is, in accordance with the terms of a facilities contract, in the possession of a subcontractor or sublessee, such subcontractor or sublessee shall for the purpose hereof be considered as the contractor in possession. If such subcontractor or sublessee shall state in writing that he does not desire to acquire the special tooling, the contractor holding the covering facilities contract may be permitted to retain the property under a negotiated sale as herein provided.

(d) Retentions of special tooling by a contractor not for his own use but for later resale shall be treated as sales and shall be governed by the requirements of the following paragraph.

5. *Sales by contractors.* All sales by contractors shall be made on the basis of competitive bidding through sealed bids or at auction at the discretion of the owning agencies and under rules and regulations prescribed by the owning agencies. Such rules and regulations shall contain, among other provisions, the following requirements:

(a) The determination of lots shall be subject to approval by the owning agency.

(b) The owning agency shall set an upset price on each lot at which figure the bidding on each lot shall be started.

(c) The right shall be reserved by the owning agency to reject all bids.

(d) Notice shall be given by publication to all possible interested purchasers indicating the special tooling that will be available for sale, naming a date not less than fourteen (14) days from the time of first publication when the bidding will be closed or when the auction will be held, and giving the upset price on each lot.

(e) If no acceptable bid to purchase is received and the property cannot be disposed of within a reasonable period of time on the terms stated in this paragraph, it may be sold by the contractor at the best price obtainable to any buyer who will use the property in the United States for manufacturing, maintenance or repair purposes. Sales prices shall be determined on a basis that is fair and reasonable, taking into consideration the limited sale value of the property, its special value, if any, to the purchaser, upset prices and any bids received. In connection with such sale there shall be obtained from the buyer a written representation that he intends to use the property and that he is not purchasing it for the purpose of reselling it at a profit.

6. *Assistance from disposal agencies.* The owning agency may request the advice and assistance of the appropriate disposal agency in setting upset prices and in determining acceptable sale prices. At the discretion of the owning agency, auctions and sales authorized hereunder may be combined with auctions and sales authorized under § 8306.7 of Surplus Property Administration Regulation 6,<sup>1</sup> and sales made hereunder shall be included in the statistical reports prepared by owning agencies pursuant to Order 2 to Surplus Property Administration Regulation 6.<sup>2</sup>

This order shall become effective July 17, 1946.

E. B. GREGORY,  
Administrator.

JULY 15, 1946.

[F. R. Doc. 46-12184; Filed, July 16, 1946; 11:35 a. m.]

[Reg. 2,<sup>3</sup> Order 6]

#### PART 8302—DISPOSAL OF SURPLUS PERSONAL PROPERTY TO PRIORITY CLAIMANTS

##### PURCHASES BY RECONSTRUCTION FINANCE CORPORATION OR RESALE TO SMALL BUSINESS

Pursuant to the authority of the Surplus Property Act of 1944 (58 Stat. 765, 50 U. S. C. App. Sup. 1611), Public Law 181, 79th Congress, 1st Session (59 Stat. 533), Executive Order 9689 (11 F.R. 1265), and Public Law 375, 79th Congress, 2d Session, It is hereby ordered, That:

1. *Scope.* This order shall apply only within the continental United States to disposals by disposal agencies to the Reconstruction Finance Corporation of

<sup>1</sup> SPA Reg. 6 (10 F.R. 14521; 11 F.R. 1893).

<sup>2</sup> SPA Reg. 6, Order 2 (11 F.R. 5167).

<sup>3</sup> 11 F.R. 5125, 6237, 6545.



surplus personal property<sup>4</sup> for resale to small business. It shall not apply to any disposal made directly by a disposal agency to small business purchasers, since provision has been made in other regulations<sup>5</sup> of the War Assets Administration to accord preference in the purchase of surplus property to small business purchasers dealing directly with disposal agencies.

2. *General policy.* The Reconstruction Finance Corporation, as successor to the Smaller War Plants Corporation, may acquire, subject to all applicable regulations of the War Assets Administration, any surplus personal property for resale to such purchasers as Reconstruction Finance Corporation determines to be small business, (and is empowered to acquire other property in exchange as partial or full payment therefor) when in its judgment such disposition is authorized under section 18 (e) of the Surplus Property Act of 1944, in order to preserve and strengthen the competitive position of small business or to assist the Corporation in the duties and responsibilities imposed upon it as the successor to the Smaller War Plants Corporation. Before making purchases for resale to small business, Reconstruction Finance Corporation shall give due consideration to such normal disposal procedures of the War Assets Administration as give preference to small business as compared with other commercial buyers in the purchase of surplus property.

3. *Written findings.* Each purchase order by Reconstruction Finance Corporation for resale purposes shall be based upon a written finding that the resale is necessary to preserve and strengthen the competitive position of small business or to assist the Corporation in the discharge of the duties and responsibilities imposed upon it by law as successor to the Smaller War Plants Corporation. Reconstruction Finance Corporation shall maintain records of the considerations underlying the approval of each application from small business.

4. *Purchases and payments to be made by Reconstruction Finance Corporation.* All purchases of surplus property from disposal agencies by Reconstruction Finance Corporation for small business shall be made by Reconstruction Finance Corporation in its own name, and payment therefor shall be made by Reconstruction Finance Corporation.

5. *Fair value.* Purchases by Reconstruction Finance Corporation shall be made at the fair value of the property pursuant to the provisions of § 8302.11.

This order shall become effective July 17, 1946.

E. B. GREGORY,  
Administrator.

July 13, 1946.

[F. R. Doc. 46-12185; Filed, July 16, 1946;  
11:35 a. m.]

<sup>4</sup>Suitable provisions are made for surplus real property under Regulations 5 (11 F.R. 7611), 10 (11 F.R. 7583), and 20 (11 F.R. 182, 561, 3302, 7431).

<sup>5</sup>Special Order 24 (11 F.R. 3075), Reg. 21 (11 F.R. 7134).

[Reg. 14,<sup>1</sup> Order 4]

**PART 8314—DISPOSAL TO NONPROFIT INSTITUTIONS AND DISCOUNTS FOR EDUCATIONAL OR PUBLIC-HEALTH INSTITUTIONS OR INSTRUMENTALITIES**

**DISPOSAL OF HIGH VOLTAGE X-RAY MACHINES**

There have been declared surplus several 1,000 KVP and 2,000 KVP industrial X-ray machines and component parts, the reported acquisition costs of which run from \$25,000 to \$35,000. The fair value for purposes of resale has been established at sixty (60) per cent of acquisition cost.

Various hospitals and universities have indicated interest in acquiring these machines for purposes of research and treatment, especially in the field of cancer.

The Administrator finds that the benefit which will accrue to the United States from the use of such machines by educational and public-health institutions or instrumentalities will justify disposal to them at a nominal price approximately sufficient to cover the costs of care, handling, and disposition, and further finds that such a nominal price should be three (3) per cent of the fair value of the machines.

Pursuant to the authority of the Surplus Property Act of 1944 (58 Stat. 765; 50 U. S. C. App. Sup. 1611), Public Law 181, 79th Congress, 1st Session (59 Stat. 533), Executive Order 9689 (11 F. R. 1265), and Public Law 375, 79th Congress, 2d Session, *It is hereby ordered, That:*

1. "X-ray machines" as used herein means items under Code 34-6230 of the Standard Commodity Classification (May 1943) Volume I.

2. Notwithstanding the provisions of § 8314.9, War Assets Administration as a disposal agency, after offering 1,000 KVP and 2,000 KVP X-ray machines and component parts to priority claimants at fair value in accordance with the provisions of Part 8302,<sup>2</sup> is hereby authorized to sell such machines to educational or public-health institutions or instrumentalities as defined in § 8314.1, whose orders have been approved by the Federal Security Agency, at a price equivalent to three (3) per cent of the fair value thereof, f. o. b. location.

3. War Assets Administration shall give wide public notice of the availability of these machines and shall give priority claimants and educational and public-health institutions and instrumentalities an opportunity to make application for them. As between claimants of the same class the machines shall be disposed of to those who in the opinion of War Assets Administration can put them to the use most beneficial to the United States, and preference shall be given to their use for research, especially in the field of cancer. The War Assets Administration in determining what use is most beneficial to the United States shall seek the advice of the Federal Security Agency.

<sup>1</sup> (10 F.R. 14028; 11 F.R. 2714, 4096).

<sup>2</sup> Reg. 2 (11 F.R. 5125, 6237, 6545).

This order shall become effective July 17, 1946.

E. B. GREGORY,  
Administrator.

July 12, 1946.

[F. R. Doc. 46-12186; Filed, July 16, 1946;  
11:35 a. m.]

**TITLE 33—NAVIGATION AND NAVIGABLE WATERS**

**Chapter III—Coast Guard: Inspection and Navigation**

[General Order 2-46]

**TRANSFER OF FUNCTIONS UNDER REORGANIZATION PLAN**

**CONTINUANCE IN EFFECT OF ORDERS, RULES, REGULATIONS, ETC.**

All orders, rules, regulations, permits, or other privileges made, issued, or granted in respect of all functions transferred to the Commandant, United States Coast Guard, by section 101 of Reorganization Plan No. 3 of 1946 and in effect at the time of such transfer shall continue in effect to the same extent as if such transfer had not occurred.

[SEAL] J. F. FARLEY,  
Commandant, U. S. C. G.

Approved: July 16, 1946.

E. H. FOLEY, JR.,  
Acting Secretary of the Treasury.

[F. R. Doc. 46-12176; Filed, July 16, 1946;  
10:45 a. m.]

**TITLE 36—PARKS AND FORESTS**

**Chapter I—National Park Service, Department of the Interior**

**DELEGATION OF AUTHORITY FROM SECRETARY OF INTERIOR**

CROSS REFERENCE: For delegation of authority from the Secretary of the Interior, see Title 43, Part 4, *infra*.

**PART 2—GENERAL REGULATIONS**

**COMMERCIAL AUTOMOBILES AND BUSES**

Paragraph (a) of § 2.36 *Commercial automobiles and busses*, is amended by inserting after the word "Zion," the words "Lassen Volcanic (except those portions of Highway No. 89 and Highway No. 44 crossing the northwest corner of the Park outside the Manzanita Lake checking station), Hawaii (except the Mamalahoa Highway for purposes of through traffic)," and after the words "Cedar Breaks National Monument," the words "Death Valley National Monument (except State Highway No. 190)," (39 Stat. 535; 16 U. S. C. sec. 3)

Issued this 12th day of July 1946.

[SEAL] OSCAR L. CHAPMAN,  
Acting Secretary of the Interior.

[F. R. Doc. 46-12175; Filed, July 16, 1946;  
10:32 a. m.]

Chapter II—Forest Service, Department of Agriculture

TRANSFER OF FUNCTIONS RELATING TO LEASING, ETC., OF MINERALS IN CERTAIN LANDS TO SECRETARY OF INTERIOR

CROSS REFERENCE: For notice of transfer of the functions of the Secretary of Agriculture and the Department of Agriculture relating to the leasing or other disposal of minerals in certain acquired lands to the Secretary of the Interior, pursuant to the President's Reorganization Plan No. 3 of 1946, see paragraph II of the document with respect to the Bureau of Land Management appearing under Subtitle A of Title 43, *infra*.

TITLE 43—PUBLIC LANDS: INTERIOR

Subtitle A—Office of the Secretary of the Interior

BUREAU OF LAND MANAGEMENT

ESTABLISHMENT; TRANSFER OF CERTAIN FUNCTIONS FROM DEPARTMENT OF AGRICULTURE

JULY 15, 1946.

Notice is given that effective on July 16, 1946, pursuant to the President's Reorganization Plan No. 3 of 1946:

I. The functions of the General Land Office and the Grazing Service in the Department of the Interior were consolidated and a new agency in the Department, the Bureau of Land Management, was formed. All rules and regulations of the two bureaus which were in force at the time of the consolidation, except to the extent that they are in conflict with Reorganization Plan No. 3 and Order No. 2225 of the Secretary of the Interior, of even date, will be continued in effect until otherwise ordered. All present field offices of these agencies will, until further notice, be continued in operation and all business should be transacted with these field offices as in the past.

