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TITLE 3—THE PRESIDENT

EXECUTIVE ORDER 10561

DESIGNATING OFFICIAL PERSONNEL FOLDERS IN GOVERNMENT AGENCIES AS RECORDS OF THE CIVIL SERVICE COMMISSION AND PRESCRIBING REGULATIONS RELATING TO THE ESTABLISHMENT, MAINTENANCE, AND TRANSFER THEREOF

By virtue of the authority vested in me by section 1753 of the Revised Statutes of the United States (5 U. S. C. 631), and by the Civil Service Act of January 16, 1883 (22 Stat. 403), and as President of the United States, it is ordered as follows:

1. As used herein, the term "agency" shall mean any executive department or independent establishment of the Federal Government, including a corporation wholly owned or controlled by the United States, and, with respect to positions subject to the Civil Service Rules and Regulations, it shall also mean the legislative and judicial branches of the Federal Government and the government of the District of Columbia.

2. Each agency shall establish and maintain a separate Official Personnel Folder for each of its employees who is employed under the Civil Service Rules and Regulations. Each such folder shall be under the jurisdiction and control, and shall be a part of the records, of the United States Civil Service Commission (hereinafter referred to as the Commission). Each such folder shall include the records required to be kept by the Civil Service Commission under subparagraph eighth of paragraph second of section 2 of the Civil Service Act, namely: the notice given in writing by the appointing agency to the Commission of the persons selected for appointment or employment from among those who have been examined, of the place of residence of such persons, of the rejection of any such persons after probation, of transfers, resignations, and removals, and of the dates thereof. Each such folder shall also include such additional records as are or may be prescribed by the Commission.

3. Records similar to those specified in paragraph 2 hereof with respect to employees outside the competitive service shall be kept in Official Personnel Folders by all departments and independent establishments of the executive branch of the Government, including corporations wholly owned or controlled by the United States.

4. The Commission is hereby authorized to prescribe regulations, not inconsistent with this order, governing the establishment, content, maintenance, and transfer among agencies, of the Official Personnel Folders relating to any employees to which this order is applicable.

5. To the extent necessary to carry out the provisions of this order, the Commission may delegate to the heads of agencies any authority of the President conferred upon it by this order.

6. Executive Order No. 9784 of September 25, 1946, entitled "Providing for the More Efficient Use and for the Transfer and Other Disposition of Government Records", is hereby revoked; and all provisions of other prior Executive orders which are inconsistent with this order are hereby modified to the extent of such inconsistency.

7. This order shall become effective sixty days after the date hereof, or at such earlier time as the Commission may designate.

DWIGHT D. EISENHOWER

THE WHITE HOUSE,
September 13, 1954.

[F. R. Doc. 54-7298; Filed, Sept. 14, 1954; 11:57 a. m.]

TITLE 6—AGRICULTURAL CREDIT

Chapter V—Agricultural Marketing Service, Department of Agriculture

Subchapter A—General Regulations and Policies

PART 502—STATEMENT OF POLICY REGARDING OPERATIONS OF SPECIAL SCHOOL MILK PROGRAM UNDER SECTION 201 (c) OF THE AGRICULTURAL ACT OF 1949, AS AMENDED

Regulations are hereby issued for the operation of a Special School Milk Program, pursuant to the authority contained in section 201 (c) of the Agricultural Act of 1949, as amended by Public Law 690, 83d Congress.

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CFR SUPPLEMENTS

(For use during 1954)

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Title 7: Parts 210–899 ($2.25)

Title 19, Revised 1953 ($5.00)

Title 32A, Revised Dec. 31, 1953 ($1.50)

Title 46: Part 146 to end ($6.50)

Previously announced: Title 3, 1953 Supp. ($1.50); Titles 4–5 ($0.60); Title 6 ($2.00); Title 7: Parts 1–209, Revised 1953 ($7.75); Part 900 to end ($1.25); Title 8 ($0.35); Title 9 ($0.50); Titles 10–13 ($0.50); Title 14: Parts 1–399 ($1.25); Part 400 to end ($0.50); Title 15 ($1.25); Title 16 ($1.00); Title 17 ($0.50); Title 18 ($0.45); Title 20 ($0.70); Title 21 ($1.50); Titles 22–23 ($1.00); Title 24 ($0.75); Title 25 ($0.45); Title 26: Parts 1–79, Revised 1953 ($7.75); Parts 80–169 ($0.50); Parts 170–182 ($0.75); Parts 183–299, Revised 1953 ($5.50); Part 300 to end, and Title 27 ($1.00); Titles 28–29 ($1.25); Titles 30–31 ($1.00); Title 32: Parts 1–699 ($1.75); Part 700 to end ($2.25); Title 33 ($1.25); Titles 35–37 ($0.70); Title 38 ($2.00); Title 39 ($2.00); Titles 40–42 ($0.50); Title 43 ($1.75); Titles 44–45 ($0.75); Title 46: Parts 1–145 ($0.35); Titles 47–48, Revised 1953 ($7.75); Title 49: Parts 1–70 ($0.60); Parts 71–90 ($0.65); Parts 91–164 ($0.45); Part 165 to end ($0.60); Title 50 ($0.55)

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502.105 Agreements with private schools.
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AUTHORITY: §§ 502.101 to 502.109 issued under sec. 4, 68 Stat. 1070; 15 U. S. C. 714b. Interpret or apply sec. 201, 63 Stat. 1052, sec. 204, Pub. Law 690, 83d Cong., 7 U. S. C. 1446.

§ 502.101 *General purpose and scope.* This part announces the policies and prescribes the general regulations with respect to the operation of the Special School Milk Program under section 201 (c) of the Agricultural Act of 1949, as amended, and sets forth the general requirements for participation in the program. The pertinent part of section 201 (c) reads as follows: "Beginning September 1, 1954 and ending June 30, 1956, not to exceed $50,000,000 annually of funds of the Commodity Credit Corporation shall be used to increase the consumption of fluid milk by children in non-profit schools of high school grade and under."

§ 502.102 *Administration.* Within the United States Department of Agriculture, the Agricultural Marketing Service, hereinafter referred to as AMS, will be responsible for administration of the Special School Milk Program and will act for and on behalf of the Commodity Credit Corporation, hereinafter referred to as CCC. Responsibility for the administration of the program in schools within the various States, including the District of Columbia, will be delegated to State educational agencies. In the event that the laws of any State prohibit the State educational agency from disbursing funds to private schools, AMS will administer the program in private schools in such States.

§ 502.103 *Use and advance of funds to States.* (a) Funds available under the Special School Milk Program will be used to reimburse schools in connection with the cost of additional milk served to children in the school.

(b) AMS will make an equitable distribution among participating States of the funds available and will advance such funds to States on a quarterly basis. A portion of the funds made available under this program to any State unable to disburse funds to private schools will be reserved by AMS for direct disbursement to private schools within such States.

§ 502.104 *Agreements with State educational agencies.* State educational agencies will enter into agreements with CCC, which agreements will set forth the conditions and methods under which the State will agree to accept and expend funds made available to it under the Special School Milk Program. Such agreements must meet minimum requirements established by AMS.

§ 502.105 *Agreements with private schools.* In those States where AMS will administer the program in private schools, CCC will enter into an agreement with such private schools, describing the conditions under which AMS will reimburse the school in connection with the cost of additional milk served to children in the school.

§ 502.106 *General requirements for participation.* (a) Any nonprofit school of high school grade and under is eligible to apply for participation in the Special School Milk Program.

(b) To be eligible for reimbursement, schools must agree to:

(1) Conduct a nonprofit operation with respect to the service of food in the school, or the service of milk in the event no food service is maintained by the school.

(2) Make written application for participation and enter into an agreement with the State educational agency or CCC.

(3) Claim reimbursement only for additional milk served in the school in a manner and at a reimbursement rate prescribed by the State educational agency or CCC.

(4) Maintain such records and furnish such reports and documents as are prescribed by the State educational agency or AMS.

§ 502.107 *Miscellaneous provisions*—(a) *Nonprofit school.* "Nonprofit school" means any public school and any private school exempt from income tax under the Internal Revenue Code, as amended.

(b) *Disqualifications and compliance clause.* Any State educational agency or any school participating in the Special School Milk Program may be disqualified by AMS from future participation if it fails to comply with the provisions of the regulations in this part, its agreement with CCC or the State educational agency, or other pertinent rules and regulations. This does not preclude the possibility of other action being taken through other means available where considered necessary by AMS. Fraud in the handling of payment of, or claiming for, reimbursement funds under the Special School Milk Program will be prosecuted under applicable Federal statutes.

(c) *Saving clause.* AMS may waive, withdraw, or amend, at any time, or from time to time, any or all of the provisions of this part.

§ 502.108 *Program information.* Schools desiring information concerning or applying for participation in the Special School Milk Program should make a written request to their State educational agency, except as provided for below:

(a) Private schools in the States of Delaware, Maine, Maryland, New Jersey, Pennsylvania, and West Virginia should make written requests to:

Food Distribution Division, AMS, United States Department of Agriculture, 139 Centre Street, Room 802, New York 13, N. Y.

(b) Private schools in the States of Alabama, Florida, South Carolina, Tennessee, and Virginia should make written requests to:

Food Distribution Division, AMS, United States Department of Agriculture, 50 Seventh Street NE., Room 252, Atlanta, Ga.

(c) Private schools in the States of Iowa, Michigan, Minnesota, Nebraska, North Dakota, Ohio, South Dakota, and Wisconsin should make written requests to:

Food Distribution Division, AMS, United States Department of Agriculture, 226 West Jackson Blvd., Room 1412, Chicago 6, Ill.

(d) Private schools in the States of Arkansas and Colorado should make written requests to:

Food Distribution Division, AMS, United States Department of Agriculture, 1114 Commerce Street, Room 1812, Dallas 2, Tex.

(e) Private schools in the States of Arizona, Idaho, Montana, Nevada, Utah, and Washington should make written requests to:

Food Distribution Division, AMS, United States Department of Agriculture, Room 404, Appraisers Bldg., 630 Sansome Street, San Francisco 11, Calif.

§ 502.109 *Effective date.* This part shall become effective immediately upon issuance.

Issued: September 10, 1954.

[SEAL] TRUE D. MORSE,
Acting Secretary of Agriculture.

[F. R. Doc. 54-7234; Filed, Sept. 14, 1954; 8:51 a. m.]

TITLE 7—AGRICULTURE

Chapter III—Agricultural Research Service, Department of Agriculture

[P. P. C. 604, Amended]

PART 301—DOMESTIC QUARANTINE NOTICES

SUBPART—PINK BOLLWORM

ADMINISTRATIVE INSTRUCTIONS MODIFYING REQUIREMENTS FOR MOVEMENT OF COTTONSEED AND COTTONSEED PRODUCTS FROM LIGHTLY INFESTED AREAS

Pursuant to the authority conferred by the second proviso of Pink Bollworm Quarantine No. 52 (7 CFR, 1953 Supp., 301.52), issued under sections 8 and 9 of the Plant Quarantine Act of August 20, 1912, as amended (7 U. S. C. 161, 162) and section 3 of the Insect Pest Act of March 3, 1905 (7 U. S. C. 143), the Chief of the Plant Pest Control Branch hereby amends administrative instructions appearing as § 301.52a in Title 7,

Code of Federal Regulations (7 CFR, 1953 Supp., 301.52a) to read as follows:

§ 301.52a *Administrative instructions modifying requirements for movement of cottonseed and cottonseed products from lightly infested areas.* (a) Under § 301.52–6 (c) (1) cottonseed produced in any county in any lightly infested area in which the gins are not required to treat cottonseed as a part of the continuous process of ginning may be moved under limited permit to approved oil mills or other approved treating plants either in contiguous lightly infested areas or in nonregulated areas contiguous to the lightly infested area for heat treatment at 150° F. for 30 seconds or for approved fumigation upon arrival at such plants. Such treated seed is then eligible for certification and movement under certificate to any regulated areas or to nonregulated areas.