II. The functions of the Secretary of Agriculture and the Department of Agriculture relating to the leasing or other disposal of minerals in certain acquired lands have been transferred to the Secretary of the Interior.

The Bureau of Land Management will handle the leasing or other disposal of such minerals in accordance with general policies approved by the Secretary. The Geological Survey will perform the same general functions and duties in connection with the disposal and development of such minerals as it now performs with respect to minerals in the public domain. Pending the issuance of new regulations:

(a) Leases and permits heretofore issued by the Department of Agriculture will continue to be administered under the regulations, including operating regulations, under which they were issued.

(b) Hereafter, oil and gas lease applications for the lands covered by this notice will be filed in the Bureau of Land Management in accordance with the regulations heretofore issued by the Department of Agriculture.

(c) Applications for permits to mine other minerals may be filed in the offices

of Forest Rangers and Supervisors of the Forest Service and other field offices of the Department of Agriculture as provided in the regulations of that Department and transmitted to the Bureau of Land Management by such official as may be designated by the Secretary of Agriculture accompanied by a recommendation as to whether the use of the lands for mineral purposes will interfere with the primary use of the lands, and the stipulations, if any, needed to protect such primary use if a lease or permit issue.

(d) All payments of rentals and royalties on oil and gas leases and mineral permits shall be made to the Director of the Bureau of Land Management and all reports concerning operations shall be filed with the Director of the Geological Survey.

J. A. KRUG,  
Secretary of the Interior.

[F. R. Doc. 46-12179; Filed, July 16, 1946; 10:32 a. m.]

[Order 2225]

PART 4—DELEGATIONS OF AUTHORITY

BUREAU OF LAND MANAGEMENT, GEOLOGICAL SURVEY AND NATIONAL PARK SERVICE

JULY 15, 1946.

Sections 4.250, 4.251, 4.252, 4.261, 4.610 and 4.660 are added to Part 4 to become effective on July 16, 1946 and to read as follows:

BUREAU OF LAND MANAGEMENT

- Sec.  
4.250 General functions.  
4.251 Functions of Manager of District Land Office.  
4.252 Functions of Chief Cadastral Engineer.  
4.261 Functions with respect to minerals in certain acquired lands.  
GEOLOGICAL SURVEY  
4.610 Functions with respect to minerals in certain acquired lands.  
NATIONAL PARK SERVICE  
4.660 Functions with respect to Franklin D. Roosevelt Library.

AUTHORITY: §§ 4.250, 4.251, 4.252, 4.261, 4.610 and 4.660 issued under R.S. 161 23 Stat. 98; 5 U.S.C. 22.

BUREAU OF LAND MANAGEMENT

§ 4.250 *General functions.* Pursuant to the provisions of section 40 (e) of Reorganization Plan No. 3 of 1946, the functions and powers of the Grazing Service, the General Land Office, the Director of Grazing, all Assistant Directors of the Grazing Service, the Commissioner of the General Land Office, the Assistant Commissioner of the General Land Office, all registers of the district land offices, and the United States Supervisor of Surveys, together with the Field Surveying Service, now known as the Cadastral Engineering Service, transferred to the Secretary of the Interior by section 403 of Reorganization Plan No. 3 of 1946, shall, subject to the direction and control of the Secretary and to such regulations as the Secretary deems proper, be exercised by the Director of the Bureau of Land Management. The Director, with the approval of the Secretary, may perform these functions through such officers or organizational units of the

Bureau of Land Management as he may designate.

§ 4.251 *Functions of Manager of District Land Office.* Each of the district land offices shall be in charge of and administered by a Manager of the district land office, who shall, subject to the supervision of the Director of the Bureau of Land Management, perform the functions and powers formerly exercised by the Register of the district land office. Pending the appointment of a Manager for each district land office, an Acting Manager shall be in charge. The position of the Acting Manager shall be filled by the former Register of the district land office.

§ 4.252 *Functions of Chief Cadastral Engineer.* The Chief Cadastral Engineer, subject to the supervision of the Director of the Bureau of Land Management, shall perform the functions and powers formerly exercised by the United States Supervisor of Surveys. Pending the appointment of the Chief Cadastral Engineer, an Acting Chief Cadastral Engineer shall be in charge. The position of the Acting Chief Cadastral Engineer shall be filled by the former United States Supervisor of Surveys.

§ 4.261 *Functions with respect to minerals in certain acquired lands.* Pursuant to the provisions of Section 402 of Reorganization Plan No. 3 of 1946, the leasing or other disposal of minerals in acquired lands pursuant to the authority contained in the act of March 4, 1917 (39 Stat. 1134, 1150, 16 U.S.C. 520), title II of the National Industrial Recovery Act of June 16, 1933 (48 Stat. 195, 200, 202, 205, 40 U.S.C., 401, 403 (a), and 408), the 1935 Emergency Relief Appropriation Act of April 8, 1935 (49 Stat. 115, 118), section 55 of title I of the act of August 24, 1935 (49 Stat. 750, 781), and the act of July 22, 1937 (50 Stat. 522, 525, 530), as amended July 28, 1942 (56 Stat. 725, 7 U.S.C. 1011 (c) and 1018), including leases and permits heretofore issued by the Department of Agriculture will be handled by the Bureau of Land Management in accordance with general policies established by regulations approved by the Secretary.

No minerals in the acquired lands shall be leased or otherwise disposed of by the Director of the Bureau of Land Management until he is advised by the appropriate official of the Department of Agriculture that development of such minerals will not interfere with the primary purposes for which the land was acquired and any lease or other instrument granting the right to mine and remove the minerals will contain such conditions as may be specified by that official in order to protect such purposes.

GEOLOGICAL SURVEY

§ 4.610 *Functions with respect to minerals in certain acquired lands.* Pursuant to the provisions of section 402 of Reorganization Plan No. 3 of 1946, the Geological Survey will perform the same general functions and duties in connection with the disposal and development of the minerals covered by § 4.261 as it now performs with respect to minerals in the public domain.

The Director of the Geological Survey, or a representative of the Secretary, under administrative direction of the Director, shall have administrative direction of and be responsible for the enforcement of the operating regulations applicable to all mineral leases and such representative of the Secretary is hereby designated as Officer-in-Charge.

NATIONAL PARK SERVICE

§ 4.660 *Functions with respect to Franklin D. Roosevelt Library.* Pursuant to the provisions of section 401 of Reorganization Plan No. 3 of 1946 and subject to the direction and control of the Secretary, the Director of the National Park Service shall perform the functions of the Commissioner of Public Buildings, under section 206 of the act of July 18, 1939 (53 Stat. 1062), with respect to the care, maintenance, and protection of the buildings and grounds of the Franklin D. Roosevelt Library, and the functions of the Archivist of the United States, under section 207 of said act, with respect to the collection of fees from persons visiting and viewing the exhibit rooms or museum portion of said library, excluding the fixing of charges to be collected but including all other regulations with respect to such collection. Such regulations shall be submitted to the Department for approval. Any funds derived from such fees shall be paid, held, administered, and expended in consonance with the proviso in said section 207.

J. A. KRUG,  
Secretary of the Interior.

[F. R. Doc. 46-12180; Filed, July 16, 1946; 10:31 a. m.]

[Order 2226]

PART 4—DELEGATION OF AUTHORITY  
ASSOCIATE DIRECTOR OF BUREAU OF LAND  
MANAGEMENT

JULY 15, 1946.

Section 4.253 is added to Part 4 to read as follows:

§ 4.253 *Associate Director.* Under the supervision of the Director of the Bureau of Land Management, the Associate Director of that Bureau may exercise all of the powers and authority of the Director. (R.S. sec. 161; 5 U.S.C. sec. 22)

J. A. KRUG,  
Secretary of the Interior.

[F. R. Doc. 46-12181; Filed, July 16, 1946; 10:31 a. m.]

Chapter I—General Land Office,  
Department of the Interior

BUREAU OF LAND MANAGEMENT  
ESTABLISHMENT AND DELEGATIONS OF  
AUTHORITY

CROSS REFERENCE: For consolidation of General Land Office and Grazing Service into Bureau of Land Management and for delegations of authority to Bureau of Land Management, see Subtitle A of this title, *supra*.

Chapter III—Grazing Service, Department  
of the Interior

BUREAU OF LAND MANAGEMENT  
ESTABLISHMENT AND DELEGATIONS OF  
AUTHORITY

CROSS REFERENCE: For consolidation of Grazing Service with General Land Office into Bureau of Land Management and for delegations of authority to Bureau of Land Management, see Subtitle A of this Title, *supra*.

TITLE 46—SHIPPING

Chapter I—Coast Guard; Inspection and  
Navigation

TRANSFER OF FUNCTIONS BY RENEGOTIATION  
PLAN

CROSS REFERENCE: See Title 33, Chapter I, *supra*.

Notices

DEPARTMENT OF THE TREASURY.

Fiscal Service, Bureau of the Public  
Debt.

[1946 Dept. Circ. 791]

¾ PERCENT TREASURY CERTIFICATES OF  
INDEBTEDNESS OF SERIES G—1947

OFFERING OF CERTIFICATES

JULY 17, 1946.

I. *Offering of certificates.* 1. The Secretary of the Treasury, pursuant to the authority of the Second Liberty Bond Act, as amended, invites subscriptions, at par, from the people of the United States for certificates of indebtedness of the United States, designated ¾ percent Treasury Certificates of Indebtedness of Series G—1947, in exchange for Treasury Certificates of Indebtedness of Series F—1946, maturing August 1, 1946. Approximately \$1,250,000,000 of the maturing certificates will be retired on cash redemption.

II. *Description of certificates.* 1. The certificates will be dated August 1, 1946, and will bear interest from that date at the rate of ¾ percent per annum, payable semiannually on February 1 and August 1, 1947. They will mature August 1, 1947, and will not be subject to call for redemption prior to maturity.

2. The income derived from the certificates shall be subject to all Federal taxes, now or hereafter imposed. The certificates shall be subject to estate, inheritance, gift or other excise taxes, whether Federal or State, but shall be exempt from all taxation now or hereafter imposed on the principal or interest thereof by any State, or any of the possessions of the United States, or by any local taxing authority.

3. The certificates will be acceptable to secure deposits of public moneys. They will not be acceptable in payment of taxes.

4. Bearer certificates with interest coupons attached will be issued in denomi-

nations of \$1,000, \$5,000, \$10,000, \$100,000 and \$1,000,000. The certificates will not be issued in registered form.

5. The certificates will be subject to the general regulations of the Treasury Department, now or hereafter prescribed, governing United States certificates.

III. *Subscription and allotment.* 1. Subscriptions will be received at the Federal Reserve Banks and Branches and at the Treasury Department, Washington. Banking institutions generally may submit subscriptions for account of customers, but only the Federal Reserve Banks and the Treasury Department are authorized to act as official agencies.

2. The Secretary of the Treasury reserves the right to reject any subscription, in whole or in part, to allot less than the amount of certificates applied for, and to close the books as to any or all subscriptions at any time without notice; and any action he may take in these respects shall be final. Subject to these reservations, subscriptions for amounts up to and including \$25,000 will be allotted in full, and subscriptions for amounts over \$25,000 will be allotted to all holders on an equal percentage basis, but not less than \$25,000 on any one subscription. The basis of the allotment will be publicly announced, and allotment notices will be sent out promptly upon allotment.

IV. *Payment.* 1. Payment at par for certificates allotted hereunder must be made on or before August 1, 1946, or on later allotment, and may be made only in Treasury Certificates of Indebtedness of Series F—1946, maturing August 1, 1946, which will be accepted at par, and should accompany the subscription.

V. *General provisions.* 1. As fiscal agents of the United States, Federal Reserve Banks are authorized and requested to receive subscriptions, to make allotments on the basis and up to the amounts indicated by the Secretary of the Treasury to the Federal Reserve Banks of the respective Districts, to issue allotment notices, to receive payment for certificates allotted, to make delivery of certificates on full-paid subscriptions allotted, and they may issue interim receipts pending delivery of the definitive certificates.

2. The Secretary of the Treasury may at any time, or from time to time, prescribe supplemental or amendatory rules and regulations governing the offering, which will be communicated promptly to the Federal Reserve Banks.

[SEAL]

JOHN W. SNYDER,  
Secretary of the Treasury.