(b) (1) The Chief of the Plant Pest Control Branch hereby finds that facts exist as to the pest risk involved in the movement of cottonseed and cottonseed products to which § 301.52–6 applies, making it safe to modify by making less stringent the requirements of § 301.52–6. Hereafter, in addition to movement authorized under § 301.52–6 (c) (1), cottonseed produced in any of the lightly infested areas hereinafter designated, in which the gins are not required to treat cottonseed as a part of the continuous process of ginning, may be moved to an approved oil mill or other approved treating plant in any of such lightly infested areas, for storage and subsequent approved heat treatment, approved fumigation, or processing into linters, oil, cottonseed hulls, cottonseed meal, cottonseed cake, or other products, at such approved mill or plant: Counties of Curry, De Baca, Lea, Quay, and Roosevelt in New Mexico; all of the counties in the regulated area of Oklahoma; and all of the counties in Texas in which the gins are not required to treat cottonseed as a part of the continuous process of ginning. As a condition of such movement all motes and unginned grabbots produced from such untreated cottonseed shall be either fumigated, given other approved treatment, or destroyed by burning.

(2) The following cottonseed and cottonseed products originating in the above designated counties, which have been segregated from untreated cottonseed and contaminated cottonseed products and kept free from any other source of contamination, may be moved from those counties under certificates as prescribed in this subparagraph:

(i) Cottonseed that has been given approved heat treatment or approved fumigation, linters and cottonseed hulls that have been given approved treatment, and cottonseed meal and cake may be certified and moved to any destination;

(ii) All linters produced from untreated cottonseed may be certified and moved for processing to any destination within the regulated areas of New Mexico, Oklahoma, or Texas, or to any noncotton producing state, or to approved cellulose plants at any location.

(3) All cottonseed hulls produced from untreated cottonseed may be certified and moved for consumption or utilization to any destination within the regulated areas of New Mexico, Oklahoma, or Texas, or to any noncotton producing state.

(4) All cottonseed meats (whole cottonseed from which the hulls or outer coverings have been removed) produced from untreated cottonseed may be certified and moved for further processing to any approved mill within the regulated areas of New Mexico, Oklahoma, or Texas.

The purposes of this amendment are to extend the Texas area within which shall be effective the less stringent requirements under the Pink Bollworm Quarantine for movement of certain cottonseed and cottonseed products, and to authorize limited movement of cottonseed meats. In order to be of maximum benefit to producers and shippers of such cottonseed and products in the new areas involved, the amended instructions should be made effective as soon as possible. Accordingly, under section 4 of the Administrative Procedure Act (5 U. S. C. 1003) it is found upon good cause that notice and other public procedure concerning the amendment of the instructions are impracticable and unnecessary. The amendment relieves restrictions and thus may be made effective under said section 4 less than 30 days after publication in the FEDERAL REGISTER.

(Sec. 9, 37 Stat. 318, 7 U. S. C. 162. Interprets or applies sec. 8, 37 Stat. 318, as amended, 7 U. S. C. 161)

This amendment shall become effective September 15, 1954, when it shall supersede 7 CFR, 1953 Supp., 301.52a, effective November 17, 1953.

Done at Washington, D. C., this 9th day of September 1954.

[SEAL] W. L. POPHAM,
Chief, Plant Pest Control Branch.

[F. R. Doc. 54–7209; Filed, Sept. 14, 1954; 8:46 a. m.]

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

[Avocado Order 2, Amdt. 1]

PART 969—AVOCADOS GROWN IN SOUTH FLORIDA

MATURITY REGULATION

Findings. (1) Pursuant to the marketing agreement and Order No. 69 (7 CFR Part 969; 19 F. R. 3439) regulating the handling of avocados grown in South Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.), and upon the basis of the recommendations of the Avocado Administrative Committee, established under the aforesaid marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of avocados, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule making procedure, and postpone the effective date of this amendment until 30 days after publication thereof in the FEDERAL REGISTER (60 Stat. 237; 5 U. S. C. 1001 et seq.) in that, as hereinafter set forth, the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient; a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective not later than September 15, 1954. A reasonable determination as to the time of maturity of avocados must await the development of the crop thereof, and adequate information concerning the necessity for revising the current maturity regulation, as hereinafter set forth, was not available to the Avocado Administrative Committee until September 8, 1954; determinations as to the need for, and the extent of, such revision was made by the committee on September 8, 1954, after consideration of all available information relative to the time of bloom and growing conditions for such avocados, at which time the recommendations and supporting information for the revision of such regulation was submitted to the Department; the provisions of this amendment are identical with the aforesaid recommendations of the committee and information concerning such provisions have been disseminated among the handlers of avocados; and compliance with the provisions of this amendment will not require of handlers any preparation therefor which cannot be completed by the effective time hereof.

Order, as amended. It is, therefore, ordered, as follows: The provisions in paragraph (b) (1) of § 969.302 (Avocado Order 2; 19 F. R. 4861) as pertains to the variety Booth 8, in columns 2, 3, and 4, respectively, of the table contained therein, are hereby amended to read as follows:

(1) Variety	(2) Beginning date	(3) Minimum weight in ounces	(4) Ending date
Booth 8	Sept. 15, 1954	14	Sept. 27, 1954
Booth 8	Sept. 27, 1954	12	Oct. 10, 1954

Effective time. The provisions of this amendment shall become effective at 12:01 a. m., e. s. t., September 15, 1954.

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

Dated: September 10, 1954.

[SEAL] FLOYD F. HEDLUND,
Acting Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[F. R. Doc. 54–7265; Filed, Sept. 14, 1954; 9:12 a. m.]

[Avocado Order 3, Amdt. 1]

PART 969—AVOCADOS GROWN IN SOUTH FLORIDA

MATURITY REGULATION

Findings. (1) Pursuant to the marketing agreement and Order No. 69 (7 CFR Part 969; 19 F. R. 3439) regulating the handling of avocados grown in South Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.), and upon the basis of the recommendations of the Avocado Administrative Committee, established under the aforesaid marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of avocados, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule making procedure, and postpone the effective date of this amendment until 30 days after publication thereof in the FEDERAL REGISTER (60 Stat. 237; 5 U. S. C. 1001 et seq.) in that as hereinafter set forth, the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient; a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective not later than September 15, 1954. A reasonable determination as to the time of maturity of avocados must await the development of the crop thereof, and adequate information concerning the necessity for revising the current maturity regulation, as hereinafter set forth, was not available to the Avocado Administrative Committee until September 8, 1954; determinations as to the need for, and the extent of, such revision was made by the committee on September 8, 1954, after consideration of all available information relative to the time of bloom and growing conditions for such avocados, at which time the recommendations and supporting information for the revision of such regulation was submitted to the Department; the provisions of this amendment are identical with the aforesaid recommendations of the committee and information concerning such provisions have been disseminated among the handlers of avocados; and compliance with the provisions of this amendment will not require of handlers any preparation therefor which cannot be completed by the effective time hereof.

Order, as amended. It is, therefore, ordered as follows: The provisions in paragraph (b) (1) of § 969.303 (Avocado Order 3; 19 F. R. 5469) as pertains to the variety Lulu in Columns 2, 3, and 4, respectively, of the table contained therein, are hereby amended to read as follows:

(1) Variety	(2) Beginning date	(3) Minimum weight in ounces	(4) Ending date
Lulu	Oct. 18, 1954	16	Nov. 1, 1954

Effective time. The provisions of this amendment shall become effective at 12:01 a. m., e. s. t., September 15, 1954.

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

Dated: September 10, 1954.

[SEAL] FLOYD F. HEDLUND,
Acting Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[F. R. Doc. 54-7266; Filed, Sept. 14, 1954; 9:12 a. m.]

[Avocado Order 4]

PART 969—AVOCADOS GROWN IN SOUTH FLORIDA

MATURITY REGULATION

§ 969.304 *Avocado Order 4*—(a) *Findings.* (1) Pursuant to the marketing agreement and Order No. 69 (7 CFR Part 969; 19 F. R. 3439) regulating the handling of avocados grown in South Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.), and upon the basis of the recommendations of the Avocado Administrative Committee, established under the aforesaid marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of avocados, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule making procedure, and postpone the effective date of this section until 30 days after publication thereof in the FEDERAL REGISTER (60 Stat. 237; 5 U. S. C. 1001 et seq.) in that, as hereinafter set forth, the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient; a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective not later than September 15, 1954. A reasonable determination as to the time of maturity of avocados must await the development of the crop thereof, and adequate information thereon was not available to the Avocado Administrative Committee until September 8, 1954; determinations as to the time of maturity of the varieties of avocados covered by this section were made at the meeting of said committee on September 8, 1954, after consideration of all available information relative to the time of bloom and growing conditions for such avocados, at which time the recommendations and supporting information for maturity regulation was submitted to the Departments; such meeting was held to consider recommendation for such regulation after giving due notice thereof, and interested parties were afforded an opportunity to submit their views at this meeting; the provisions of this section are identical with the aforesaid recommendations of the committee and information concerning such provisions has been disseminated among the handlers of avocados; and compliance with the provisions of this section will not require of handlers any preparation therefor which cannot be completed by the effective time of this section.

(b) *Order.* (1) After the effective date of this section, no handler shall handle (i) any variety of avocados listed in column 1 of the following table prior to 12:01 a. m., e. s. t., of the date listed for the respective variety in column 2 of such table; (ii) during the period from 12:01 a. m., e. s. t., of the date listed for the respective variety in column 2 of such table to 12:01 a. m., e. s. t., of the date listed for the respective variety in column 4 of such table, no handler shall handle any avocados which weigh less than the ounces specified for the respective variety in column 3 of such table: *Provided,* That not to exceed 10 percent, by count, of the individual fruit contained in each lot may weigh not to exceed 2 ounces less than the ounces specified for the respective variety in column 3 of such table; such tolerance (percentage) to be on a lot basis, and not to exceed double such tolerance shall be permitted for an individual container in a lot if the entire lot is within the tolerance.

(1) Variety	(2) Beginning date	(3) Minimum weight in ounces	(4) Ending date
Fairchild	Sept. 15, 1954	16	Sept. 20, 1954
Nairody	Sept. 20, 1954	16	Oct. 1, 1954
Vaca	Oct. 6, 1954	14	Oct. 20, 1954
Nelson	Oct. 25, 1954	14	Nov. 8, 1954
Avon	Nov. 1, 1954	12	Nov. 15, 1954

(2) After the effective time of this section, no handler shall handle any variety of avocados listed in column 1 of the following table prior to 12:01 a. m., e. s. t., of the date listed for the respective variety in column 2 of such table:

Variety:	*Beginning date*
Black Prince	Oct. 1, 1954
Rue	Oct. 1, 1954
Simpson	Oct. 1, 1954
Booth 5	Oct. 15, 1954
Collin Red	Oct. 15, 1954
Sherman	Oct. 15, 1954
Booth 7-B	Nov. 1, 1954
Booth 10	Nov. 1, 1954
Booth 11	Nov. 1, 1954
Blakeman	Nov. 1, 1954
Winslowson	Nov. 1, 1954
Blair	Nov. 15, 1954
Dunedin	Nov. 15, 1954
Linda	Dec. 1, 1954
Eagle Rock	Feb. 1, 1955
McDonald	Feb. 1, 1955
Schmidt	Feb. 1, 1955

(3) The varieties of avocados set forth in subparagraphs (1) and (2) of this paragraph are hereby excluded from regulation under paragraph (b) (5) of § 969.301 (Avocado Order 1, as amended; 19 F. R. 4601).

(c) *Effective time.* The provisions of this section shall become effective at 12:01 a. m., e. s. t., September 15, 1954.

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

Dated: September 10, 1954.

[SEAL] FLOYD F. HEDLUND,
Acting Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[F. R. Doc. 54-7267; Filed, Sept. 14, 1954; 9:12 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket 6169]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

LA MARR PORTRAIT CO.

Subpart—*Misrepresenting oneself and goods*—Goods: § 3.1680 *Manufacture or preparation;* § 3.1735 *Sample, offer, or order conformance;* [*Misrepresenting oneself and goods*]—prices: § 3.1825 *Usual as reduced or to be increased.* Subpart—*Neglecting, unfairly or deceptively to make material disclosure:* § 3.1875 *Non-standard character of product.* Subpart—*Offering unfair, improper and deceptive inducements to purchase or deal:* § 3.2060 *Sample, offer or order conformance;* § 3.2070 *Special offers, savings and discounts.* In connection with the offering for sale, sale, and distribution in commerce of photographic enlargements or frames: (1) Representing, directly or by implication, (a) that said enlargements are finished or painted by hand or in oil, unless such is the fact; (b) that said enlargements are equal in appearance, quality, workmanship, or in any other respect to samples exhibited, unless such is the fact; and (c) that any price is a special or reduced price when it is the price at which said enlargements are usually and regularly sold; and (2) concealing from, or failing to disclose to, customers at the time enlargements are ordered that the finished enlargement will be so shaped or designed that it can ordinarily be used only in an odd-style frame which is sold by respondent; prohibited.

(Sec. 6, 38 Stat. 722; 15 U. S. C. 46. Interpret or apply sec. 5, 38 Stat. 719; 15 U. S. C. 45) [Cease and desist order, Lamar J. Gore doing business as LaMarr Portrait Company, Hattiesburg, Miss., Docket 6169, June 20, 1954]

In the Matter of Lamarr J. Gore Doing Business as LaMarr Portrait Company

This proceeding was heard by William L. Pack, hearing examiner, upon the complaint of the Commission, respondent's answer, and a stipulation entered into by counsel supporting the complaint and counsel for respondent which provided that subject to the approval of said examiner, the statement of facts included therein might be taken as the facts in the proceeding and in lieu of evidence in support of or in opposition to the charges in the complaint.

Said stipulation further provided that said examiner might proceed upon such statement of facts to make his initial decision, stating his findings as to the facts, including inferences which might be drawn from the facts stipulated and his conclusion based thereon, and enter his order disposing of the proceeding without the filing of proposed findings or conclusions or the presentation of oral argument, and that if the proceeding should come before the Commission upon appeal from the initial decision of the examiner or by review upon the Commission's own motion, the Commission might, if it so desired, set aside the stipulation and remand the case to the examiner for further proceedings under the complaint.

Thereafter, the stipulation having been approved by said examiner, the proceeding regularly came on for final consideration by him upon the complaint, answer, and stipulation, and said examiner, having found that the proceeding was in the interest of the public, made his initial decision comprising certain findings as to facts,[1] conclusion drawn therefrom,[1] and order to cease and desist.

No appeal having been filed from said initial decision of said hearing examiner, as provided for in Rule XXII of the Commission's rules of practice, nor any other action taken as thereby provided to prevent said initial decision becoming the decision of the Commission thirty days from service thereof upon the parties, said initial decision, including said order, accordingly, under the provisions of said Rule XXII became the decision of the Commission on June 20, 1954.

Said order is as follows:

It is ordered, That the respondent, Lamar J. Gore, an individual doing business as LaMarr Portrait Company, or under any other name, his agents, representatives and employees, directly or through any corporate or other device, in connection with the offering for sale, sale and distribution in commerce, as "commerce" is defined in the Federal Trade Commission Act, of photographic enlargements or frames, do forthwith cease and desist from:

1. Representing, directly or by implication,

(a) That said enlargements are finished or painted by hand or in oil, unless such is the fact.

(b) That said enlargements are equal in appearance, quality, workmanship, or in any other respect to samples exhibited, unless such is the fact.

(c) That any price is a special or reduced price when it is the price at which said enlargements are usually and regularly sold.

2. Concealing from, or failing to disclose to, customers at the time enlargements are ordered that the finished enlargement will be so shaped or designed that it can ordinarily be used only in an odd-style frame which is sold by respondent.

By "Decision of the Commission and Order to File Report of Compliance", Docket 6169, August 26, 1954, which announced fruition of said initial decision, report of compliance was required as follows:

It is ordered, That the respondent herein shall within sixty (60) days after service upon it of this order, file with the Commission a report in writing setting forth in detail the manner and form in which it has complied with the order to cease and desist.

Issued: August 26, 1954.

By the Commission.

[SEAL] ROBERT M. PARRISH,
Secretary.

[F. R. Doc. 54-7210; Filed, Sept. 14, 1954; 8:46 a. m.]

[1] Filed as part of the original document.

[File No. 205-2]

PART 302—RULES AND REGULATIONS UNDER FLAMMABLE FABRICS ACT

INTERPRETATION OF "ARTICLE OF WEARING APPAREL" WITH RESPECT TO APPLICABILITY TO SCARFS

This day there came on for further consideration the matter of whether scarfs are "articles of wearing apparel" as that term is used in the Flammable Fabrics Act.

The Commission, after due consideration of the matter, together with all views, arguments and other data, submitted, and being fully advised in the premises, is of the opinion that scarfs are "articles of wearing apparel" as that term is used in the Flammable Fabrics Act.

Issued: September 13, 1954.

By direction of the Commission.

[SEAL] ROBERT M. PARRISH,
Secretary.

[F. R. Doc. 54-7241; Filed, Sept. 14, 1954; 8:53 a. m.]

TITLE 24—HOUSING AND HOUSING CREDIT

Chapter I—Home Loan Bank Board, Housing and Home Finance Agency

Subchapter C—Federal Savings and Loan System

[No. 7624]

PART 145—OPERATIONS

STOCKS AND SECURITIES; INVESTMENTS IN THE FEDERAL NATIONAL MORTGAGE ASSOCIATION

SEPTEMBER 9, 1954.

Resolved that, pursuant to § 108.11 of the general regulations of the Home Loan Bank Board (24 CFR 108.11), and § 142.1 of the rules and regulations for the Federal Savings and Loan System (24 CFR 142.1), § 145.9 of the rules and regulations for the Federal Savings and Loan System (24 CFR 145.9) is hereby

amended, effective September 15, 1954, to read as follows:

§ 145.9 *Stocks and securities.* A Federal association may invest in the obligations of, or obligations guaranteed as to principal and interest by, the United States; in obligations of Federal home loan banks; in obligations of the Federal National Mortgage Association; in stock of a Federal home loan bank; and in stock of the Federal National Mortgage Association through making nonrefundable capital contributions as provided in section 303 (b) of the National Housing Act, as amended.

Resolved further that, as this amendment is interpretative in character and recognizes an exemption, notice and public procedure thereon under § 108.12 of the general regulations of the Home Loan Bank Board (24 CFR 108.12) or section 4 (a) of the Administrative Procedure Act is unnecessary and deferment of the effective date is not required by section 4 (c) of said act.

(Sec. 5, 48 Stat. 132, as amended; 12 U. S. C. 1464. Interprets or applies sec. 201, Pub. Law 560, 83d Cong.)

By the Home Loan Bank Board.

[SEAL] J. FRANCIS MOORE, *Secretary.*

[F. R. Doc. 54-7205; Filed, Sept. 14, 1954; 8:46 a. m.]

TITLE 45—PUBLIC WELFARE

Chapter I—Office of Education, Department of Health, Education, and Welfare

PART 105—FINANCIAL ASSISTANCE FOR CURRENT EXPENDITURES FOR LOCAL EDUCATIONAL AGENCIES IN AREAS AFFECTED BY FEDERAL ACTIVITIES AND ARRANGEMENTS FOR THE FREE PUBLIC EDUCATION OF CERTAIN CHILDREN RESIDING ON FEDERAL PROPERTY

FREE PUBLIC EDUCATION

Part 105, 45 CFR, as amended in 18 F. R. 568 and 2030 and 6703 and in 19 F. R. 414, issued pursuant to Public Law 874, 81st Congress (64 Stat. 1100, as amended by 67 Stat. 530) is amended by amending the definition of "free public education" in paragraph (f) of § 105.1 *Definitions.* The purpose of this amendment is to include kindergarten education within the definition of "free public education" without limiting it to the first year prior to the first elementary grade. The revised paragraph reads as follows:

§ 105.1 *Definitions.* * * *

(f) *Free public education.* "Free public education" means education which is provided at public expense, under public supervision and direction, and without tuition charge, and which is provided as elementary or secondary school education in the applicable State. Elementary education may include kindergarten education meeting the above criteria.

(Sec. 7, 64 Stat. 1107; 20 U. S. C. 242. Interprets or applies sec. 9, 64 Stat. 1108, 20 U. S. C. 244)

Dated: September 3, 1954.

[SEAL] S. M. BROWNELL, *United States Commissioner of Education.*

Approved: September 3, 1954.

RUSSELL R. LARMON, *Acting Secretary of Health, Education, and Welfare.*

[F. R. Doc. 54-7227; Filed, Sept. 14, 1954; 8:50 a. m.]

PROPOSED RULE MAKING

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[7 CFR Part 953]

[Docket No. AO-144-A5]

HANDLING OF LEMONS GROWN IN CALIFORNIA AND ARIZONA

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

Pursuant to the rules of practice and procedure, as amended, governing proceedings to formulate marketing agreements and marketing orders (7 CFR Part 900; 19 F. R. 57), a public hearing was held at Los Angeles, California, on June 22, 1954, after notice thereof published in the FEDERAL REGISTER (19 F. R. 3421, 3565), on proposed amendments to Marketing Agreement No. 94, as amended, and Order No. 53, as amended (7 CFR Part 953), hereinafter referred to as "marketing agreement" and "order," respectively, regulating the handling of lemons grown in California and Arizona, to be made effective pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (48 Stat. 31, as amended; 7 U. S. C. 601 et seq.).

On the basis of the evidence introduced at the hearing, and the record thereof, the Deputy Administrator, Agricultural Marketing Service, on August 17, 1954, filed with the Hearing Clerk, United States Department of Agriculture, his recommended decision in this proceeding. The notice of the filing of such recommended decision, affording opportunity to file written exceptions thereto, was published in the FEDERAL REGISTER (F. R. Doc. 54-6494; 19 F. R. 5319). No exception to said recommended decision was filed.

The material issues, findings and conclusions, and the general findings of the recommended decision set forth in the FEDERAL REGISTER (F. R. Doc. 54-6494; 19 F. R. 5319) are hereby approved and adopted as the material issues, findings and conclusions, and the general findings of this decision as if set forth in full herein.

Amendments to the marketing agreement and order. Annexed hereto and made a part hereof are two documents entitled, respectively, "Agreement Amending the Marketing Agreement, as Amended, Regulating the Handling of Lemons Grown in California and Arizona" and "Order Amending the Order, as Amended, Regulating the Handling of Lemons Grown in California and Arizona" which have been decided upon as the appropriate and detailed means of effecting the foregoing conclusions. These documents shall not become effective unless and until the requirements of § 900.14 of the aforesaid rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders have been met.

Determination of representative period. The period beginning November 1, 1952, and ending October 31, 1953, is hereby determined to be a representative period for ascertaining whether the issuance of the order amending the order, as amended, regulating the handling of lemons grown in California and Arizona, is approved or favored by producers who, during such period, have been engaged in the production of lemons within such area.

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

Dated: September 10, 1954.

[SEAL] EARL L. BUTZ, *Assistant Secretary.*

Order[1] *Amending the Order, as Amended, Regulating the Handling of Lemons Grown in California and Arizona*

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

(a) *Findings upon the basis of the hearing record.* Pursuant to the Agricultural Marketing Agreement Act of

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

1937, as amended (48 Stat. 31, as amended; 7 U. S. C. 601 et seq.), and the applicable rules of practice and procedure effective thereunder (7 CFR Part 900; 19 F. R. 57), a public hearing was held at Los Angeles, California, on June 22, 1954, upon proposed amendments to Marketing Agreement No. 94, as amended, and Order No. 53, as amended (7 CFR Part 953) regulating the handling of lemons grown in California and Arizona. Upon the basis of the evidence introduced at such hearing and the record thereof, it is found that:

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

(2) The said order, as amended, and as hereby further amended, regulates the handling of lemons grown in the States of California and Arizona in the same manner as, and is applicable only to persons in the respective classes of industrial and commercial activity specified in, the marketing agreement upon which hearings have been held;

(3) The said order, as amended, and as hereby further amended, is limited in its application to the smallest regional production area that is practicable, consistently with carrying out the declared policy of the act; and the issuance of several orders applicable to subdivisions of such production area would not effectively carry out the declared policy of the act; and

(4) The said order, as amended, and as hereby further amended, prescribes, so far as practicable, such different terms, applicable to different parts of the production area, as are necessary to give due recognition to differences in the production and marketing of the lemons covered thereby.