[F. R. Doc. 46-12178; Filed, July 16, 1946; 10:45 a. m.]

DEPARTMENT OF THE INTERIOR.

Bureau of Reclamation.

SANTA BARBARA PROJECT, CALIFORNIA  
FIRST FORM RECLAMATION WITHDRAWAL  
JANUARY 31, 1946.

THE SECRETARY OF THE INTERIOR.

SIR: It is recommended that the following described lands be withdrawn



from public entry under the first form of withdrawal as provided by section 3 of the act of June 17, 1902 (32 Stat. 388).

SANTA BARBARA PROJECT

SAN BERNARDINO MERIDIAN, CALIFORNIA

- T. 5 N., R. 29 W.,  
 Sec. 4, Lots 1, 5, 9, 10, 11, 12, and SE $\frac{1}{4}$ ;  
 Sec. 5, Lots 1, 2, 3, 6, 7, 8, 9, 10, 11, 13, 14,  
 15 and 16;  
 Sec. 6, Lots 5, 6, 7, SE $\frac{1}{4}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$  and  
 SE $\frac{1}{4}$ ;  
 Secs. 8, 9, 16, 17, 20 and 21, all;  
 Sec. 28, N $\frac{1}{2}$  and N $\frac{1}{2}$ S $\frac{1}{2}$ ;  
 Sec. 29, N $\frac{1}{2}$  and NE $\frac{1}{4}$ SW $\frac{1}{4}$ .  
 T. 6 N., R. 29 W.,  
 Sec. 32, W $\frac{1}{2}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$  and SW $\frac{1}{4}$ SE $\frac{1}{4}$ .  
 Sec. 33, W $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
 Sec. 34, Lots 1 and 2.

MOUNT DIABLO MERIDIAN, CALIFORNIA

- T. 32 S., R. 17 E.,  
 Sec. 25, S $\frac{1}{2}$ ;  
 Sec. 36, N $\frac{1}{2}$ NE $\frac{1}{4}$ .  
 T. 32 S., R. 18 E.,  
 Sec. 30, Lots 1 to 4, incl., NE $\frac{1}{4}$  and  
 E $\frac{1}{2}$ NW $\frac{1}{4}$ ;  
 Sec. 31, NE $\frac{1}{4}$ .

Respectfully,

MICHAEL W. STRAUS,  
 Commissioner.

I concur: February 14, 1946.

FRED W. JOHNSON,  
 Commissioner of the  
 General Land Office.

The foregoing recommendation is hereby approved, and it is so ordered. The Commissioner of the General Land Office is hereby authorized and directed to cause the records of his office and of the district land office to be noted accordingly.

WARNER W. GARDNER,  
 Acting Secretary.

FEBRUARY 20, 1946.

[F. R. Doc. 46-12174; Filed, July 16, 1946;  
 10:32 a. m.]

HASSAYAMPA PROJECT, ARIZONA

FIRST FORM RECLAMATION WITHDRAWAL

JUNE 13, 1946.

The SECRETARY OF THE INTERIOR.

SIR: In accordance with the authority vested in you by the act of June 28, 1934 (48 Stat. 1269), as amended, it is recommended that the following described lands be withdrawn from public entry under the first form of withdrawal, as provided by section 3 of the act of June 17, 1902 (32 Stat. 388), and that Departmental Order of July 30, 1941, establishing Arizona Grazing District No. 3, be modified and made subject to the withdrawal effected by this order.

HASSAYAMPA PROJECT

GILA AND SALT RIVER MERIDIAN, ARIZONA

- T. 5 N., R. 3 W.,  
 Sec. 6, Lot 6, E $\frac{1}{2}$ SW $\frac{1}{4}$  and SE $\frac{1}{4}$ ;  
 Sec. 7, all;  
 Sec. 17, N $\frac{1}{2}$ , NW $\frac{1}{4}$ SW $\frac{1}{4}$  and W $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
 Sec. 18, all;  
 Sec. 19, Lots 1, 2, NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$  and SE $\frac{1}{4}$ ;  
 Sec. 20, N $\frac{1}{2}$  and SE $\frac{1}{4}$ .  
 T. 5 N., R. 4 W.,  
 Sec. 2, Lots 3, 4, S $\frac{1}{2}$ NW $\frac{1}{4}$  and SW $\frac{1}{4}$ ;  
 Secs. 27 and 31, all.

- T. 6 N., R. 4 W.,  
 Sec. 11, SW $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
 Sec. 12, W $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
 Sec. 15, E $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
 Sec. 22, E $\frac{1}{2}$ E $\frac{1}{2}$ .

Respectfully,

WILLIAM E. WARNE,  
 Acting Commissioner.

I concur:

ARCHIE D. RYAN,  
 Acting Director of the  
 Grazing Service.

I concur: June 28, 1946.

FRED W. JOHNSON,  
 Commissioner of the  
 General Land Office.

The foregoing recommendation is hereby approved, as recommended, and the Commissioner of the General Land Office will cause the records of his office and the district land office to be noted accordingly.

OSCAR L. CHAPMAN,  
 Under Secretary.

JULY 3, 1946.

[F. R. Doc. 46-12173; Filed, July 16, 1946;  
 10:32 a. m.]

Fish and Wildlife Service.

ALASKA COMMERCIAL FISHERIES

NOTICE OF HEARINGS ON PROPOSED CHANGES  
 FOR 1947 SEASON

1. Notice is hereby given that hearings on proposed amendments to the Alaska Commercial Fisheries Regulations for the 1947 season will be held in Alaska and in Seattle, Washington, as follows:

Kodiak.....	September 10
Anchorage.....	September 13
Cordova.....	September 16
Juneau.....	September 20
Sitka.....	September 23
Klawak.....	September 25
Wrangell.....	September 27
Ketchikan.....	September 28
Seattle.....	November 14

2. The resumption of hearings with respect to trap site limitations commenced in Washington, D. C., on February 21, 1946, will be postponed until further notice, except so far as testimony may be offered with respect to the following provisions proposed (pursuant to notice given on March 5, 1946) for inclusion in the Alaska Commercial Fishing Regulations for 1947:

(a) Change the date of April 15, 1946, in § 201.23 to January 1, 1947.

(b) Change paragraph (a) of § 201.24 to read "the provisions of §§ 201.25 and 201.26."

(c) Add a new § 201.26 to read:

No person who in the fishing season 1946 held a permit for a trap site and did not himself occupy such site but instead leased or assigned such site to another person under arrangements by which the permit holder did not bear all or a substantial part of the expenses and financial risk involved in the installation, care, service, and use of the trap shall be allowed to occupy, lease, or assign such

site. The Secretary or his authorized representative may, however, in exceptional cases authorize occupation of such site for good cause shown. Any trap site occupied, leased, or assigned in violation of this section will be closed.

(d) Renumber § 201.26 to § 201.27.

J. A. KRUG,  
 Secretary of the Interior.

JULY 13, 1946.

[F. R. Doc. 46-12166; Filed, July 16, 1946;  
 9:58 a. m.]

DEPARTMENT OF AGRICULTURE.

Rural Electrification Administration.

[Administrative Order 1095]

ALLOCATION OF FUNDS FOR LOANS

JUNE 21, 1946.

By virtue of the authority vested in me by the provisions of section 5 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	Amount
Virginia 47B Powhatan.....	\$11,000
Virginia 48B Lunenburg.....	4,000

[SEAL] CLAUDE R. WICKARD,  
 Administrator.

[F. R. Doc. 46-12145; Filed, July 15, 1946;  
 4:39 p. m.]

[Administrative Order 1096]

ALLOCATION OF FUNDS FOR LOANS

JUNE 21, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for a loan for the project and in the amount as set forth in the following schedule:

Project designation:	Amount
Kansas 44C Grant.....	\$1,130,000

[SEAL] CLAUDE R. WICKARD,  
 Administrator.

[F. R. Doc. 46-12146; Filed, July 15, 1946;  
 4:39 p. m.]

[Administrative Order 1097]

ALLOCATION OF FUNDS FOR LOANS

JUNE 24, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for a loan for the project and in the amount as set forth in the following schedule:

Project designation:	Amount
Utah 6P Garfield.....	\$125,000

[SEAL] CLAUDE R. WICKARD,  
 Administrator.

[F. R. Doc. 46-12147; Filed, July 15, 1946;  
 4:09 p. m.]

[Administrative Order 1098]

ALLOCATION OF FUNDS FOR LOANS

JUNE 24, 1946.

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

Project designation:	
Nebraska 49C Howard District Public.....	Amount \$540,000
North Dakota 34A Slope.....	500,000
North Dakota 35A Burleigh.....	425,000
South Dakota 25A Aurora.....	550,000
South Dakota 34B Spink.....	245,000

[SEAL] CLAUDE R. WICKARD,  
Administrator.

[F. R. Doc. 46-12148; Filed, July 15, 1946; 4:39 p. m.]

[Administrative Order 1099]

ALLOCATION OF FUNDS FOR LOANS

JUNE 25, 1946.

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

Project designation:	
Wyoming 22A-Niobrara.....	Amount \$421,000

[SEAL] CLAUDE R. WICKARD,  
Administrator.

[F. R. Doc. 46-12149; Filed, July 15, 1946; 4:39 p. m.]

[Administrative Order 1100]

ALLOCATION OF FUNDS FOR LOANS

JUNE 25, 1946.

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

Project designation:	
Georgia 66K Taylor.....	Amount \$50,000
Georgia 75G Lamar.....	392,000
Georgia 94F Jones.....	235,000
Georgia 99E McIntosh.....	118,000
Missouri 56H Sullivan.....	146,000
North Dakota 20E Grand Forks.....	115,000
South Carolina 19N Laurens.....	258,000
Tennessee 27E Carroll Public.....	170,000
Texas 122B Robertson.....	275,000
Texas 125E Jasper.....	249,000
Virginia 39K Northampton.....	80,000

[SEAL] CLAUDE R. WICKARD,  
Administrator.

[F. R. Doc. 46-12150; Filed, July 15, 1946; 4:39 p. m.]

DEPARTMENT OF LABOR.

Wage and Hour Division.

RECORD OF HOURS WORKED BY UNSUPERVISED EMPLOYEES ENGAGED IN PULPWOOD OPERATIONS

NOTICE OF FURTHER HEARING ON PROPOSED AMENDMENT

Whereas, on April 19, 1946, the Administrator caused to be published in the FEDERAL REGISTER a notice of opportunity to show cause why the following proposed amendment to Title 29, Chapter V, Code of Federal Regulations, Part 516, issued September 15, 1941, pursuant to authority contained in section 11 (c) of the Fair Labor Standards Act of 1938, should not be adopted by the Administrator:

§ 516.2 \* \* \*

(b) *Record of hours worked by unsupervised employees engaged in woods operations on pulpwood, including the hauling of pulpwood in or from the woods.* An employer of an employee who is employed in woods operations on pulpwood, including the hauling of pulpwood in or from the woods, away from supervision under circumstances in which it is impracticable or impossible for the employer to ascertain the number of hours worked by the employee in any way other than on the representation of such employee, may instruct and require such employee to enter on an appropriate form, furnished by the employer, the number of hours the employee has worked on each day during the workweek. The employer shall give full and detailed instructions to such employee with respect to the entries to be made on the form to the end that the employee may fully understand the nature and purpose of the report as the basis for determining the straight-time and overtime compensation to be paid to him and the necessity for completeness and accuracy of the entries to be made by the employee. Such a record, when signed by the employee as a true and accurate statement of the hours he has worked, shall be kept and preserved by the employer and, with respect to the hours worked by the employee away from supervision, shall be considered to meet the requirement of these regulations insofar as they require the recording of the hours worked each day, provided that the employer has used such means as are reasonably available to determine that the hours actually worked by such an employee have been accurately recorded.;

and

Whereas, within 15 days following the publication of the said notice of opportunity to show cause, the Administrator received objections and requests for hearing; and

Whereas, after due notice, published in the FEDERAL REGISTER on June 6, 1946, pursuant to § 516.19 of the regulations, Part 516, a public hearing was held on July 10, 1946 at 10 a. m. in Room 1213 of the office of the Wage and Hour and Public Contracts Divisions, United States Department of Labor, 165 West 46th Street, New York, New York, before Wil-

liam B. Grogan, the presiding officer designated by the Administrator, for the purpose of receiving evidence and hearing argument with respect to whether the proposed amendment shall be adopted by the Administrator, and, if not, whether any alternative amendment concerning the subject matter of the proposal shall be adopted; and

Whereas, the Administrator has been petitioned and it has been found desirable to hold a further hearing pursuant to § 516.19 of the regulations, Part 516 for the purpose of taking additional evidence in this matter;

Now, therefore, notice is hereby given of a public hearing to be held on August 1, 1946, at 10 a. m., in Board of Directors Room, Chamber of Commerce, 824 S. W. 5th Avenue, Portland, Oregon, before a presiding officer to be designated by the Administrator for the purpose of receiving additional evidence and hearing further argument with respect to whether the proposed amendment shall be adopted by the Administrator and, if not, whether any alternative amendment concerning the subject matter of the proposal shall be adopted.