It is, therefore, ordered, That, on and after the effective date hereof, all handling of lemons grown in the production area shall be in conformity to, and in compliance with, the terms and conditions of the aforesaid order, as amended, and as hereby further amended as follows:

1. Immediately preceding the period at the end of § 953.9 *Box* insert the following: ", or the equivalent thereof".

2. Delete the word "six" from the first sentence in § 953.20 *Establishment and membership* and insert in lieu thereof the word "seven."

3. Amend § 953.22 *Nominations* by deleting paragraphs (a), (b), and (c); deleting the word "five" from paragraph (g) and inserting in lieu thereof the word "six"; redesignating paragraphs (d), (e), (f), and (g) as paragraphs (e), (f), (g), and (h), respectively; and inserting the following new paragraphs:

(a) The cooperative marketing organization, or the growers affiliated therewith, as may be provided pursuant to paragraph (f) of this section, which marketed more than sixty percent of the total volume of lemons marketed in fresh form during the fiscal year preceding the date on which nominations for members and alternate members of the committee are to be submitted, shall nominate three growers for three members and three growers for three alternate members of the committee.

(b) The cooperative marketing organization, or the growers affiliated therewith, as may be provided pursuant to paragraph (f) of this section, which marketed a larger portion of the total volume of lemons marketed in fresh form during the fiscal year preceding the date on which nominations for members and alternate members are to be submitted than any cooperative marketing organization other than the one described in paragraph (a) of this section, shall nominate one grower for a member and one grower for an alternate member of the committee.

(c) All cooperative marketing organizations which are not qualified under paragraph (a) or (b) of this section, or the growers affiliated therewith, as may be provided pursuant to paragraph (f) of this section, shall nominate one grower for a member and one grower for an alternate member of the committee.

(d) All lemon growers who are not included under paragraph (a), (b), or (c) of this section shall nominate one grower for a member and one grower for an alternate member of the committee.

4. Delete paragraphs (a) and (b) of § 953.23 *Selection* and insert in lieu thereof the following:

(a) From the nominations made pursuant to paragraph (a) of § 953.22, or from other qualified growers, the Secretary shall select three members and three alternate members of the committee. From the nominations made pursuant to each of the paragraphs (b), (c), and (d) of § 953.22, or from other qualified growers, the Secretary shall select one member and one alternate member of the committee.

(b) From the nominations made pursuant to paragraph (h) of § 953.22, or from other qualified persons, the Secretary shall select one member and one alternate member of the committee.

5. Delete paragraph (a) of § 953.28 *Procedure* and insert in lieu thereof the following:

(a) Five members of the committee shall constitute a quorum and any action of the committee shall require four concurring votes.

6. Amend § 953.29 *Expenses and compensation* by deleting therefrom "$5.00" and inserting in lieu thereof "$10.00."

7. Add, at the end of paragraph (a) of § 953.41 *Assessments*, the following: "The payment of assessments for the maintenance and functioning of the committee may be required under this subpart throughout the period it is in effect, irrespective of whether particular provisions thereof are suspended or become inoperative."

8. Delete paragraphs (f), (g), (h), and (i) of § 953.53 *Prorate bases* and insert in lieu thereof the following:

(f) Based on the quantity of each handler's available lemons, as computed pursuant to this section, the committee shall fix the prorate base of each handler who has applied therefor: *Provided*, That such quantity shall be adjusted by (1) the deduction therefrom of any undershipments pursuant to § 953.58, or (2) the addition thereto of any overshipments pursuant to § 953.57, in the event such handler makes an undershipment or overshipment during the week preceding that in which such quantity is computed. Such prorate base shall represent the ratio between the quantity of such handler's available lemons in a district, as aforesaid, and the quantity of all handlers' available lemons in such district, and shall be applicable for the two week period immediately following the week in which it is fixed by the committee.

(g) The committee shall notify the Secretary of the prorate base fixed for each handler and shall notify such handler of the prorate base fixed for him.

9. Redesignate paragraph (j) of § 953.53 as paragraph (h).

10. Delete the first sentence of § 953.56 *Allotments* and insert in lieu thereof the following: "Whenever the Secretary has fixed the quantity of lemons which may be handled during any week in a district, as aforesaid, the committee shall calculate the quantity of lemons which each handler may handle during such week."

11. Delete the first sentence of § 953.57 *Overshipments* and insert in lieu thereof the following: "During any week for which the Secretary has fixed the quantity of lemons which may be handled, each handler may handle, in addition to his allotment, an amount of lemons equivalent to ten percent of said allotment, or one carload, whichever is the greater: *Provided*, That no such overshipment may be made by a handler if his allotment for such week is insufficient to offset his prior overshipments pursuant to this section."

12. Delete paragraphs (a) and (c) of § 953.58 *Allotment loans* and insert in lieu thereof the following:

(a) A handler for whom a prorate base has been established may lend allotment to other handlers: *Provided*, That such loan is confined to the same district, as defined in § 953.64, is reported to the committee not later than 48 hours after the loan agreement has been entered into, and provides for repayment within one year of the date of the loan.

* * * * *

(c) The committee may act as agent for handlers in arranging loans of allotment; and all loan transactions shall be confirmed by the committee by memoranda addressed to the parties thereto.

[F. R. Doc. 54-7233; Filed, Sept. 14, 1954; 8:50 a. m.]

NOTICES

POST OFFICE DEPARTMENT

DECENTRALIZATION OF POST OFFICE OPERATIONS, EMBRACING STATES OF MISSOURI, ARKANSAS, AND IOWA, AND ESTABLISHMENT OF REGIONAL HEADQUARTERS AT SAINT LOUIS, MO.

The following is the text of Postmaster General Order No. 55720, dated September 1, 1954:

Pursuant to the authority of section 1 (b) of Reorganization Plan No. 3 of 1949, the following changes will become effective on September 9, 1954:

1. On the effective date there will be established a regional headquarters at Saint Louis, Mo., under a Regional Operations Manager. Geographically this region will embrace the States of Missouri, Iowa, and Arkansas. The Regional Operations Manager will be responsible to the Assistant Postmaster General, Bureau of Post Office Operations, for the direction of post office operations in this region. The Regional Operations Manager will also be subject to all policies affecting regional operations prescribed by the Department in Washington. There will also be a Regional Controller in the regional office who, for the time being, will be responsible to the Controller. The Regional Personnel Manager will be administratively responsible to the Regional Operations Manager so far as Bureau of Operations activities are concerned, and functionally to the Assistant Postmaster General, Personnel. Functions, such as those listed below, which were formerly discharged by various headquarters bureaus and offices in Washington, will now be discharged by the regional staff.

A. Personnel functions, including such items as recruitment, selection and placement of personnel; training activities; labor relations; safety and health programs; classification of positions; awards and efficiency rating systems; review and disposition of disciplinary actions; and liaison with the Civil Service Commission in the region.

B. Service functions, including recommendations to the Department for the establishment or discontinuance of post offices, classified stations and branches; approval of requests for allowances of funds; maintenance of high standards of service in all post offices; and effective control of costs.

C. Industrial engineering functions, including administration of cost reduction programs; improvement in work methods; endorsement of requests for capital expenditures; maintenance of work standards; layout of facilities; provision of work simplification methods and training; and development of systems and procedures, other than accounting and fiscal procedures.

D. Controller functions including the direction of accounting, budget and cost analysis activities.

E. Public information functions, including encouragement of public cooperation and participation in improving postal methods; and maintaining good relations with Federal, State, and municipal officials.

2. Bureaus and offices other than the following are unaffected by this order:

A. Bureau of Operations.

B. Bureau of Personnel.

C. Bureau of Controller.

All other bureaus and offices, however, are expected to coordinate and cooperate with this new regional organization. Decentralization of other departmental functions and the placing of activities already decentralized into the regional organization will be carried forward as soon as possible. Orders effectuating these changes will be issued from time to time.

3. The region will be divided into seven districts. All postmasters in each district will report directly to their district manager.

4. Previous orders or instructions concerning the routing of communications from postmasters to the above-mentioned bureaus in Washington are hereby superseded. All communications, with respect to the functions set forth in this order will be directed to the appropriate district manager, with the exceptions of monthly and quarterly accounts, which will continue to be routed as at present.

5. District headquarters cities, and the jurisdiction of each district, are as follows:

DISTRICT NUMBER 1

SAINT LOUIS, MISSOURI

Missouri Counties: Adair, Audrain, Bollinger, Boone, Butler, Callaway, Cape Girardeau, Carter, Clark, Cole, Crawford, Dunklin, Franklin, Gasconade, Iron, Jefferson, Knox, Lewis, Lincoln, Macon, Madison, Marion, Mississippi, Monroe, Montgomery, New Madrid, Osage, Pemiscot, Perry, Pike, Ralls, Randolph, Reynolds, Ripley, Saint Charles, Sainte Genevieve, Saint Francois, Saint Louis, Schuyler, Scotland, Scott, Shelby, Stoddard, Warren, Washington, Wayne.

DISTRICT NUMBER 2

SIOUX CITY, IOWA

Iowa Counties: Adams, Audubon, Buena Vista, Calhoun, Carroll, Cass, Cherokee, Clay, Crawford, Dickinson, Emmet, Fremont, Harrison, Ida, Lyon, Mills, Monona, Montgomery, O'Brien, Osceola, Page, Palo Alto, Plymouth, Pocahontas, Pottawattamie, Sac, Shelby, Sioux, Taylor, Woodbury.

DISTRICT NUMBER 3

DES MOINES, IOWA

Iowa Counties: Adair, Appanoose, Boone, Butler, Cerro Gordo, Clarke, Dallas, Davis, Decatur, Floyd, Franklin, Greene, Grundy, Guthrie, Hamilton, Hancock, Hardin, Humboldt, Jasper, Kossuth, Lucas, Madison, Mahaska, Marion, Marshall, Mitchell, Monroe, Polk, Poweshiek, Ringgold, Story, Tama, Union, Wapello, Warren, Wayne, Webster, Winnebago, Worth, Wright.

DISTRICT NUMBER 4

DAVENPORT, IOWA

Iowa Counties: Allamakee, Benton, Black Hawk, Bremer, Buchanan, Cedar, Chickasaw, Clayton, Clinton, Delaware, Des Moines, Dubuque, Fayette, Henry, Howard, Iowa, Jackson, Jefferson, Johnson, Jones, Keokuk, Lee, Linn, Louisa, Muscatine, Scott, Van Buren, Washington, Winneshiek.

Illinois Counties: Henry, Rock Island, Whiteside.

DISTRICT NUMBER 5

KANSAS CITY, MISSOURI

Missouri Counties: Andrew, Atchison, Bates, Buchanan, Caldwell, Carroll, Cass, Chariton, Clay, Clinton, Cooper, Daviess, De Kalb, Gentry, Grundy, Harrison, Henry, Holt, Howard, Jackson, Johnson, Lafayette, Linn, Livingston, Mercer, Moniteau, Nodaway, Pettis, Platte, Putnam, Ray, Saline, Sullivan, Worth.

DISTRICT NUMBER 6

SPRINGFIELD, MISSOURI

Missouri Counties: Barry, Barton, Camden, Cedar, Christian, Dade, Dallas, Dent, Douglas, Greene, Hickory, Howell, Jasper, Laclede, Lawrence, McDonald, Maries, Miller, Morgan, Newton, Oregon, Ozark, Phelps, Polk, Pulaski, Saint Clair, Shannon, Stone, Taney, Texas, Vernon, Webster, Wright, Benton.

DISTRICT NUMBER 7

LITTLE ROCK, ARKANSAS

All counties in Arkansas.

6. District Managers will be designated in a separate announcement. They will act for and be responsible to the Regional Operations Manager on post office matters within their Districts. Each District Manager will be responsible for functions delegated to him by the Regional Operations Manager, including such things as: Making major operating decisions within his District; recommending action on all supervisory appointments; recommending action on requests for funds; advising Regional Operations Manager on District matters and conditions; carrying out regional policies in the District; interpreting departmental and regional policies and recommending changes; coordinating with other bureaus and government agencies in the District; taking necessary actions on complaints; directing the control of expenditures in the District; and maintaining essential records.

(R. S. 161, 396; secs. 304, 309, 42 Stat. 24, 25, sec. 1 (b), 63 Stat. 1066; 5 U. S. C. 22, 133z-15, 369)

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

[F. R. Doc. 54-7206; Filed, Sept. 14, 1954; 8:46 a. m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

ALASKA

NOTICE OF PROPOSED WITHDRAWAL AND RESERVATION OF LANDS

SEPTEMBER 8, 1954.

An application, serial number Fairbanks 010043, for the withdrawal from all forms of appropriation under the public land laws, except of the lands described below was filed on July 11, 1949, by Department of the Air Force.

The purposes of the proposed withdrawal: for military purposes.

For a period of sixty (60) days from the date of publication of this notice, persons having cause to object to the proposed withdrawal may present their objections in writing to the Area Administrator, Area 4, Bureau of Land Management, Department of the Interior at Anchorage, Alaska. In case any objection is filed and the nature of the opposition is such as to warrant it, a public hearing will be held at a convenient time and place, which will be announced, where opponents to the order may state their views and where proponents of the order can explain its purpose.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER, either in the form of a public land order or in the form of a notice of determination if the application is rejected. In either case, a separate notice will be sent to each interested party of record.

The lands involved in the application are:

Beginning at a point identical with P. I. of access road with East boundary of Site from which USC&GS Mag. Station "Top" bears North 89°40' East a distance of 9,300 feet, more or less, thence by metes and bounds as follows:

Thence North 0° 20' East 2,650 feet to the Northeast corner; thence South 89° 40' West 12,500 feet to the Northwest Corner; thence South 0° 20' East 7,500 feet to the Southwest Corner; thence North 89° 40' East 12,500 feet to the Southeast Corner; thence North 0° 20' West, 4,850 feet to P. I. with center line access road and POB of Site which bears North 89° 40' East 9,300 feet, more or less, from USC&GS Mag. Station "Top", containing 2,150 acres, more or less.

LOWELL M. PUCKETT,
Area Administrator.

[F. R. Doc. 54-7202; Filed, Sept. 14, 1954; 8:45 a. m.]

DEPARTMENT OF AGRICULTURE

Farmers Home Administration

ASSISTANT ADMINISTRATOR FOR LOAN OPERATIONS

DELEGATION AND ASSIGNMENT OF AUTHORITIES, POWERS, FUNCTIONS, AND DUTIES RELATING TO LOAN OPERATIONS

Pursuant to authority contained in section 116 in Title 9 of the Administrative Regulations of the Department of Agriculture and in section 116 of the order of the Acting Secretary of Agriculture dated December 24, 1953 (19 F. R. 74), the order of the Administrator of the Farmers Home Administration dated February 2, 1954 (19 F. R. 715), is hereby amended to revise item 3 to include the Soil and Water Conservation Loan Program authorized to be administered throughout the United States, including Alaska, Hawaii, Puerto Rico, and the Virgin Islands, by Public Law 597, 83d Congress, and to read as follows:

3. The Soil and Water Conservation Loan Program (16 U. S. C. 590r-z, Pub. Law 597, 83d Cong.).

Issued this 9th day of September 1954.

[SEAL] R. B. MCLEAISH,
Administrator,
Farmers Home Administration.

[F. R. Doc. 54-7235; Filed, Sept. 14, 1954; 8:51 a. m.]

CIVIL AERONAUTICS BOARD

[Docket No. 3051]

NEW YORK-FLORIDA PROCEEDING

POSTPONEMENT OF PREHEARING CONFERENCE

Notice is hereby given that the prehearing conference in the above-entitled proceeding, now assigned to be held on September 17, 1954, is postponed to September 24, 1954, at 10:00 a. m., e. d. s. t., in Hearing Room A of the Interstate Commerce Commission Building, Twelfth Street and Constitution Avenue NW., Washington, D. C.

Dated at Washington, D. C., September 10, 1954.

[SEAL] FRANCIS W. BROWN,
Chief Examiner.

[F. R. Doc. 54-7236; Filed, Sept. 14, 1954; 8:51 a. m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 11161; FCC 54-1152]

KUNO, INC. (KUNO)

ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re application of KUNO, Inc., (KUNO), Corpus Christi, Texas, Docket No. 11161, File No. BP-9144; for construction permit.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 8th day of September 1954;

The Commission having under consideration the above-entitled application for construction permit to increase present tower height and add top-loading thereto;

It appearing, that the applicant is legally, technically, financially, and otherwise qualified to operate Station KUNO, as proposed, but that the proposed operation may involve interference with Stations KULP, El Campo, Texas, operating on 1390 kilocycles with a power of 500 watts, daytime only; KLUF, Galveston, Texas, operating on 1400 kilocycles with a power of 250 watts, unlimited time; and KNAL, Victoria, Texas, operating on 1410 kilocycles, with a power of 500 watts, directional antenna nighttime, unlimited time; and

It further appearing, that pursuant to section 309 (b) of the Communications Act of 1934, as amended, the subject applicant was notified by letter dated June 10, 1954, of the interference and that copies of the letter were sent to the stations involved; and

It further appearing, that timely replies expressing an intention to appear at the hearing were received from Stations KULP, KLUF, and KNAL on June 28, June 25, and June 29, 1954, respectively; and

It further appearing, that in a supplemental joint reply filed on July 17, 1954, Stations KULP, KLUF, and KNAL reiterated their previous opposition to the subject KUNO application; and

It further appearing, that the Commission, after consideration of the replies, is of the opinion that a hearing is necessary;

It is ordered, That pursuant to section 309 (b) of the Communications Act of 1934, as amended, the above-entitled application of KUNO, Inc., is designated for hearing at a time and place to be specified in a subsequent order, upon the following issues:

1. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the availability of other primary service to such areas and populations.

2. To determine whether the proposed operation would involve interference with Stations KULP, KLUF, and KNAL and, if so, the nature and extent thereof, the area and populations affected thereby, and the availability of other primary service to such areas and populations.

3. To determine whether in light of the evidence adduced pursuant to the foregoing issue the proposed operation of Station KUNO would serve the public interest, convenience, and necessity.

It is further ordered, That Wharton County Broadcasting Company, Inc., licensee of Station KULP, El Campo, Texas; KLUF Broadcasting Company, Inc., licensee of Station KLUF, Galveston, Texas; and Victoria Broadcasting Company, Inc., licensee of Station KNAL, Victoria, Texas, are made parties to the proceeding.

Released: September 10, 1954.

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

[F. R. Doc. 54-7239; Filed, Sept. 14, 1954; 8:52 a. m.]

[Docket No. 11162; FCC 54-1153]

SALINA BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re application of Philip D. Jackson tr/as Salina Broadcasting Company, Salina, Kansas, Docket No. 11162, File No. BP-9147; for construction permit.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 8th day of September 1954;

The Commission having under consideration the above-entitled application for construction permit for a new standard broadcast station to operate on 1310 kilocycles with a power of 500 watts, daytime only, at Salina, Kansas (File No. BP-9147);

It appearing, that the applicant is legally, financially and technically qualified to operate the proposed station, but that the proposed operation may cause interference to Stations KFH, Wichita, Kansas, operating on 1330 kilocycles with a power of 5000 watts, unlimited time, and KFSB, Joplin, Missouri, operating on 1310 kilocycles with a power of 5000 watts day, 1000 watts night, unlimited time; and

It further appearing, that the proposed operation would not provide the

recommended minimum of interference-free service within its normally protected daytime (0.5 mv/m) contour because of interference from Station KFSB; and

It further appearing, that the Commission has not been able to determine whether the proposed antenna would constitute a hazard to air navigation; and

It further appearing, that pursuant to section 309 (b) of the Communications Act of 1934, as amended, the subject applicant was advised by letter dated May 20, 1954 of the aforementioned deficiencies and that the Commission was unable to conclude that a grant of the application would be in the public interest; and

It further appearing, that on June 18, 1954, the applicant requested a grant without hearing, claiming that the proposed operation would not cause any serious interference; and

It further appearing, that Station KFSB on June 15, 1954 advised the Commission of its intention to appear at a hearing, and that Station KFH had previously, in a letter dated May 4, 1954, opposed the subject proposal; and

It further appearing, that the Commission, upon further consideration of the matter is of the opinion that a hearing is necessary;

It is ordered, That pursuant to section 309 (b) of the Communications Act of 1934, as amended, the said application is designated for hearing, at a time and place to be specified in a subsequent order, upon the following issues:

1. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the availability of other primary service to such areas and populations.

2. To determine whether the operation of the proposed station would cause interference to Stations KFH, Wichita, Kansas, and KFSB, Joplin, Missouri; and if so, the nature and extent thereof, the areas and populations affected thereby and the availability of other primary service to such areas and populations.

3. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's Rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations with particular reference to providing the required minimum of interference-free service within the proposed station's normally protected (0.5 mv/m) contour.

4. To determine whether the proposed antenna system could constitute a hazard to air navigation.

5. To determine whether, in the light of the evidence adduced pursuant to the foregoing issues, the operation of the station proposed by Salina Broadcasting Company would serve the public interest, convenience, and necessity.

It is further ordered, That Four States Broadcasters, Inc., licensee of Station KFSB, Joplin, Missouri, and Radio Station KFH Company, licensee of Station KFH, Wichita, Kansas, are made parties to this proceeding.

Released: September 10, 1954.

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

[F. R. Doc. 54-7237; Filed, Sept. 14, 1954; 8:51 a. m.]

[Docket No. 11163; FCC 54-1154]

VILLAGE BROADCASTING CO. (WOPA)

ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re application of Richard Goodman, Mason Loundy, Oak Park Arms Hotel, Inc. and Egmont Sonderling, a partnership doing business as Village Broadcasting Company (WOPA), Oak Park, Illinois, Docket No. 11163, File No. BP-9271; for construction permit.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 8th day of September 1954;

The Commission having under consideration the above-entitled application for construction permit to change the transmitter location of Station WOPA from Oak Park, Illinois, to Chicago, Illinois;

It appearing, that the applicant is legally, technically, financially and otherwise qualified to operate Station WOPA as proposed but that the application may not comply with the Standards of Good Engineering Practice; particularly with reference to providing adequate primary service to the City of Oak Park, Illinois; and

It further appearing, that pursuant to section 309 (b) of the Communications Act of 1934, as amended, the subject applicant was advised by letters dated May 17 and June 21, 1954, of the aforementioned deficiency and that the Commission was unable to conclude that a grant of the application would be in the public interest; and

It further appearing, that the applicant filed replies dated June 3, and July 14, 1954; and

It further appearing, that the Commission, after consideration of the replies, is of the opinion that a hearing is necessary; and

It further appearing, that because the proposed transmitter location is approximately 110 feet north of the tower of FM station WFMT, Chicago, Illinois, and on the same building, some distortion of the proposed radiation pattern is expected; and that the proposed antenna system may not provide the minimum efficiency of 150 mv/m/kw as recommended by the Standards; therefore, if a grant of the subject application is eventually made, the construction permit should be appropriately conditioned as to assure compliance with the Standards;

It is ordered, That pursuant to section 309 (b) of the Communications Act of 1934, as amended, the said application is designated for hearing at a time and place to be specified in a subsequent order upon the following issues:

1. To determine the areas and populations which may be expected to gain or lose primary service from the operation of Station WOPA as proposed, and the availability of other primary service to such areas and populations.

2. To determine whether the installation and operation of Station WOPA as proposed would be in compliance with the Commission's Rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations with particular reference to providing adequate primary service to the City of Oak Park, Illinois.

3. To determine whether in light of the evidence adduced pursuant to the foregoing issues the operation of Station WOPA as proposed would serve the public interest, convenience and necessity.

It is further ordered, That if the subject application is eventually granted the construction permit shall contain the following conditions:

1. The grantee shall submit measurements showing that the installed antenna system provides the minimum efficiency of 150 mv/m/kw as recommended by the Standards.

2. The grantee shall submit measurements to show that the radiation pattern has not been materially affected by the immediate presence of the tower of FM Station WFMT, Chicago, Illinois.

Released: September 10, 1954.

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

[F. R. Doc. 54-7238; Filed, Sept. 14, 1954; 8:52 a. m.]