Any interested person may appear at the hearing to offer evidence or give testimony: *Provided*, That not later than July 29, 1946 such person shall file with the Administrator of the Wage and Hour Division, U. S. Department of Labor, 165 West 46th Street, New York 19, New York, a notice of intention to appear containing the following information:

1. The name and address of the person appearing.
2. If he is appearing in a representative capacity, the names and addresses of the persons or organizations which he is representing.
3. Whether he is appearing in support of or in opposition to the proposed amendment.

Such notice may be mailed to the Administrator and shall be considered filed upon receipt. Written statements in lieu of personal appearance may be mailed to the Administrator at any time prior to the date of hearing or may be filed with the presiding officer at the hearing.

Signed at New York, New York this 12th day of July 1946.

L. METCALF WALLING,  
Administrator.

[F. R. Doc. 46-12141; Filed, July 15, 1946; 1:00 p. m.]

FEDERAL POWER COMMISSION.

[Docket No. IT-6000]

NORTHWESTERN ELECTRIC CO. AND PACIFIC POWER & LIGHT CO.

NOTICE OF APPLICATION

JULY 13, 1946.

Notice is hereby given that on July 12, 1946, a joint application was filed with the Federal Power Commission, pursuant to section 203 of the Federal Power Act, by Northwestern Electric Company, a corporation organized under the laws of the State of Washington, and Pacific Power & Light Company, a corporation

organized under the laws of the State of Maine, with each of their principal business offices at Portland, Oregon, seeking an order authorizing the consolidation and merger of the facilities of Northwestern Electric Company into and with Pacific Power & Light Company, the surviving corporation; 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 31st day of July, 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's rules of practice and regulations.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 46-12182; Filed, July 16, 1946;  
11:32 a. m.]

#### INTERSTATE COMMERCE COMMISSION.

[S. O. 396, Special Permit 46]

#### RECONSIGNMENT OF PLUMS AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 396 (10 F.R. 15008), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconsignment at Chicago, Illinois, July 9, 1946, by James V. La Mantia, of car PFE 94446, plums, now on the Chicago Produce Terminal, to Carr Brothers Co., Inc., Portland, Maine (Grand Trunk), account railroad error.

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 9th day of July 1946.

V. C. CLINGER,  
Director,  
Bureau of Service.

[F. R. Doc. 46-12187; Filed, July 16, 1946;  
11:37 a. m.]

[S. O. 479, Special Permit 4]

#### REFRIGERATION OF POTATOES FROM RIVERHEAD AND SOUTHOLD, LONG ISLAND, N. Y.

Pursuant to the authority vested in me by paragraph (d) of the first ordering paragraph of Service Order No. 479 (11 F.R. 3367), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 479 insofar as it applies to the furnishing of standard refrigeration for WFE 49726, 62629 and FGE 16111, potatoes shipped today from Riverhead, L. I. and Southold, L. I., by I. M. Young via P. R. R., Potomac Yards, R. F. & P., Seaboard to Miami, Fla., for export to Cuba.

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 12th day of July 1946.

V. C. CLINGER,  
Director,  
Bureau of Service.

[F. R. Doc. 46-12188; Filed, July 16, 1946;  
11:37 a. m.]

[S. O. 547]

#### UNLOADING OF BOX CARS AT ST. LOUIS, MO.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 15th day of July A. D. 1946.

It appearing, that 22 box cars containing various articles at St. Louis, Missouri, on the Missouri Pacific Railroad Company (Guy A. Thompson, Trustee) have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

*Various commodities at St. Louis, Missouri, be unloaded.* (a) The Missouri Pacific Railroad Company (Guy A. Thompson, Trustee), its agents or employees, shall unload immediately the following cars now on hand at St. Louis, Missouri, consigned to Monsanto Chemical Company:

Initial and No.:	Contents
TNO 58339.....	Drums.
IC 18373.....	Do.
DRG 69599.....	Do.
Sou 154246.....	Scda.
B&O 175181.....	Pulp board.
NP 16556.....	Drums.
Sou 20104.....	Acid.
NYC 132215.....	Iron forms.
StLBM 3335.....	Limestone.
PRR 75757.....	Drums.
PRR 52127.....	Steel bars.
NP 26500.....	Drums.
CB&Q 46785.....	Do.
RUT 6005.....	Soda.
GMO 8651.....	Drums.
Sou 157278.....	Pulp board.
KCS 17973.....	Bags.
B&O 371124.....	Drums.
PRR 67815.....	Iron forms.
SP 42606.....	Tanks.
I&A 16169.....	Drums.
NYC 102958.....	Tanks.

(b) *Notice and expiration.* Said carrier shall notify V. C. Clinger, Director,

Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately, and that a copy of this order and direction shall be served upon the Missouri Pacific Railroad Company, (Guy A. Thompson, Trustee), and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,  
Secretary.

[F. R. Doc. 46-12189; Filed, July 16, 1946;  
11:37 a. m.]

#### OFFICE OF PRICE ADMINISTRATION.

Regional and District Office Orders.

#### LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register July 10, 1946.

##### Region I

Hartford Order 2-C, covering poultry in the State of Connecticut. Filed 10:32 a. m.

Hartford Order 2-O, covering eggs in the State of Connecticut. Filed 10:32 a. m.

Hartford Order 3-O, Amendment 3, covering eggs in the State of Connecticut. Filed 10:32 a. m.

##### Region II

New York Order 36, Amendment 1, covering dry groceries in certain areas in New York. Filed 10:32 a. m.

Scranton Order 2-D and 3-D, Amendment 1, covering butter and cheese in certain counties in Pennsylvania. Filed 10:33 a. m.

##### Region IV

Birmingham Order 5-F, Amendment 38, covering fresh fruits and vegetables in Jefferson county. Filed 10:31 a. m.

Birmingham Order 26-F, Amendment 37, covering fresh fruits and vegetables in Mobile county. Filed 10:31 a. m.

Birmingham Order 27-F, Amendment 39, covering fresh fruits and vegetables in Montgomery county. Filed 10:31 a. m.

Birmingham Order 28-F, Amendment 37, covering fresh fruits and vegetables in Houston county. Filed 10:30 a. m.

Birmingham Order 29-F, Amendment 36, covering fresh fruits and vegetables in Dallas county. Filed 10:30 a. m.



Memphis Order 2-O, Amendment 15, covering eggs in Memphis and Shelby county, Tennessee. Filed 10:27 a. m.

Memphis Order 11-W, Amendment 5, covering dry groceries in the Memphis area. Filed 10:29 a. m.

#### Region VI

Green Bay Order 7-F, Amendment 38, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 10:29 a. m.

Green Bay Order 8-F, Amendment 38, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 10:29 a. m.

Green Bay Order 9-F, Amendment 38, covering fresh fruits and vegetables in the counties of Florence, Forest and Marinette, Wisconsin. Filed 10:29 a. m.

Green Bay Order 12-F, Amendment 24, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 10:29 a. m.

Green Bay Order 13-F, Amendment 9, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 10:28 a. m.

Springfield Order 60, Amendment 4, covering dry groceries. Filed 10:48 a. m.

Springfield Orders 60, 61 and 62, Amendment 5, covering dry groceries. Filed 10:55 a. m.

Springfield Order 63, Amendments 5 and 6, covering dry groceries. Filed 10:57 a. m.

Springfield Order 64, Amendment 5, covering dry groceries. Filed 10:57 a. m.

Springfield Orders 33-W, 34-W and 35-W, Amendment 4, covering dry groceries. Filed 10:58 a. m.

Springfield Order 33-W, Amendment 5, covering dry groceries. Filed 10:57 a. m.

Springfield Order 34-W, Amendment 4, covering dry groceries. Filed 10:58 a. m.

Springfield Order 35-W, Amendment 4, covering dry groceries. Filed 10:58 a. m.

Springfield Order 36-W, Amendment 5, covering dry groceries. Filed 10:58 a. m.

Springfield Order 36-W, Amendment 6, covering dry groceries. Filed 10:58 a. m.

#### Region VII

Denver Order 1-O, Amendment 11, covering eggs sold in the Colorado egg Area No. 7. Filed 10:59 a. m.

Denver Order 2-O, Amendment 11, covering eggs sold in the Colorado egg Area No. 8. Filed 10:59 a. m.

Denver Order 3-O, Amendment 11, covering eggs sold in the Colorado egg Area No. 10. Filed 10:59 a. m.

Denver Order 4-O, Amendment 11, covering eggs sold in the Colorado egg Area No. 13. Filed 10:58 a. m.

#### Region VIII

Portland Order 31, Amendments 5 and 6, covering dry groceries in certain areas in Oregon. Filed 10:26 a. m.

Portland Order 32, Amendments 5 and 6, covering dry groceries in the Portland extended area. Filed 10:26 a. m.

Portland Order 33, Amendments 5 and 6, covering dry groceries in the Northwestern area and Southwestern area. Filed 10:25 a. m.

Portland Order 34, Amendments 5 and 6, covering dry groceries in the Portland Municipal area. Filed 10:25 a. m.

Portland Order 25-, Amendments 5 and 6, covering dry groceries in the Southwestern area. Filed 10:25 a. m.

Portland Order 4-W, Amendments 5 and 6, covering dry groceries in the Southwestern Washington and Northwestern Oregon area. Filed 10:34 a. m.

Portland Order 5-W, Amendments 5 and 6, covering dry groceries in the Portland Municipal area. Filed 10:34 and 10:35 a. m.

Portland Order 6-W, Amendments 5 and 6, covering dry groceries in the Southwestern area. Filed 10:35 and 10:47 a. m.

Portland Order 7-W, Amendments 3 and 4, covering dry groceries in the Eastern Oregon area. Filed 10:48 and 10:47 a. m.

San Francisco Order 7-P, Amendment 3, covering fish in certain areas in California. Filed 11:11 a. m.

San Francisco Order 8-P, Amendment 2, covering fish in the counties of Butte, Glenn, Plumas and Nevada. Filed 11:11 a. m.

San Francisco Order 9-P, Amendment 2, covering fish in certain counties in California. Filed 11:11 a. m.

San Francisco Order 3-W, Amendments 3 and 4, covering dry groceries in the city of Fresno. Filed 11:02 a. m.

San Francisco Order 4-W, Amendment 4, covering dry groceries. Filed 11:02 a. m.

San Francisco Order W-1, Amendment 24, covering dry groceries. Filed 11:02 a. m.

Spokane Order 20-F, Amendment 23, covering fresh fruits and vegetables in certain areas in Spokane county, Washington and Kootenai county, Idaho. Filed 11:02 a. m.

Spokane Order 21-F, Amendment 23, covering fresh fruits and vegetables in Shoshone and Kootenai counties, Idaho. Filed 11:01 a. m.

Spokane Order 22-F, Amendment 23, covering fresh fruits and vegetables in Moscow, Idaho and Pullman, Washington. Filed 11:01 a. m.

Spokane Order 23-F, Amendment 23, covering fresh fruits and vegetables in Lewiston, Idaho and Clarkston, Washington. Filed 11:01 a. m.

Spokane Order 24-F, Amendment 23, covering fresh fruits and vegetables in Walla Walla, Columbia counties, Washington and Umatilla county, Oregon. Filed 11:01 a. m.

Spokane Order 1-D, Amendment 2, covering butter and cheese in certain areas in Spokane county, Washington and city of Spokane. Filed 11 a. m.

Spokane Order 2-D, Amendment 2, covering butter and cheese in Pasco, Prosser, Kennewick and Richland, Washington. Filed 11 a. m.

Spokane Order 3-D, Amendment 2, covering butter and cheese in the Spokane county area and Pasco-Kennewick-Prosser-Richland area. Filed 11 a. m.

Spokane Order 4-D, Amendment 2, covering butter and cheese in the Spokane, Washington area. Filed 11 a. m.

Spokane Order 1-O, Amendment 9, covering eggs in the Spokane, Washington, area. Filed 10:59 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,  
Secretary.

[F. R. Doc. 46-12168; Filed, July 16, 1946; 10:13 a. m.]

## SECURITIES AND EXCHANGE COMMISSION.

LAWRENCE R. LEEBY AND NATIONAL ASSN. OF SECURITIES DEALERS, INC.

### ORDER SETTING HEARING ON PETITION

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pennsylvania on the 15th day of July 1946.

In the matter of petition of Lawrence R. Leebby for approval of his membership in the National Association of Securities Dealers, Inc., or in the alternative for an order directing the National Association of Securities Dealers, Inc. to admit Lawrence R. Leebby to membership in such Association.

I. On July 10, 1946 Lawrence R. Leebby filed with this Commission a petition for approval of his membership in the National Association of Securities Dealers, Inc., or in the alternative for an order directing the National Association of Securities Dealers, Inc. to admit Lawrence R. Leebby to membership in such Association.

II. The abovementioned petition states among other things, that:

A. Lawrence R. Leebby has filed an application for registration as a broker with this Commission.

B. If such registration is granted, he desires membership in the National Association of Securities Dealers, Inc.

C. He has filed an application for membership with the National Association of Securities Dealers, Inc.

D. There remains a disqualification for such membership because of his expulsion from membership by that Association in 1941 and said Association cannot admit him to membership except with the approval or at the direction of the Commission pursuant to section 15A (b) (4) of the Securities Exchange Act of 1934.

III. The Commission deeming it appropriate that a hearing be held in this matter at which Lawrence R. Leebby and all other interested persons shall be given an opportunity to be heard on the question whether it is appropriate in the public interest to issue an order for approval of his membership in the National Association of Securities Dealers, Inc., or, in the alternative, to issue an order directing the National Association of Securities Dealers, Inc. to admit Lawrence R. Leebby to membership in such Association.

It is ordered, That the matter be set down for hearing at 2:00 p. m. on July 31, 1946, at the Securities and Exchange Commission, 415 Palmer Building, Atlanta 3, Georgia, and that the said hear-

ing be continued at such other times or places as the Commission or the officer conducting such hearing may determine; that for the purpose of said hearing Allen MacCullen be and he is hereby designated as the officer of the Commission to administer oaths and affirmations, subpoena witnesses and compel their attendance, take evidence, require the production of books, papers, correspondence, memoranda, and any and all other records deemed relevant or material to the matters in issue at said hearing, and to perform all other duties in connection therewith as authorized by law.

It is further ordered, That a copy of this order be served on Lawrence R. Leeb and on the Association not less than fifteen (15) days prior to the time of the hearing, and that this order and notice be published in the FEDERAL REGISTER in the manner prescribed by the Federal Register Act not later than fifteen (15) days prior to the time of the hearing.

By the Commission.

[SEAL] ORVAL L. DUBOIS,  
Secretary.

[F. R. Doc. 46-12167; Filed, July 16, 1946;  
9:58 a. m.]

#### OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 6338]

FIDES GESELLSCHAFT FÜR DIE VERWALTUNG UND VERWERTUNG VON GEWERBLICHEN SCHUTZRECHTEN M. B. H.

In re: Patent Application Serial Number 657,417 owned by Fides Gesellschaft für die Verwaltung und Verwertung von Gewerblichen Schutzrechten m. b. H.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Fides Gesellschaft für die Verwaltung und Verwertung von Gewerblichen Schutzrechten m. b. H., is a business organization organized under the laws of Germany and is a national of a foreign country (Germany);

2. That the property described in subparagraph 3 hereof is property of Fides Gesellschaft für die Verwaltung und Verwertung von Gewerblichen Schutzrechten m. b. H.;

3. That the property described as follows:

*Serial No., filing date, inventor and title*  
657,417; 3/27/46; Roman Golicke; Oscillator circuit arrangement;

together with the entire right, title and interest, throughout the United States and its territories, in and to, including the right to file applications in the United States Patent Office for Letters Patent for, the invention or inventions shown or described in such application, is property of a national of a foreign country (Germany);

And having made all determinations and taken all action required by law, in-

cluding appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 23, 1946.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 46-12153; Filed, July 16, 1946;  
9:37 a. m.]

[Vesting Order 6432]

WILHELM SCHNEIDER ET AL.

In re: Patent No. 2,280,722 owned by Wilhelm Schneider and Alfred Frolich or I. G. Farbenindustrie A. G.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Wilhelm Schneider and Alfred Frolich, whose last known address is Dessau, Germany, are residents of Germany and nationals of a foreign country (Germany);

2. That I. G. Farbenindustrie A. G. is a corporation organized under the laws of Germany and is a national of a foreign country (Germany);

3. That the property described in subparagraph 4 hereof is property of Wilhelm Schneider and Alfred Frolich or I. G. Farbenindustrie A. G.;

4. That the property described as follows: All right, title and interest (including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement

thereof) in and to the following United States Letters Patent:

*Patent Number, Date of Issue, Inventor and Title*

2,280,722; 4-21-42; Wilhelm Schneider, Alfred Frolich; Color photography;

is property of nationals of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 5, 1946.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 46-12154; Filed, July 16, 1946;  
9:37 a. m.]

[Vesting Order 6787]

HANNA BODEMANN

In re: Bank account owned by Hanna Bodemann. F-28-9312-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Hanna Bodemann, whose last known address is Quakenbruck, St. Antoniort 51th, 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 Security National Bank, Brookings, South Dakota, arising out of a sav-

ings account, entitled Hanna Bodemann, Carl Greve, Agent, 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, Hanna Bodemann, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person 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);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 27, 1946.

[SEAL]

JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-12155; Filed, July 16, 1946;  
9:37 a. m.]

[Vesting Order 6798]

MARIE MARTHA LYDIA IDA FOLLMAN

In re: Bank account owned by Marie Martha Lydia Ida Follman. F-28-9727-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and

Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Marie Martha Lydia Ida Follman, whose last known address is Wichernstr 38, Wittenberg/Elbe, 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 owing to Marie Martha Lydia Ida Follman by The Ninth Bank and Trust Company, Front and Norris Streets, Philadelphia 25, Pennsylvania, arising out of a Certificate of Deposit, Number 242, entitled Marie Martha Lydia Ida Follman, 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, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person 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);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 27, 1946.

[SEAL]

JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-12156; Filed, July 16, 1946;  
9:37 a. m.]

[Vesting Order 6800]

ALMA FRENZEL

In re: Bank account owned by Alma Frenzel. F-28-19798-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Alma Frenzel, whose last known address is Grobers, b/Halle, a/d Saale, 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 owing to Alma Frenzel, by Security-First National Bank of Los Angeles, Sixth and Spring Streets, Los Angeles, California, arising out of a Commercial Account, entitled Alma Frenzel, maintained at the branch office of the aforesaid bank located at Fifth and Spring Streets, Los Angeles, California, 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, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person 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);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.



Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 27, 1946.

[SEAL]

JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-12157; Filed, July 16, 1946;  
9:37 a. m.]

[Vesting Order 6801]

E. L. FRIEDMANN & Co.

In re: Bank account owned by E. L. Friedmann & Co. F-28-5449-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That E. L. Friedmann & Co., whose last known address is 56 Charlottenstrasse, Berlin W8, Germany, is a corporation, partnership, association or other business organization, organized under the laws of Germany, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to E. L. Friedmann & Co., by The New York Trust Company, 100 Broadway, New York, New York, arising out of a checking account, entitled E. L. Friedmann & Co., 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, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person 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);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the in-

terest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 27, 1946.

[SEAL]

JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-12158; Filed, July 16, 1946;  
9:37 a. m.]

[Vesting Order 6802]

G. A. GEIPEL

In re: Bank account owned by G. A. Geipel. F-28-22964-C-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That G. A. Geipel, whose last known address is Schmaldkalden, Kirschenkehle, 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 owing to G. A. Geipel, by The Guardian Trust Company in liquidation, Room 1436 Guardian Building, P. O. Box 6537, Cleveland, Ohio, and/or Superintendent of Banks, State of Ohio, Columbus, Ohio, arising out of a savings account in The Guardian Trust Company, above named, Account Number 39630, entitled G. A. Geipel, 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, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person 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);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 27, 1946.

[SEAL]

JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-12159; Filed, July 16, 1946;  
9:37 a. m.]

[Vesting Order 6805]

ARTHUR GLINGENER

In re: Bank accounts owned by Arthur Glingener. D-28-7037-C-1; D-28-7037-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Arthur Glingener, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to Arthur Glingener, by Union County Savings Bank, 61 Broad Street,

Elizabeth, New Jersey, arising out of a savings account, Account Number 62441, entitled Arthur Glingener, and any and all rights to demand, enforce and collect the same,

b. That certain debt or other obligation owing to Arthur Glingener, by The Elizabethport Banking Company, 100 First Street, Elizabeth, New Jersey, arising out of a savings account, Account Number 44594, entitled Arthur Glingener, and all rights to demand, enforce and collect the same, and

c. That certain debt or other obligation owing to Arthur Glingener, by The National State Bank of Elizabeth, 68 Broad Street, Elizabeth, New Jersey, arising out of a savings account, Account Number 36139, entitled Arthur Glingener, 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, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person 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);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 27, 1946.

[SEAL]

JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-12160; Filed, July 16, 1946;  
9:37 a. m.]

[Vesting Order 6808]

ERNA HAMEISTER

In re: Bank account owned by Erna Hameister. F-28-23878-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Erna Hameister, whose last known address is Hirschgraben 17, Hamburg 23, 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 owing to Erna Hameister, by The First National Bank of Chicago, Clark, Monroe and Dearborn Streets, Chicago, Illinois, arising out of a savings account, Account Number 1,373,959, entitled Erna Hameister, 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, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person 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);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 27, 1946.

[SEAL]

JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-12161; Filed, July 16, 1946;  
9:38 a. m.]

[Vesting Order CE 309]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK, MASSACHUSETTS, CONNECTICUT AND DELAWARE COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to

limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian

a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall

have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 1, 1946.

[SEAL]

JAMES E. MARKHAM,  
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country, territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
Nicholas deKaraouloff	France	<i>Item 1</i> Estate of Pauline de Karaouloff, deceased, Surrogate's Court, New York County, N. Y. Index No. P-329/1944.	(1)	Vivian Herbert Brady, 711 Elkmont Drive NE., Atlanta, Ga., Executor.	\$60.00
Sara Fiedler	Poland	<i>Item 2</i> Estate of Bernard Fiedler, deceased, Norfolk County, Mass. Probate Court, No. 101006.	\$11,278.74	Judge of Probate for Norfolk County, Dedham, Mass.	44.00
Esther Schneider	Poland	<i>Item 3</i> Same	3,773.39	Same	15.00
Sara Schneider	Poland	<i>Item 4</i> Same	3,773.39	Same	15.00
Isaac Schmelder	Poland	<i>Item 5</i> Same	3,773.38	Same	15.00
Falicja Mazurowski	Poland	<i>Item 6</i> Estate of Leon Mazurowski, deceased, Hampden County, Mass. Probate No. 76587.	665.71	John A. Dension, First Judge of Probate in Hampden County, Springfield, Mass.	
Joseph Mazurowski	Poland	<i>Item 7</i> Same	443.81	Same	67.00
Irene Mazurowski	Poland	<i>Item 8</i> Same	443.81	Same	67.00
Bronisawa Mazurowski	Poland	<i>Item 9</i> Same	443.81	Same	67.00
Carmela Pizza	Italy	<i>Item 10</i> Estate of Domenica Ippolito, deceased, Court of Probate, District of Waterbury, State of Connecticut.	178.75	Salvatore Ippolito, Executor, 71 Wheeler St., Winsted, Conn.	35.00
Pauline Whitely Feruglio	Italy	<i>Item 11</i> Estate of Henry Whitely, Court of Chancery of the State of Delaware, in and for New Castle County, Wilmington, Del.	(2)	Charles W. Bush and Equitable Trust Co., 901 Market St., Wilmington, Delaware. Trustees under the last will and testament of Henry Whitely, deceased.	94.00

<sup>1</sup>Income from trust u/w of Pauline de Karaouloff, deceased.  
<sup>2</sup>Income from trust u/w of Henry Whitely, deceased.