FEDERAL POWER COMMISSION

[Docket No. G-2018]

EL PASO NATURAL GAS CO.

NOTICE OF CONTINUANCE OF REARGUMENT

SEPTEMBER 8, 1954.

Notice is hereby given that the oral reargument before the Commission in the above-entitled matter, heretofore scheduled for September 23, 1954, is postponed to September 28, 1954, at 10:00 a. m., e. s. t., in the Commission's hearing room, 441 "G" Street NW., Washington, D. C.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 54-7203; Filed, Sept. 14, 1954; 8:45 a. m.]

[Docket No. G-2415]

DELTA NATURAL GAS CO.

NOTICE OF ORDER DIRECTING PHYSICAL CONNECTION OF FACILITIES AND SALE OF NATURAL GAS

SEPTEMBER 9, 1954.

Notice is hereby given that on September 2, 1954, the Federal Power Commission issued its order adopted September

1, 1954, directing physical connection of facilities and sale of natural gas in the above-entitled matter.

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

[F. R. Doc. 54-7229; Filed, Sept. 14, 1954; 8:49 a. m.]

[Docket No. G-2488]

DELTA NATURAL GAS CO.

NOTICE OF DECLARATION OF EXEMPTION

SEPTEMBER 9, 1954.

Notice is hereby given that on September 2, 1954, the Federal Power Commission issued its declaration of exemption from the provisions of the Natural Gas Act adopted September 1, 1954, in the above-entitled matter.

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

[F. R. Doc. 54-7230; Filed, Sept. 14, 1954; 8:50 a. m.]

[Docket Nos. G-2498, G-2500, G-2511, G-2514, G-2524]

NEW YORK STATE ELECTRIC & GAS CORP. ET AL.

NOTICE OF DECLARATIONS OF EXEMPTIONS

SEPTEMBER 9, 1954.

In the matters of New York State Electric & Gas Corporation, Docket No. G-2498; Commonwealth Natural Gas Corporation, Docket No. G-2500; Central Illinois Public Service Corporation, Docket No. G-2511; The Hartford Gas Company, Docket No. G-2514; The United Gas Improvement Company, Docket No. G-2524.

Notice is hereby given that on September 7, 1954, the Federal Power Commission issued its declarations of exemptions from the provisions of the Natural Gas Act adopted September 1, 1954, in the above-entitled matters.

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

[F. R. Doc. 54-7231; Filed, Sept. 14, 1954; 8:50 a. m.]

[Docket No. ID-1176]

FRED R. RAUCH

NOTICE OF ORDER AUTHORIZING APPLICANT TO HOLD CERTAIN POSITIONS

SEPTEMBER 9, 1954.

Notice is hereby given that on September 7, 1954, the Federal Power Commission issued its order adopted September 1, 1954, authorizing applicant to hold certain positions pursuant to section 305 (b) of the Federal Power Act in the above-entitled matter.

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

[F. R. Doc. 54-7232; Filed, Sept. 14, 1954; 8:50 a. m.]

[Project No. 199]

SOUTH CAROLINA PUBLIC SERVICE AUTHORITY

NOTICE OF APPLICATIONS FOR AMENDMENT OF LICENSE

SEPTEMBER 8, 1954.

Public notice is hereby given that South Carolina Public Service Authority, of Moncks Corner, South Carolina, has filed applications under the Federal Power Act (16 U. S. C. 791a-825r) for amendment of the license for water-power Project No. 199 located on the Santee and Cooper Rivers in Berkeley, Calhoun, Charleston, Clarendon, Dorchester, Florence, Georgetown, Horry, Marion, Orangeburg, Richland, Sumter, and Williamsburg Counties, South Carolina, to include therein the constructed Pinopolis-Charleston No. 2 110-kv transmission line, the Conway-Kingstree 110-kv transmission line, and the constructed Charleston, St. George, and Conway Substations, and to change the terminus of the Pinopolis-Bowman line from Bowman to St. George.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure of the Commission (18 CFR 1.8 or 1.10), the time within which such petitions must be filed being specified in the rules. The last date upon which protests may be filed is October 11, 1954. The applications are on file with the Commission for public inspection.

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

[F. R. Doc. 54-7204; Filed, Sept. 14, 1954; 8:45 a. m.]

INTERSTATE COMMERCE COMMISSION

[4th Sec. Application 29664]

MOTOR-RAIL-MOTOR RATES IN THE EAST; SUBSTITUTED SERVICE

APPLICATION FOR RELIEF

SEPTEMBER 9, 1954.

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

Filed by: The New York, New Haven and Hartford Railroad Company and P & G Motor Freight, Inc.

Commodities involved: Semi-trailers, loaded or empty, on flat cars.

Between: Hartford or New Haven, Conn., on the one hand, and Harlem River, N. Y., Elizabeth or Edgewater, N. J., on the other.

Grounds for relief: Competition with motor carriers.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL] GEORGE W. LAIRD, *Secretary.*

[F. R. Doc. 54-7168; Filed, Sept. 13, 1954; 8:47 a. m.]

[4th Sec. Application 29665]

BARITE FROM NATIONAL, ARK., TO COLORADO, NEW MEXICO, WYOMING AND UTAH

APPLICATION FOR RELIEF

SEPTEMBER 9, 1954.

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

Filed by: F. C. Kratzmeir, Agent, for carriers parties to schedule listed below.

Commodities involved: Barite (barytes), carloads.

From: National, Ark.

To: Points in Colorado, New Mexico, Wyoming and Utah.

Grounds for relief: Rail competition, circuity, grouping, rates constructed on the basis of the short line distance formula, and additional origin.

Schedules filed containing proposed rates: F. C. Kratzmeir, Agent, I. C. C. No. 4092, supp. 11.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL] GEORGE W. LAIRD, *Secretary.*

[F. R. Doc. 54-7169; Filed, Sept. 13, 1954; 8:47 a. m.]

[4th Sec. Application 29666]

ALCOHOLS FROM NORTH SEADRIFT, TEX., TO CERTAIN POINTS IN LOUISIANA

APPLICATION FOR RELIEF

SEPTEMBER 9, 1954.

The Commission is in receipt of the above-entitled and numbered applica-

tion for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: F. C. Kratzmeir, Agent, for carriers parties to schedule listed below.

Commodities involved: Alcohol, denatured, proprietary anti-freeze preparations, and related articles, carloads.

From: North Seadrift, Texas.

To: Avondale, Gouldsboro, Gretna, Harvey, Marrero and Westwego, La.

Grounds for relief: Rail competition, circuity, and market competition.

Schedules filed containing proposed rates: F. C. Kratzmeir, Agent, I. C. C. No. 4064, supp. 42.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL] GEORGE W. LAIRD, *Secretary.*

[F. R. Doc. 54-7170; Filed, Sept. 13, 1954; 8:48 a. m.]

[4th Sec. Application 29667]

VARIOUS COMMODITIES BETWEEN POINTS IN TEXAS

APPLICATION FOR RELIEF

SEPTEMBER 10, 1954.

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

Filed by: J. F. Brown, Agent, for carriers parties to schedule listed below.

Commodities involved: Copper cathodes, blackstrap molasses and tall oil, carloads.

Between: Points in Texas.

Grounds for relief: Rail competition, circuity, and to meet intrastate rates.

Schedules filed containing proposed rates: J. F. Brown, Agent, I. C. C. No. 807, supp. 58.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL] GEORGE W. LAIRD, *Secretary.*

[F. R. Doc. 54-7211; Filed, Sept. 14, 1954; 8:47 a. m.]

[4th Sec. Application 29668]

VARIOUS COMMODITIES BETWEEN POINTS IN TEXAS

APPLICATION FOR RELIEF

SEPTEMBER 10, 1954.

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

Filed by: J. F. Brown, Agent, for carriers parties to schedule listed below.

Commodities involved: Copper cathodes, blackstrap molasses and tall oil, carloads.

Between: Points in Texas.

Grounds for relief: Rail competition, circuity, and to meet intrastate rates, and rates constructed on the basis of the short line distance formula.

Schedules filed containing proposed rates: J. F. Brown, Agent, I. C. C. No. 807, supp. 58.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL] GEORGE W. LAIRD, *Secretary.*

[F. R. Doc. 54-7212; Filed, Sept. 14, 1954; 8:47 a. m.]

[4th Sec. Application 29669]

BLACKSTRAP MOLASSES FROM OR TO TEXAS POINTS

APPLICATION FOR RELIEF

SEPTEMBER 10, 1954.

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

Filed by: J. F. Brown, Agent, for carriers parties to schedules listed below.

Commodities involved: Blackstrap molasses, in tank-car loads.

Between: Points in Texas, including points in adjacent States of Louisiana and Arkansas.

Grounds for relief: Rail competition, circuity, and rates constructed on basis of the short line distance formula.

Schedules filed containing proposed rates: J. F. Brown, Agent, I. C. C. No. 802, supp. 48; J. F. Brown, Agent, I. C. C. No. 796, supp. 88.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL] GEORGE W. LAIRD, *Secretary.*

[F. R. Doc. 54-7213; Filed, Sept. 14, 1954; 8:47 a. m.]

[4th Sec. Application 29670]

PAPER BOXES FROM ALBANY, GA., TO OFFICIAL AND ILLINOIS TERRITORIES

APPLICATION FOR RELIEF

SEPTEMBER 10, 1954.

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

Filed by: R. E. Boyle, Jr., Agent, for carriers parties to schedule listed below.

Commodities involved: Paper boxes, carloads.

From: Albany, Ga.

To: Points in official and Illinois territories.

Grounds for relief: Rail competition, circuity, market competition, rates constructed on the basis of the short line distance formula, and additional origin.

Schedules filed containing proposed rates: C. A. Spaninger, Agent, I. C. C. No. 1349, supp. 66.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved

in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL] GEORGE W. LAIRD, *Secretary.*

[F. R. Doc. 54-7214; Filed, Sept. 14, 1954; 8:47 a. m.]

[4th Sec. Application 29671]

BARITE (BARYTES) FROM BARITE, IDAHO TO CERTAIN STATES

APPLICATION FOR RELIEF

SEPTEMBER 10, 1954.

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

Filed by: F. C. Kratzmeir, Agent, for carriers parties to schedules listed below.

Commodities involved: Barite (barytes), ground, carloads.

From: Barite, Idaho.

To: Points in Arkansas, Illinois, Kansas, Louisiana (west of the Mississippi River), Missouri, Nebraska, New Mexico, Oklahoma, and Texas.

Grounds for relief: Rail competition, circuity, and rates constructed on the basis of the short line distance formula.

Schedules filed containing proposed rates: F. C. Kratzmeir, Agent, I. C. C. No. 4046, supp. 59; W. J. Prueter, Agent, I. C. C. No. A-3560, supp. 248.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL] GEORGE W. LAIRD, *Secretary.*

[F. R. Doc. 54-7215; Filed, Sept. 14, 1954; 8:47 a. m.]

[4th Sec. Application 29672]

MOTOR-RAIL-MOTOR RATES FROM AND TO THE SOUTHWEST; SUBSTITUTED SERVICE

APPLICATION FOR RELIEF

SEPTEMBER 10, 1954.

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

Filed by: Middlewest Motor Freight Bureau, Agent, for Missouri-Kansas-Texas Railroad Company and The Chief Freight Lines Company and other motor carriers.

Commodities involved: Highway trailers, loaded or empty, on flat cars.

Between: Kansas City, Kans., and Oklahoma City, Okla.

Grounds for relief: Competition with motor carriers.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL] GEORGE W. LAIRD, *Secretary.*

[F. R. Doc. 54-7216; Filed, Sept. 14, 1954; 8:47 a. m.]

[4th Sec. Application 29673]

FELT, BUILDING, ROOFING OR SHEATHING, NOT SATURATED, FROM SHREVEPORT, LA. TO CHARLESTON, S. C.

APPLICATION FOR RELIEF

SEPTEMBER 10, 1954.

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

Filed by: F. C. Kratzmeir, Agent, for carriers parties to schedule listed below.

Commodities involved: Felt, building, roofing or sheathing, not saturated, carloads.

From: Shreveport, La.

To: Charleston, S. C.

Grounds for relief: Rail competition, and circuitous routes.