[F. R. Doc. 46-12100; Filed, July 13, 1946; 9:50 a. m.]

[Vesting Order CE 310]

**COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MICHIGAN, OHIO, INDIANA, ILLINOIS AND IOWA COURTS**

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the

Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 1, 1946.

[SEAL]

JAMES E. MARKHAM,  
Alien Property Custodian.



EXHIBIT A

Column 1 Name	Column 2 Country, territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
		<i>Item 1</i>			
Andreas G. Makrakis.....	Greece.....	Estate of Stilianos George Makrakis, also known as Steve G. Long, also known as Stilianos George Macrakis, also known as Steve Long, deceased, Probate Court, Wayne County, Mich.; File No. 322,614.	\$1,814.33	LaSalle National Bank, 135 South LaSalle St., Chicago, Ill.; Account No. 32825 in the name of A. Poupouras, Acting Consul General of Greece at Chicago, Ill., or his successors.	\$18.00
		<i>Item 2</i>			
Calllope G. Mahondakis.....	Greece.....	Same.....	1,814.33	Same.....	18.00
		<i>Item 3</i>			
Maria Makrakis.....	Greece.....	Same.....	302.39	Same.....	5.00
		<i>Item 4</i>			
Emmanuel Makrakis.....	Greece.....	Same.....	302.39	Same.....	5.00
		<i>Item 5</i>			
Androniki Makrakis.....	Greece.....	Same.....	302.39	Same.....	5.00
		<i>Item 6</i>			
George Makrakis.....	Greece.....	Same.....	302.39	Same.....	5.00
		<i>Item 7</i>			
John Makrakis.....	Greece.....	Same.....	302.39	Same.....	5.00
		<i>Item 8</i>			
Chrysoula Makrakis.....	Greece.....	Same.....	302.38	Same.....	5.00
		<i>Item 9</i>			
Josephine Abbate.....	Italy.....	Estate Rosario Abbate, deceased, Probate Court, Jefferson County, Ohio.	225.42	The County Treasurer of the County Jefferson, Steubenville, Ohio.	25.00
		<i>Item 10</i>			
Mdme. Edvige Vignot.....	France.....	Trust created under the will of Durr Freedly, deceased, Probate Court, Marion County, Ind.	Annuity 600.00	Fletcher Trust Co., trustee, Indianapolis 9, Ind.	62.00
		<i>Item 11</i>			
Arturo Bertinato.....	Italy.....	Estate of John Bertinato, deceased, Lake Superior Court, Lake County, Ind.; No. 4433.	427.13	Gary National Bank, trustee, 504 Broadway, Gary, Ind.	8.00
		<i>Item 12</i>			
Antonio Bertinato.....	Italy.....	Same.....	427.13	Same.....	8.00
		<i>Item 13</i>			
Maria Bertinato.....	Italy.....	Same.....	427.13	Same.....	8.00
		<i>Item 14</i>			
Angelina Bertinato.....	Italy.....	Same.....	427.14	Same.....	8.00
		<i>Item 15</i>			
Otto W. Jurgens.....	Germany.....	Otto W. Jurgens vs. Siegfried Hirschberg et al., Circuit Court, Cook County, Ill.; No. 39-C-6308.	300.00	Clerk of the Circuit Court of Cook County, Chicago, Ill.	48.00
		<i>Item 16</i>			
Marie Kieffer Theis.....	Luxemburg.....	Clarence Kieffer vs. Marie Kieffer Theis and Henry Kieffer et al., District Court, Jackson County, Iowa.	413.12	Clerk of the District Court of Jackson County, Maquoketa, Iowa.	17.00
		<i>Item 17</i>			
Henry Kieffer.....	Luxemburg.....	Same.....	413.12	Same.....	17.00

[F. R. Doc. 46-12101; Filed, July 13, 1946; 9:50 a. m.]

[Vesting Order CE 311]

**COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN OHIO, WISCONSIN, AND MINNESOTA COURTS**

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or

administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 1, 1946.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

## EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
Frank Tabisz, also known as Franciszek, also known as Frank Tobatz.	Poland.....	<i>Item 1</i> Estate of Ignacy Tabisz, deceased, in the Probate Court, Mahoning County, Ohio; Estate No. 32550; Docket 57; page 65.	\$72.00
Gustave Tabisz, also known as Gustave Tobatz, also known as Augustyn Tobatz.	Poland.....	<i>Item 2</i> Same.....	77.00
Sophie Szafranec.....	Poland.....	<i>Item 3</i> Estate of Joseph Aszklar, deceased, County Court, Milwaukee County, Wis.; No. 227428.	39.00
Sister Marie Fidelity.....	France.....	<i>Item 4</i> Estate of Margaret McNamee, deceased, Probate Court, Hennepin County, Minn.; File No. 63205.	46.00
Kolbu Genlihem.....	Norway.....	<i>Item 5</i> Estate of Martin L. Gorder, deceased, Probate Court, Ramsey County, Minn.	75.00
Frank Shartz, also known as Frank Sarc, or his heirs, or Peter Sarc.	Yugoslavia.....	<i>Item 6</i> Estate of John Shartz, deceased, County Court, Milwaukee County, Wis.; File No. 210190.	466.00

[F. R. Doc. 46-12102; Filed, July 13, 1946; 9:50 a. m.]

[Vesting Order 6383]

## MINNIE C. STAFFELDT ET AL.

In re: Minnie C. Staffeldt, et al. vs. Bertha Utesch, et al.; File D-28-9303; E. T. sec. 12257.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows:

Cash in the amount of \$571.20 is property in the possession of the Alien Property Custodian;

That such property was held by Herbert A. Grotefeld, Master in Chancery, and was 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 was evidence of ownership or control by, nationals of a designated enemy country, Germany, namely,

*Nationals and Last Known Address*

Bertha Utesch, Germany.  
Walter Staffeldt, Germany.  
William Staffeldt, Jr., Germany.  
Fred Staffeldt, Jr., Germany.  
Usela Staffeldt, Germany.  
Frieda Angres, Germany.

And determining that to the extent that such nationals are persons 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);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

This vesting order is issued nunc pro tunc to confirm and ratify the vesting of the said property in the Alien Property Custodian by acceptance thereof on

April 26, 1946, pursuant to the Trading with the Enemy Act, as amended.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 31, 1946.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 46-12110; Filed, July 15, 1946; 10:11 a. m.]

[Vesting Order CE 312]

## COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the

designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 1, 1946.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
De Twentsche Bank, N. V., domiciliary executor of the estate of Stephanus Van Dorsser, deceased.	Holland.....	<i>Item 1</i> Estate of Stephanus Van Dorsser, deceased, Surrogate's Court, New York County, N. Y. Index No. P-669/1939.	\$32.00
James W. Lovegrove.....	France.....	<i>Item 2</i> Estate of Caroline Lovegrove, Surrogate's Court, Suffolk County, Riverhead, N. Y.	32.00
Helen Seton DeGoyon.....	France.....	<i>Item 3</i> Trusts u/d Katherine Lorillard Kernochan Pell, deceased, Supreme Court, New York County, N. Y. Index No. 13241/1943.	18.00
Michel Louis Henri Charles Bonaparte de Goyon.....	France.....	<i>Item 4</i> Same.....	18.00
Nettie Brodansky.....	Poland.....	<i>Item 5</i> In the Matter of the Estate of Eva Brozen, deceased, Surrogate's Court, Kings County, No. 8067-1943, Brooklyn, N. Y.	10.00
Frieda Bonder.....	Poland.....	<i>Item 6</i> Same.....	10.00
Ida Brodzansky.....	Poland.....	<i>Item 7</i> Same.....	5.00
Leopold Delivuk.....	Austria.....	<i>Item 8</i> Estate of Josephine Delivuk, deceased, Surrogate's Court, New York County, N. Y. Index No. P-3269/1945.	7.00
Marie Klaus.....	Austria.....	<i>Item 9</i> Same.....	27.00
Walborg Strickland or her issue.....	Norway.....	<i>Item 10</i> Estate of Frankie Glaser, deceased, Surrogate's Court, New York County, N. Y. Index No. P-2111-43.	26.00
Adele Szalatnay.....	Czecho-Slovakia.....	<i>Item 11</i> Estate of Adele von Nagy, Surrogate's Court, New York County, N. Y. Probate No. 705-1944.	5.00
Martha Szalatnay.....	Czecho-Slovakia.....	<i>Item 12</i> Same.....	5.00
Irina Szalatnay.....	Czecho-Slovakia.....	<i>Item 13</i> Same.....	5.00
Louise von Nagy.....	Czecho-Slovakia.....	<i>Item 14</i> Same.....	5.00
Marie von Nagy.....	Czecho-Slovakia.....	<i>Item 15</i> Same.....	5.00
Hermine von Nagy.....	Czecho-Slovakia.....	<i>Item 16</i> Same.....	5.00
Amelie Sulek.....	Czecho-Slovakia.....	<i>Item 17</i> Same.....	5.00
Margarette Krikava.....	Czecho-Slovakia.....	<i>Item 18</i> Same.....	5.00
Auguste Nemeec.....	Czecho-Slovakia.....	<i>Item 19</i> Same.....	5.00
Josepha Heinz.....	Czecho-Slovakia.....	<i>Item 20</i> Estate of Louise Wachinger, deceased, Surrogate's Court, New York County, N. Y. Index No. P-206/1944.	50.00

[F. R. Doc. 46-12103; Filed, July 13, 1946; 9:50 a. m.]

[Vesting Order 6639]

MAGDALENE TODE

In re: Bank account owned by Magdalene Tode; F-28-12432-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Magdalene Tode, whose last known address is Schenefeld, 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 owing to Magdalene Tode, by The First National Bank of Chicago, Dear-

born, Clark and Monroe Streets, Chicago, Illinois, arising out of a Savings Account, Account Number 1,373,954; entitled Magdalene Tode, 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, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person 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);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing



of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 18, 1946.

[SEAL] JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-12111; Filed, July 15, 1946;  
10:11 a. m.]

[Vesting Order 6640]

RENATE VON PETERSDORFF

In re: Bank account owned by Renate von Petersdorff, also known as Renate Pietzsch; F-28-16232-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Renate von Petersdorff, also known as Renate Pietzsch, whose last known address is Muenchen-Solln, 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 Manufacturers and Traders Trust Company, 284 Main Street, Buffalo 5, New York, arising out of a trust department account, Account Number 2429, entitled Agent and Custodian for Renate Pietzsch, 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, Renate von Petersdorff, also known as Renate Pietzsch, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person 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);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 18, 1946.

[SEAL] JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-12112; Filed, July 15, 1946;  
10:11 a. m.]

[Vesting Order 6642]

Y. YAMADA

In re: Debt owing to Y. Yamada; F-39-166-C-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Y. Yamada, whose last known address is 1241 Nakanobu-Machi, Ebora-Ku, Tokyo, Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Y. Yamada, by Actina, Inc., 205 East 42nd Street, New York, New York, in the amount of \$3,226, as of December 31, 1945, together with any and all accruals thereto, 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, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person 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 (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 18, 1946.

[SEAL] JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-12113; Filed, July 15, 1946;  
10:11 a. m.]

[Vesting Order 6643]

KUNIGUNDA ZENK

In re: Bank account owned by Kunigunda Zenk, also known as Kenigunda Zenk; F-28-12607-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Kunigunda Zenk, also known as Kenigunda Zenk, whose last known address is Bavaria, 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 owing to Kunigunda Zenk, also known as Kenigunda Zenk, by The First National Bank of Chicago, Chicago, Illinois, arising out of a savings account, Account Number 1,340,503, entitled

Kenigunda Zenk, 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, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person 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);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 18, 1946.