Schedules filed containing proposed rates: F. C. Kratzmeir, Agent, I. C. C. No. 4087, supp. 30.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL] GEORGE W. LAIRD, *Secretary.*

[F. R. Doc. 54-7217; Filed, Sept. 14, 1954; 8:48 a. m.]

[4th Sec. Application 29674]

VARIOUS COMMODITIES FROM POINTS IN TRUNK LINE AND NEW ENGLAND TERRITORIES TO POINTS IN SOUTHERN AND OFFICIAL TERRITORIES

APPLICATION FOR RELIEF

SEPTEMBER 10, 1954.

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

Filed by: C. W. Boin and C. R. Goldrich, Agents, for carriers parties to schedules shown in exhibit "A" of the application, pursuant to fourth-section order No. 17220.

Commodities involved: Various commodities, carloads.

From: Points in trunk-line and New England territories.

To: Points in southern and official territories.

Grounds for relief: Rail competition, and circuitous routes.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL] GEORGE W. LAIRD, *Secretary.*

[F. R. Doc. 54-7218; Filed, Sept. 14, 1954; 8:48 a. m.]

[Notice 25]

MOTOR CARRIER APPLICATIONS

SEPTEMBER 10, 1954.

Protests, consisting of an original and two copies, to the granting of an application must be filed with the Commission within 30 days from the date of publication of this notice in the FEDERAL REGISTER and a copy of such protest served

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

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

APPLICATION OF MOTOR CARRIERS OF PROPERTY

NO. MC 1358 Sub 22 (Amended), HARLEY WHITE AND HARRY WHITE, doing business as WHITE BROTHERS TRANSFER COMPANY, Post Office Box 168, Cumberland, Iowa. Applicant's representative: William A. Landau, 1307 East Walnut Street, Des Moines 16, Iowa. For authority to operate as a *common carrier*, over irregular routes, transporting: *Roofing and building materials*, from Wilmington, Ill., to Atlantic, Corning, Dunlap, Gravity and Leon, Iowa; and *iron and steel articles*, from Joliet, Ill., to Atlantic, Corning, Dunlap, Gravity and Leon, Iowa. Applicant is authorized to conduct operations in Illinois, Indiana, Iowa, and Nebraska.

NO. MC 7640 Sub 12, BARNES TRUCK LINE, INC., Herring Avenue, Wilson, N. C. Applicant's attorney: James E. Wilson, Roberts & McInnis, Continental Building, 14th at "K" Street, NW., Washington 5, D. C. For authority to operate as a *common carrier*, over irregular routes, transporting: *Agricultural machinery, agricultural implements* and agricultural machinery parts, from Tarboro, N. C., to points in Georgia, Florida, Alabama, Missouri, Arkansas, Tennessee, Kentucky, Indiana, Illinois, Michigan, Wisconsin, Minnesota, Iowa, Missouri, Kansas, Nebraska, Oklahoma, Texas, South Dakota, North Dakota, Louisiana, Maine, Vermont, New Hampshire, Rhode Island, Massachusetts, Connecticut, New York, Pennsylvania, Maryland, Delaware, New Jersey, Ohio, and West Virginia, and *Materials and supplies used in the manufacture of agricultural machinery, agricultural implements and agricultural machinery parts*, from points in the above specified states to Tarboro, N. C. Applicant is authorized to conduct operations in North Carolina.

NO. MC 17057 Sub 2, E. M. GREGG, doing business as E. M. GREGG TRUCK SERVICE, P. O. Box 706, Hugoton, Kans. Applicant's attorney: James F. Miller, 500 Board of Trade, 10th and Wyandotte, Kansas City 6, Mo. For authority to operate as a *common carrier*, over irregular routes, transporting: *Machinery, equipment, material* and *supplies* used in, or in connection with, the discovery, development, refining, manufacturing, processing, storage, production, transmission and distribution of natural gas and petroleum and their products and by-products, between points in Oklahoma and Texas. Applicant has authority to conduct operations in Oklahoma and Kansas.

NO. MC 22229 Sub 17, TERMINAL TRANSPORT COMPANY, INC., 180 Harriett Street, S. E., Atlanta 1, Ga. Applicant's attorney: Reuben G. Crimm, 805 Peachtree Street Bldg., Atlanta 5, Ga. For authority to operate as a *common carrier*, transporting: *Paper articles, including wrapping paper and paper bags*, serving Yulee, Fla., and points within 3 miles thereof, as off-route points in connection with the carrier's regular route operation between Jacksonville, Fla., and Waycross, Ga., over U. S. Highway 1, (which is a portion of the carrier's regular route between Jacksonville, Fla., and Perry, Ga.).

RESTRICTION: Authority applied for to be restricted to transportation of the commodities specified, and restricted against the transportation of shipments destined to or originating at points in Maine, New Hampshire, Vermont, Connecticut, Massachusetts, Rhode Island, New York, New Jersey, Pennsylvania, Delaware, Maryland, Virginia, North Carolina, South Carolina, Mobile, Ala., Biloxi and Gulfport, Miss., New Orleans, La., and the District of Columbia. Applicant is authorized to conduct operations in Alabama, Florida, Georgia, Illinois, Indiana, Kentucky and Tennessee.

NO. MC 30319 SUB 42, SOUTHERN PACIFIC TRANSPORT COMPANY, a corporation, 816 North San Jacinto St., Houston, Tex. For authority to operate as a *common carrier*, over regular routes, transporting: *General commodities*, except those of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, (1) between junction Texas Highway 21 and Farm Road 50, located approximately eleven miles west of Bryan, Tex., and junction Texas Highways 21 and 6, over Texas Highway 21, serving no intermediate points, as an alternate route, in connection with carrier's regular route operations, (a) between Hearne, Tex., and Giddings, Tex., and (b) between Mexia, Tex., and Hempstead, Tex., and (2) between junction Texas Highway 21 and U. S. Highway 290, near Paige, Tex., and junction Texas Highway 21 and U. S. Highway 77, near Lincoln, Tex., a distance of 14 miles, over Texas Highway 21, serving no intermediate points, as an alternate route, in connection with carrier's regular route operations, (a) between Houston, Tex., and Austin, Tex., and (b) between Hearne, Tex., and Giddings, Tex. Applicant is authorized to conduct operations in Louisiana and Texas.

NO. MC 41432 Sub 68, EAST TEXAS MOTOR FREIGHT LINES, a corporation, 623 North Washington St., Dallas, Tex. Applicant's attorney: Warren Whitham, Callaway, Reed, Kidwell & Brooks, Empire Bank Bldg., Dallas 1, Tex. For authority to operate as a *common carrier*, over regular routes, transporting: *General commodities*, except those of unusual value, Class A and B explosives, other than ammunition (explosive, incendiary, or gas, smoke or tear producing), livestock, rock, gravel, sand, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, serving the site of the Tyler Pipe and Foundry Company Plant, located at Swan, Tex., as an off-route point in connection with applicant's regular-route operations between Fort Worth, Tex., and Port Arthur, Tex. Applicant is authorized to conduct operations in Arkansas, Illinois, Missouri, Tennessee, and Texas.

NO. MC 43038 Sub 391, COMMERCIAL CARRIERS, INC., 3399 East McNichols Road, Detroit 12, Mich. Applicant's attorney: James W. Wrape, Wrape and Hernly, Sterick Bldg., Memphis 3, Tenn. For authority to operate as a *common carrier*, over irregular routes, transporting: *Motor vehicles*, in initial movement, by truckaway and driveaway service, restricted to those manufactured or assembled by the Hudson Motor Division of American Motors, Inc., from Kenosha, Wis., to points in Alabama, Arkansas, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Mississippi, Missouri, Ohio, Oklahoma, Tennessee, and Wisconsin. Applicant is authorized to conduct operations in all States in the United States, except California, Connecticut, Delaware, Idaho, Maine, Montana, Nevada, New Hampshire, New Mexico, North Dakota, Rhode Island, South Dakota, Utah, Vermont, and Virginia.

NO. MC 45893 Sub 8, FINNIS ROSS, doing business as ROSS TRUCK LINES, 204 So. Diamond, Paola, Kans. For authority to operate as a *common carrier*, over regular routes, transporting: *General commodities*, except those of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, from Olathe, Kans., over U. S. Highway 169 to Kansas City, Kans., thence over city streets to Kansas City, Mo. Applicant is authorized to conduct operations in Kansas and Missouri.

NO. MC 47227 Sub 3, ANTON HOLLENDONNER, SR., AND ANTON HOLLENDONNER, JR., doing business as HOLLAND TRUCKING COMPANY, 298

Cortland St., Trenton, N. J. For authority to operate as a *common carrier*, over irregular routes, transporting: *Chinaware, porcelainware, tile parts* and *machine parts*, from Manasquan, N. J., to Trenton, N. J., and *empty containers or other such incidental facilities* (not specified) used in transporting the commodities specified on return movements. Applicant is authorized to conduct operations in New Jersey, New York, and Pennsylvania.

NO. MC 52054 Sub 12, S & C TRANSPORT COMPANY, INC., 10 Kansas Avenue, South Hutchinson, Kans. Applicant's attorney: James F. Miller, 500 Board of Trade, 10th and Wyandotte, Kansas City 6, Mo. For authority to operate as a *common carrier*, over irregular routes, transporting: *Salt*, between Hutchinson, South Hutchinson, Lyons, and Kanopolis, Kans., and points within five miles of each, on the one hand, and, on the other, all points in Cochran, Bailey, Randall, Roberts, Crosby, Swisher, Potter, Sherman, Wichita, Lubbock, Castro, Oldham, Dallam, Cottle, Hall, Gray, Ochiltree, Yoakum, Dickens, Briscoe, Carson, Hansford, Floyd, Collingsworth, Hartley, Foard, Terry, Motley, Childress, Wheller, Lipscomb, Lamb, Armstrong, Hutchinson, Wilbarger, Lynn, Hale, Donley, Moore, Hockley, Parmer, Deaf Smith, Hemphill, Hardeman, Garza, and Kent Counties, Tex., and Curry, Bernalillo, Mora, Santa Fe, Colfax, Harding, Los Alamos, Taos, Quay, Guadalupe, Union, San Miguel, Torrance, and Rio Arriba Counties, N. Mex. Applicant is authorized to conduct operations in Colorado, Kansas, Minnesota, Missouri, Nebraska, North Dakota, Oklahoma, South Dakota, and Wyoming.

NO. MC 59189 Sub 2, B. & B. MOTOR LINES CORP., 311 N. 18th Street, Olean, N. Y. Applicant's representative: Bert Collins, 140 Cedar St., New York 6, N. Y. For authority to operate as a *common carrier*, transporting: *General commodities* except those of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading, serving Olean, N. Y., as an intermediate point and Salamanca, N. Y., as an off-route point in connection with regular route operations between Buffalo, N. Y., and Lewis Run, Pa., restricted to traffic interchanged with common carriers at these points. Applicant is authorized to conduct operations in New York and Pennsylvania.

NO. MC 60871 Sub 4, G. V. ANKENY, doing business as G. V. ANKENY'S TRANSFER, 318 Ohio St., Johnstown, Pa. Applicant's attorney: S. Harrison Kahn, 726–34 Investment Bldg., Washington, D. C. For authority to operate as a *contract carrier*, over irregular routes, transporting: *Cast iron boilers and parts thereof, cast iron radiators and parts thereof, steel boilers and parts thereof, building and sheet metal work and parts thereof, building and sheet metal work used in conjunction with heating systems and installations*, and *air conditioning units and parts thereof*, (1) between Cleveland, Ohio, on the one hand, and, on the other, New Castle, Johnstown, Duncansville, Middletown, and Philadelphia, Pa.; Baltimore, Md.; Washington, D. C.; Newark, N. J.; Richmond, Va.; and points in Maryland, Virginia, and the District of Columbia, (2) between New Castle, Pa., on the one hand, and, on the other, Richmond, Va., and Newark, N. J., (3) between Duncansville, Pa., on the one hand, and, on the other, points in Maryland, Virginia, and the District of Columbia, and (4) between Middletown, Pa., on the one hand, and, on the other, points in Maryland, Virginia, and the District of Columbia; and *commodities requiring special crane handling and the use of extra length low bed trailers*, between Middletown, Pa., on the one hand, and, on the other, points in Virginia, Ohio, New York, New Jersey, Delaware, Maryland, and West Virginia. Applicant is authorized to conduct operations in Maryland, New Jersey, Pennsylvania, Virginia, and the District of Columbia.