[SEAL]

JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-12114; Filed, July 15, 1946;  
10:11 a. m.]

[Vesting Order 6646]

ALFRED FRITZ FICKER

In re: Bank account owned by Alfred Fritz Ficker; F-28-22631 E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Alfred Fritz Ficker, whose last known address is 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 owing to Alfred Fritz Ficker, by Central Savings Bank in the City of New York, Broadway at 73rd Street, New York, New York, arising out of a Savings Account, Account Number 1,171,994, entitled Alfred Fritz Ficker, maintained at the office of the aforesaid bank located at 14th Street and 4th Avenue, New York, New York, 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, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person 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);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 19, 1946.

[SEAL]

JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-12115; Filed, July 15, 1946;  
10:11 a. m.]

[Vesting Order 6686]

ALBERT MICHELBACH

In re: Bank account owned by Albert Michelbach; F-28-13126-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Albert Michelbach, whose last known address is Mannheim-Neckarau, Dorfgaertenstr. No. 10, 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 owing to Albert Michelbach, by American Trust Company, 464 California Street, San Francisco, California arising out of a Savings Account, Account Number 3714, entitled Albert Michelbach, 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, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person 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);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in

section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 20, 1946.

[SEAL] JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-12116; Filed, July 15, 1946;  
10:11 a. m.]

[Vesting Order 6713]

CONRAD MANDEL ET AL.

In re: Interests in real property, property insurance policies and claim owned by Conrad Mandel, John Mandel, Henry Mandel, Elizabeth Pez and Maria Merle.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the persons whose names and last known addresses appear below, are residents of Germany and nationals of a designated enemy country (Germany):

*Name and Last Known Address*

Conrad Mandel, Cologne-Kalk, Germany.  
John Mandel, Bottendorf, Germany.  
Henry Mandel, Wanne-Eitel, Germany.  
Elizabeth Pez, Wetter, Germany.  
Maria Merle, Bottendorf, Germany.

2. That the property described as follows:

a. An undivided five-eighths interest, identified as the interest which was inherited from Katharina Mandel, deceased, in and to the real property situated in the City and County of Philadelphia, State of Pennsylvania, particularly described in Exhibits A and B, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

b. All right, title and interest of the persons named in subparagraph 1 hereof, in and to the following property insurance policies, which insure the property described in subparagraph 2-a hereof and which are in the possession of David Friedman, Attorney, Liberty Trust Building, Broad and Arch Streets, Philadelphia, Pennsylvania:

Fire Insurance Policy No. 219837, issued by Insurance Company of North America, in the amount of \$1,500, in the names of "Estate of Katharina Mandel, William Mandel and Maude Z. Davis, as Executors." This policy expires December 12, 1947,

Fire Insurance and Extended Coverage Policy No. 7231F19086, issued by General Insurance Company of America, in the amount of \$1,000, in the names of "William Mandel and Maude Z. Davis, Executors of the Estate of Katharina Mandel." This policy expires October 27, 1951,

Fire Insurance Policy No. 220132, issued by Insurance Company of North America, in the amount of \$1,800, in the names of "Estate of Katharina Mandel, William Mandel and Maude Z. Davis, as Executors." This policy expires December 10, 1947.

Fire Insurance and Extended Coverage Policy No. 7231F19085, issued by General Insurance Company of America, in the amount of \$1,100, in the names of "William Mandel and Maude Z. Davis, Executors of the Estate of Katharina Mandel." This policy expires October 27, 1951,

Plate Glass Insurance Certificate No. 123022, renewal of Policy No. G264149, issued by Indemnity Insurance Company of North America, in the name of "Katharina Mandel Estate." This policy expires July 31, 1946.

Liability Insurance Certificate No. 490665, renewal of Policy No. LG16728, issued by Indemnity Insurance Company of North America, in the name of "William Mandel and Maude Z. Davis, Executors of the Estate of Katharina Mandel, deceased." This policy expires October 1, 1946, and

c. All right, title, interest and claim of the persons named in subparagraph 1 hereof, in and to their distributive shares under the Will of Katharina Mandel, deceased, including particularly but not limited to those sums on deposit in the Pennsylvania Company for Insurance on Lives and Granting Annuities, 11th and Lehigh Avenue Branch, Philadelphia, Pennsylvania, under the name of "Katharina Mandel, deceased, Maude Z. Davis and William Mandel, Executors", and any and all security rights in and to any and all collateral for any or all such obligations and the right to 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, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons 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);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2-a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and hereby vests in the Alien Property Custodian the property described in subparagraphs 2-b and 2-c hereof.

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deduc-

tions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 21, 1946.

[SEAL] JAMES E. MARKHAM,  
*Alien Property Custodian.*

EXHIBIT A

All that certain lot or piece of ground with the buildings and improvements thereon erected.

Situate on the West side of Tenth street at the distance of two hundred and fifty-eight feet Southward from the South side of Cumberland street in the Thirty-seventh ward of the City of Philadelphia.

Containing in front or breadth on the said Tenth street sixteen feet and extending of that width in length or depth Westward between parallel lines at right angles with the said Tenth street sixty-six feet to a certain four feet wide alley.

Together with the free and common use, right, liberty and privilege of the said alley as and for a passageway and water course at all times hereafter forever.

EXHIBIT B

All that certain lot or piece of ground with the buildings and improvements thereon erected, Situate on the Easterly side of Eleventh Street at the distance of One hundred thirty-two feet Northwardly from the North-erly side of York Street, in the Thirty-seventh Ward of the City of Philadelphia.

Containing in front or breadth on the said Eleventh Street, Sixteen feet and extending of that width in length or depth Eastwardly, between lines parallel with the said York Street, Sixty-six feet to a certain Four feet wide alley, extending Southwardly and communicating with another Four feet wide alley, extending from the said Eleventh Street to Warnock Street.

Together with the free and common use, right, liberty and privilege of the aforesaid alleys as and for passageways and water-courses at all times hereafter, forever.

[F. R. Doc. 46-12117; Filed, July 15, 1946;  
10:12 a. m.]

[Vesting Order 6714]

KICHIKARO SEKIYA AND KIMIE SEKIYA

In re: Real property, interest in investment trust, bank accounts, claims and securities owned by Kichitaro Sekiya, also known as K. Sekiya, and as Kitchitaro Sekiya, and his wife, Kimie Sekiya.



Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Kichitaro Sekiya, also known as K. Sekiya, and as Kitchitaro Sekiya, and his wife, Kimie Sekiya, whose last known addresses are Japan, are residents of Japan and nationals of a designated enemy country (Japan);

2. That the said Kichitaro Sekiya, also known as K. Sekiya, and as Kitchitaro Sekiya, is the owner of the property described in subparagraph 3 hereof and that Kimie Sekiya, his wife, is the owner of dower rights in the property described in subparagraphs 3-a and 3-b hereof;

3. That the property described as follows:

a. Real property situated at Wahiawa, City and County of Honolulu, Territory of Hawaii, particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

b. All right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof in and to an undivided  $\frac{29}{114}$  of the property known as the Ocean View Trust, being administered by Takashi Fukuchi, as trustee, pursuant to a certain trust deed dated April 12, 1940, and recorded in Liber 1564, Page 49, Bureau of Conveyances, Honolulu, T. H., and all rights and benefits secured to said persons in and by the aforesaid trust deed,

c. That certain debt or other obligation owing to Kichitaro Sekiya, also known as K. Sekiya, and as Kitchitaro Sekiya, by Bank of Hawaii, Honolulu, T. H., arising out of a blocked savings account, Account Number 159539, entitled K. Sekiya Shoten, and any and all rights to demand, enforce and collect the same,

d. That certain debt or other obligation owing by Bank of Hawaii, Honolulu, T. H., arising out of a checking account entitled R. K. Murakami, agent for Kichitaro Sekiya, and any and all rights to demand, enforce and collect the same,

e. Those certain debts or other obligations owing to Kichitaro Sekiya, also known as K. Sekiya, and as Kitchitaro Sekiya, by Honolulu Soda Water Company, Ltd., Honolulu, T. H., including particularly but not limited to the sum of \$230.49, as of January 24, 1946, on deposit with the Bank of Hawaii, Honolulu, T. H., in a savings account, Account Number 2458, entitled Honolulu Soda Water Company, Ltd., Trustee for Non-resident Stockholders, and any and all rights to demand, enforce and collect the same,

f. That certain debt or other obligation owing to Kichitaro Sekiya, also known as K. Sekiya, and as Kitchitaro Sekiya, by Roger E. Brooks, Receiver of The Yokohama Specie Bank, Limited, Honolulu, T. H., in the amount of \$427.64, as of October 31, 1945, together with any and all accruals thereto, and any and all

rights to demand, enforce and collect the same, and

g. Those certain shares of stock described in Exhibit B, attached hereto and by reference made a part hereof, registered in the name of Kichitaro Sekiya, together with all declared and unpaid dividends thereon,

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;

And determining that to the extent that such nationals are persons 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 (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 3-a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and hereby vests in the Alien Property Custodian the property described in subparagraphs 3-b to 3-g, inclusive, hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 21, 1946.

[SEAL]

JAMES E. MARKHAM,  
Alien Property Custodian.

#### EXHIBIT A

##### FIRST PARCEL OF LAND

All of that certain parcel of land, situated, lying and being at Wahiawa, City and County of Honolulu, Territory of Hawaii, being Lot Number Sixteen (16), of the tract of land known as the "Wahiawa Terrace Lots," as shown on the Map thereof, filed in the Office of the Registrar of Conveyances at Honolulu, as Registered Map Number Two Hundred Thirty-Nine (239).

##### SECOND PARCEL OF LAND

All those certain parcels of land (portions of the land described in and covered by Land Patent Grant Number 4617 to W. P. Thomas) situate, lying and being at Wahiawa, City and County of Honolulu, Territory of Hawaii, being Lots Numbers Seventeen (17) and Eighteen (18) of the tract of land known as the "Wahiawa Terrace Lots," as shown on the Map thereof, filed in the Office of the Registrar of Conveyances at Honolulu, as Registered Map Number Two Hundred Thirty-Nine (239).

#### EXHIBIT B

1. Shares of California Packing Corporation deposited with Bishop Trust Company, Ltd., Honolulu, T. H., held in name of Kunia Store and endorsed by K. Sekiya.

Certificate No. SF/O 70953 for 50 shares of common stock.

Certificate No. SF/O 67519 for 50 shares of common stock.

Certificate No. SF/PO 4316 for 5 shares of preferred stock.

Certificate No. SF/FO 384 for 1 share of preferred stock.

Certificate No. SF/PO 12471 for 1 share of preferred stock.

2. Securities deposited with Hawaiian Trust Company, Ltd., Honolulu, T. H.

Cert. 553—50 shares American Japanese Investment Company, Common.

Cert. 530—585 shares American Japanese Investment Company, Common.

Cert. 640—20 shares Honolulu Sake Brewery & Ice Co., Ltd.

Cert. 367—40 shares Honolulu Sake Brewery & Ice Co., Ltd.

Cert. 659—20 shares Honolulu Sake Brewery & Ice Co., Ltd.

Cert. 587—20 shares Honolulu Sake Brewery & Ice Co., Ltd.

Cert. 26—250 shares Honolulu Sake Brewery & Ice Co., Ltd.

Cert. 25—250 shares Honolulu Sake Brewery & Ice Co., Ltd.

Cert. 164—100 shares Honolulu Sake Brewery & Ice Co., Ltd.

Cert. 669—26 shares Honolulu Soda Water Co., Ltd.

Cert. 764—52 shares Honolulu Soda Water Co., Ltd.

Cert. 289—10 shares International Theatrical Co., Ltd.

Cert. 204—30 shares International Theatrical Co., Ltd.

Cert. 816—10 shares International Theatrical Co., Ltd.

Cert. 818—50 shares International Theatrical Co., Ltd.

Cert. 880—100 shares International Theatrical Co., Ltd.

Cert. 881—100 shares International Theatrical Co., Ltd.

Cert. 882—100 shares International Theatrical Co., Ltd.

Cert. 3—100 shares Schofield Motors, Ltd.

Cert. 19—10 shares Wahiawa Garage Co., Ltd.

Cert. 67—13 shares Wahiawa Garage Co., Ltd.

Cert. 18—50 shares Wahiawa Garage Co., Ltd.

Cert. 97—45 shares Wahiawa Garage Co., Ltd.

Cert. 43—17 shares of Wahiawa Garage Co., Ltd.

Cert. 44—15 shares Wahlawia Garage Co., Ltd.

Cert. 63—34 shares Wahlawia Garage Co., Ltd.

Cert. 117—15 shares Wahlawia Garage Co., Ltd.

Cert. 118—15 shares Wahlawia Garage Co., Ltd.

Cert. 57—500 shares Walalae Land Co., Ltd.

[F. R. Doc. 46-12118; Filed, July 15, 1946, 10:12 a. m.]

[Vesting Order 6715]

KICHITARO YANAGIHARA

In re: Real property, interest in investment trust and claim owned by Kichitaro Yanagihara, also known as K. Yanagihara.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Kichitaro Yanagihara, also known as K. Yanagihara, whose last known address is Tokyo, Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows:

a. Real property situated at Hauula, District of Koolauloa, City and County of Honolulu, Territory of Hawaii, particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property.

b. All right, title, interest and claim of any kind or character whatsoever of Kichitaro Yanagihara, also known as K. Yanagihara, in and to an undivided 14/114 of the property known as the Ocean View Trust, being administered by Takashi Fukuchi, as trustee, pursuant to a certain trust deed dated April 12, 1940, and recorded in Liber 1564, Page 49, Bureau of Conveyances, Honolulu, T. H., and all rights and benefits secured to said person in and by the aforesaid trust deed, and

c. That certain debt or other obligation owing to K. Yanagihara by Masayuki Tokioka and National Mortgage and Finance Company, Limited, 1030 Smith Street, Honolulu, T. H., in the amount of \$651.60, as of October 31, 1945, together with any and all accruals thereto, 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, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person 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 (Japan);

And having made all determinations and taken all action required by law, in-

cluding appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2-a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and hereby vests in the Alien Property Custodian the property described in subparagraphs 2-b and 2-c hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 21, 1946.

[SEAL]

JAMES E. MARKHAM,  
Alien Property Custodian.

EXHIBIT A

All of those certain parcels of land situate, lying and being at Hauula, District of Koolauloa, City and County of Honolulu, Territory of Hawaii, and being lots numbers four (4), five (5), six (6) and seven (7), of the tract of land known as the "Hauula Park Tract", as shown on the Map thereof, filed in the Office of the Registrar of Conveyances at Honolulu as Registered Map Number Two Hundred Forty-Six (246).

Containing an aggregate area of 76,353 Square Feet, or thereabouts.

[F. R. Doc. 46-12119; Filed, July 15, 1946; 10:12 a. m.]

[Vesting Order 6784]

MR. AND MRS. WALTER ABRAHAM

In re: Bank account owned by Mr. Walter Abraham and Mrs. Walter Abraham, also known as Ruth Abraham; F-28-1053-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Mr. Walter Abraham and Mrs. Walter Abraham, also known as Ruth Abraham, whose last known address is Berlin, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Mr. Walter Abraham and Mrs. Walter Abraham, also known as Ruth Abraham, by The Chase National Bank of the City of New York, 20 Pine Street, New York, New York, arising out of a Suspense Account, entitled Cash Travelers L/C Account, 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, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons 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);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges, or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 27, 1946.

[SEAL] JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-12120; Filed, July 15, 1946;  
10:12 a. m.]

[Vesting Order 6786]

VERONIKA BAMBERGER ET AL.

In re: Bank account owned by personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Veronika Bamberger; F-28-6095-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the personal representatives, heirs, next of kin, legatees, and distributees, names unknown, of Veronika Bamberger, whose last known addresses are Dusseldorf, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Veronika Bamberger, by The First National Bank of Galveston, Galveston, Texas, arising out of a savings account, Account Number 10283, entitled Mrs. Veronika Bamberger, 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, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons 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);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the pro-

ceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 27, 1946.

[SEAL] JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-12121; Filed, July 15, 1946;  
10:12 a. m.]

[Vesting Order 6789]

CAROLINE BREISACHER

In re: Bank account owned by Caroline Breisacher, also known as Caroline Breisbacher; F-28-9377-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned after investigation, finding:

1. That Caroline Breisacher, also known as Caroline Breisbacher, whose last known address is Karlsruhe, Baden, 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 owing to Caroline Breisacher, also known as Caroline Breisbacher, by The Northern Trust Company, 50 South La Salle Street, Chicago 90, Illinois, arising out of a checking account, entitled Randall Anderson and Robert Tieken, as Trustee under Will of Theodore Brentano, Deceased, 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, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person 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);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to

be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 27, 1946.

[SEAL] JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-12122; Filed, July 15, 1946;  
10:12 a. m.]

[Vesting Order 6792]

ELIZABETH MAIR DEMBINSKY AND THOMAS D. DEMBINSKY

In re: Bank account owned by Elizabeth Mair Dembinsky or Thomas D. Dembinsky; F-28-9529-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Elizabeth Mair Dembinsky and Thomas D. Dembinsky, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Elizabeth Mair Dembinsky or Thomas D. Dembinsky, by The Montclair Savings Bank, Montclair, New Jersey, arising out of a joint savings account, Account Number 76469, entitled Elizabeth Mair Dembinsky or Thomas D. Dembinsky, 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, the aforesaid nationals of a designated enemy country;



And determining that to the extent that such nationals are persons 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);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9695, as amended.

Executed at Washington, D. C., on June 27, 1946.

[SEAL]

JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-12123; Filed, July 15, 1946;  
10:13 a. m.]

[Vesting Order 6793]

ANNY EDLEFSEN

In re: Bank account owned by Anny Edlefsen; F-28-3746-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Anny Edlefsen, whose last known address is Hamburg, 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 owing to Anny Edlefsen, by The United States National Bank of Portland, Broadway at 6th and Stark Streets, Port-

land, Oregon, arising out of a Checking Account, entitled "Anny Edlefsen (National of Germany)", maintained at the branch office of the aforesaid bank located at 7340 North Philadelphia Street, Portland 8, Oregon, 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, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person 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);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 27, 1946.

[SEAL]

JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-12124; Filed, July 15, 1946;  
10:13 a. m.]

[Vesting Order 6795]

EXPORTKREDITBANK, A. G.

In re: Bank account owned by Exportkreditbank, A. G.; F-28-180-E-11.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Exportkreditbank, A. G., the last known address of which is Kano-nierstrasse 17-20, Berlin W. 8, Germany, is a corporation, organized under the laws of Germany, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Exportkreditbank, A. G., by The Philadelphia National Bank, Philadelphia, Pennsylvania, arising out of a checking account, entitled Exportkreditbank, A. G., 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, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person 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);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall

have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 27, 1946.

[SEAL] JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-12125; Filed, July 15, 1946;  
10:13 a. m.]

[Vesting Order 6796]

MRS. ANNA FALLE

In re: Bank account owned by Mrs. Anna Falle; F-28-9668-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Mrs. Anna Falle, whose last known address is Lingen a/Ems, in den Horn, 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 owing to Mrs. Anna Falle, by Security National Bank, Brookings, South Dakota, arising out of a Savings Account, entitled Mrs. Anna Falle, "Carl Greve, Agent", 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, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person 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);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order

may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 27, 1946.

[SEAL] JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-12126; Filed, July 15, 1946;  
10:13 a. m.]

[Vesting Order 6797]

KAROLINE FISCHER

In re: Bank account owned by Karoline Fischer; F-28-9713-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Karoline Fischer, whose last known address is Drachselsried, Niederhayern, 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 owing to Karoline Fischer, by First National Bank, Kenosha, Wisconsin, arising out of a savings account, Account Number 7128, entitled Karoline Fischer, 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, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person 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);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit

the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 27, 1946.

[SEAL] JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-12127; Filed, July 15, 1946;  
10:13 a. m.]

[Vesting Order 6799]

BRUNO G. A. FRANZKE AND MARIA FRANZKE

In re: Bank account owned by Bruno G. A. Franzke and Maria Franzke; F-28-22630-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Bruno G. A. Franzke and Maria Franzke, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Bruno G. A. Franzke and Maria Franzke, by Central Savings Bank in the City of New York, Broadway at 73d Street, New York, New York, arising out of a savings account, Account Number 1,012,258, entitled Bruno G. A. Franzke and Maria Franzke or either or survivor, maintained at the office of the aforesaid bank located at 157 Fourth Avenue, New York, New York, 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, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons 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);

And having made all determinations and taken all action required by law, including appropriate consultation and

certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 27, 1946.

[SEAL] JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-12128; Filed, July 15, 1946;  
10:13 a. m.]

[Vesting Order 6811]

ERNST HEISECKE AND ELEONORE SEIDEL

In re: Bank account owned by Ernst Heisecke or Eleonore Seidel, also known as Eleanore Seidel. F-28-12227-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Ernst Heisecke and Eleonore Seidel, also known as Eleanore Seidel, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Ernst Heisecke or Eleonore Seidel, also known as Eleanore Seidel, by National Bank of Detroit, 660 Woodward Avenue, Detroit 32, Michigan, arising out of a savings account, Account Number 75871, entitled Eleonore Seidel or Ernst Heisecke, 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, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons 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);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 27, 1946.

[SEAL] JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-12162; Filed, July 16, 1946;  
9:38 a. m.]

[Vesting Order 6813]

PHILIPP HELDER ET AL.

In re: Bank account owned by the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Philipp Helder, deceased, F-28-6357-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Philipp Helder, deceased, whose last known addresses are

Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That certain debt or other obligation owing to the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Philipp Helder, deceased, by Harlem Savings Bank, 124 East 125th Street, New York 35, New York, arising out of a savings account, Account Number 349152, entitled Philipp Helder, 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, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons 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);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 27, 1946.

[SEAL] JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-12163; Filed, July 16, 1946;  
9:38 a. m.]



[Vesting Order 6814]

## THEKLA HEMPEL

In re: Bank account owned by Thekla Hempel. F-28-2329-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Thekla Hempel, whose last known address is Berlin-Wilmerdorf, 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 First National Bank, Allendale, New Jersey, arising out of a savings account, Account Number 3689, entitled Thekla Hempel, Hanns P. Kniepkamp, Attorney, 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, Thekla Hempel, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person 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);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date

hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 27, 1946.

[SEAL] JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-12164; Filed, July 16, 1946;  
9:38 a. m.]

[Vesting Order 6961]

## AUGUST DIEHN

In re: Estate of August Diehn, deceased; File F-28-15717; E. T. sec. 8491.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest, share and claim which the domiciliary administrator or person exercising equivalent functions under whatsoever name or title of the Estate of August Diehn has or may have or may hereafter be determined to be entitled to in and to the property now in process of administration by the Public Administrator of New York County, acting under the judicial supervision of the Surrogate's Court of New York County, State of New York, or in the event that such domiciliary administrator has not been appointed, would have or be entitled to if he had been appointed, and all right, title, interest, share and claim of any nature whatsoever in and to or against the Estate of August Diehn (New York Ancillary Administration) of the German Government, the domiciliary administrator, or person exercising similar functions under whatsoever title, any heir, legatee, devisee, creditor, claimant or any other person (other than any person resident in the United States or claims for income, inheritance and estate taxes asserted and allowed the Government of the United States or any State, territory or possession thereof) entitled to assert a claim in or to or against the said estate in the proceedings now pending in the said Surrogate's Court in New York County, and in and to all property now held by said Public Administrator, acting as administrator of the Estate of August Diehn, deceased,

is property within the United States payable or deliverable to, or claimed by a designated enemy country (Germany) or nationals thereof, namely:

*Nationals and Last Known Address*

The Government of Germany, domiciliary administrator or person exercising equivalent functions under whatsoever name or title of the Estate of August Diehn, heirs, legatees, devisees, creditors and claimants (other than any person resident in the United States or claims for income, inheritance and estate taxes asserted and allowed the Government of the United States or any State, territory or possession thereof), Germany.

And determining that to the extent that such nationals are persons 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);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 8, 1946.

[SEAL] JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-12165; Filed, July 16, 1946;  
9:38 a. m.]