NO. MC 78062 SUB 25, BEATTY MOTOR EXPRESS, INC., Jefferson Avenue Extension, P. O. Box 223, Washington, Pa. Applicant's attorney: William S. Yard, Washington Trust Building, Washington, Pa. For authority to operate as a *contract carrier*, over irregular routes, transporting: (1) *Evaporated milk*, and *powdered milk*, in containers, from Barnesville, and Waterford, Ohio, to points in Delaware, Maryland, New Jersey, Pennsylvania, Virginia, West Virginia, and the District of Columbia, (2) *empty containers or other such incidental facilities* (not specified) used in transporting the above-specified commodities, from Camden, N. J., and Parkersburg, W. Va., to Barnesville, and Waterford, Ohio, and (3) *empty cans*, from Weirton, W. Va., to Barnesville, and Waterford, Ohio. Applicant is authorized to conduct operations in the District of Columbia, Delaware, Kentucky, Maryland, Michigan, New Jersey, New York, Ohio, Pennsylvania, Virginia, and West Virginia.

NO. MC 82874 SUB 3, RUSSELL M. MAGAW, doing business as AKRON CARTAGE, 790 West Wilbeth Road, P. O. Box 143, Akron 9, Ohio. Applicant's attorney: Edwin C. Reminger, Standard Building, Cleveland 13, Ohio. For authority to operate as a *common carrier*, over irregular routes, transporting: *Meats, meat products and meat byproducts, dairy products*, and *articles distributed by meat-packing houses*, as defined by the Commission in Ex Parte No. MC 38, (1) from the Akron, Ohio Commercial Zone as defined by the Commission, to points in Ohio within 50 miles of Akron, and (2) from the Akron, Ohio Commercial Zone as defined by the Commission, to points in Lawrence and Mercer Counties, Pa., and *empty containers or other such incidental facilities* (not specified) used in transporting the commodities specified and *returned shipments* on return movements. NOTE: Applicant seeks to convert his present operations from those of a contract carrier to those of a common carrier, and if and when the authority sought herein is granted all duplicating authority will be revoked. Applicant is authorized to conduct operations in Ohio.

NO. MC 101791 SUB 4, JAMES V. VOZZOLO, Bladensburg Road and New York Avenue NE., Washington, D. C. Applicant's attorney: James E. Wilson, Robert & McInnis, Continental Building, Fourteenth at K Northwest, Washington 5, D. C. For authority to operate as a *contract carrier*, over irregular routes, transporting: *Building blocks* and *brick*, from Washington, D. C., to Baltimore, Md.; and *empty containers or other such incidental facilities* (not specified) used in transporting the commodities specified, on return movement. Applicant is authorized to conduct operations in Maryland, Virginia and the District of Columbia.

NO. MC 104340 SUB 119, LEAMAN TRANSPORTATION COMPANY, INC., 520 E. Lancaster Avenue, Downingtown, Pa. Applicant's attorney: Gerald L. Phelps, Dow, Lohnes and Albertson, Munsey Building, Washington 4, D. C. For authority to operate as a *common carrier*, over irregular routes, transporting: *Petroleum* and *petroleum products*, in bulk, in tank vehicles, as defined by the Commission in Ex Parte No. MC–45, between points in New York. Applicant is authorized to conduct operations in Connecticut, Maryland, Massachusetts, New York, Ohio, Pennsylvania, Vermont, Virginia and West Virginia.

NO. MC 104347 SUB 107, LEAMAN TRANSPORTATION CORPORATION, 520 E. Lancaster Avenue, Downingtown, Pa. Applicant's attorney: Gerald L. Phelps, Dow, Lohnes & Albertson, Munsey Bldg., Washington 4, D. C. For authority to operate as a *common carrier*, over irregular routes, transporting: *Petroleum and petroleum products*, in bulk, in tank vehicles, (1) between points in Delaware, and (2) between points in Maryland, and (3) between points in New Jersey, and (4) between points in Pennsylvania. Applicant is authorized to conduct operations in Connecticut, Delaware, District of Columbia, Maryland, Missouri, New Jersey, New York, Ohio, Pennsylvania, Virginia and West Virginia.

NO. MC 105964 SUB 11, EARL HOUK, doing business as WESTERN NEBRASKA TRANSPORT SERVICE, 490 West 27th, Post Office Box 251, Scottsbluff, Nebr. Applicant's representative: Robert S. Stauffer, 811 East 17th Street, Cheyenne, Wyo. For authority to operate as a *common carrier*, over irregular routes, transporting: *Petroleum and petroleum products*, in bulk, in tank vehicles, from all refining, producing and distributing points in Nebraska, to points in South Dakota and Wyoming. Applicant is authorized to conduct operations in Nebraska and Wyoming.

NO. MC 105964 SUB 12, EARL HOUCK, doing business as WESTERN NEBRASKA TRANSPORT SERVICE, 409 West 27th Street, P. O. Box 251, Scottsbluff, Nebr. Applicant's representative: Robert S. Stauffer, 811 East 17th Street, Cheyenne, Wyo. For authority to operate as a *common carrier*, over irregular routes, transporting: *Petroleum and petroleum products*, in bulk, in tank vehicles, between points in Nebraska, Kansas and Colorado. Applicant is au-

thorized to conduct operations in Nebraska and Wyoming.

NO. MC 106647 SUB 29, CLARK TRANSPORT COMPANY, A Corporation, P. O. Box 295, Chicago Heights, Ill. Applicant's attorney: George S. Dixon, Matheson, Dixon & Brady, Guardian Building, Detroit 26, Mich. For authority to operate as a *common carrier*, over irregular routes, transporting: *New automobiles, new bodies, new cabs* and *new chassis*, in initial movements, in truckaway and driveaway service, from Kenosha, Wis., to points in Iowa, Minnesota, North Dakota, South Dakota, the Upper Peninsula of Michigan, that part of Illinois on and north of Illinois Highway 9, and Omaha, Nebr. RESTRICTION: Authority applied for to be restricted to the transportation of vehicles manufactured by the Hudson Motor Car Division of American Motors, Inc. Applicant is authorized to conduct operations in Illinois, Indiana, Iowa, Michigan, Minnesota, Nebraska, North Dakota, Ohio, South Dakota and Wisconsin.

NO. MC 107002 SUB 63, WALTER M. CHAMBERS, doing business as W. M. CHAMBERS TRUCK LINE, 110 Giuffrias Avenue, (P. O. Box 687), New Orleans, La. For authority to operate as a *common carrier*, over irregular routes, transporting: *Petroleum and petroleum products*, in bulk, in tank vehicles, from Chalmette and Meraux, La., to points in Mississippi on and south of U. S. Highway 82, (except no authority is sought from (1) Chalmette, La., to Centreville, Miss., and (2) from Chalmette and Meraux, La., to Camp Shelby, Miss., points in Hancock, Harrison, Jackson and Pearl River Counties, Miss., and Brookhaven, Bude, Columbia, Crosby, Crystal Springs, Hattiesburg, Jackson, Magee, McComb, Natchez, Prentiss, Tylertown and Wiggins, Miss.). Applicant is authorized to conduct operations in Alabama, Arkansas, Georgia, Louisiana, Mississippi, Missouri and Tennessee.

NO. MC 107879 SUB 11, J. H. SPRECHER, INCORPORATED, Post Office Box 224, Lebanon, Pa. Applicant's attorney: S. Harrison Kahn, 726-34 Investment Building, Washington, D. C. For authority to operate as a *common carrier*, over irregular routes, transporting: *New automobiles*, in initial movements, in truckaway and driveaway service, from Kenosha, Wis., to points in that part of Pennsylvania on and south of Pennsylvania Highway 45 and east of the Susquehanna River, and points in York and Northampton Counties, Pa. Applicant is authorized to conduct operations in Delaware, Michigan, New York, Ohio, and Pennsylvania.

NO. MC 109640 SUB 8, LORIN BICE AND J. W. FRY, doing business as BICE TRUCK LINES, 505 East Main Street, Laurel, Mont. Applicant's attorney: Jerome Anderson, Hoiness, Anderson & Peete, Electric Building, Billings, Mont. For authority to operate as a *common carrier*, over irregular routes, transporting: *Petroleum* and *petroleum products*, in bulk, in tank vehicles, from Missoula, Mont., and points within ten miles thereof, on the one hand, and, on the other, points in Idaho north of the southern boundary of Idaho County. Applicant is authorized to conduct operations in Idaho, Montana, North Dakota and Wyoming.

NO. MC 110191 SUB 9, TURNER'S EXPRESS, INCORPORATED, 300 Shelton Avenue, Norfolk, Va. For authority to operate as a *common carrier*, over irregular routes, transporting: *General commodities*, except those of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading, between Newark, N. J., and points within five (5) miles thereof, on the one hand, and, on the other, Mahwah Township, N. J. Applicant is authorized to conduct operations in Maryland, New Jersey, New York, Pennsylvania, Virginia, and the District of Columbia.

NO. MC 110420 SUB 73, QUALITY MILK SERVICE, INC., Calumet Street, Burlington, Wis. Applicant's attorney: Glenn W. Stephens, Stephens, Bieberstein, Cooper and Bruemmer, 121 West Doty Street, Madison 3, Wis. For authority to operate as a *common carrier*, over irregular routes, transporting: *Steep water*, in bulk, in tank vehicles, between points in Arkansas, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Missouri, Nebraska, Ohio, Oklahoma, South Dakota, Tennessee, Texas and Wisconsin; and *liquid chocolate* and *chocolate coating*, in bulk, in tank vehicles, from Chicago, Ill., and Milwaukee, Wis., to points in Illinois, Indiana, Iowa, Kansas, Minnesota, Michigan, Missouri, Nebraska, North Dakota, Ohio, South Dakota, Virginia and Wisconsin.

NO. MC 110478 SUB 2, WATKINS TRUCKING, INC., 818 Gorley Street, Uhrichsville, Ohio. Applicant's attorney: Richard H. Brandon, Sanborn, Nacey and Brandon, Hartman Building, Columbus 15, Ohio. For authority to operate as a *contract carrier*, over irregular routes, transporting: (1) *Clay products*, from points in Palmyra Township, Portage County, Ohio, to points in New York, New Jersey, Delaware, Virginia, Maryland, Pennsylvania, Illinois, Indiana, those in the Lower Peninsula of Michigan, West Virginia, Kentucky, St. Louis, Mo., and points in St. Louis County, Mo., and the District of Columbia; (2) *pallets and lumber used in connection with the manufacture or shipments of clay products*, from points in the above-described destination territory, to points in Palmyra Township, Portage County, Ohio; (3) *asphalt compound* and *sulphur compound*, between points in Palmyra Township, Portage County, Ohio, and Uhrichsville, Ohio, and points within four (4) miles of Uhrichsville, on the one hand, and, on the other, points in New York, New Jersey, Delaware, Virginia, Maryland, Pennsylvania, Illinois, Indiana, those in the Lower Peninsula of Michigan, West Virginia, Kentucky, St. Louis, Mo., and points in St. Louis County, Mo., and the District of Columbia; (4) *concrete sewer pipe*, plain and reinforced, *concrete manholes* and *fittings*, from points in Palmyra Township, Portage County, Ohio, to points in New York, Pennsylvania and West Virginia; and (5) *sewer pipe forms*, iron or steel, and *reinforcing mesh*, between points in Palmyra Township, Portage County, Ohio, on the one hand, and, on the other, points in Pennsylvania and Maryland. Applicant is authorized to conduct operations in Delaware, Illinois, Indiana, Kentucky, Maryland, Michigan, Missouri, New Jersey, New York, Ohio, Pennsylvania, Virginia, West Virginia, and the District of Columbia.

NO. MC 112069 SUB 5, LIPSMAN-FULKERSON & COMPANY, a corporation, 314 South 11th Street, Omaha, Nebr. For authority to operate as a *common carrier*, over irregular routes, transporting: *Cookie dough*, from Madison, Wis., to Los Angeles and San Francisco, Calif., Portland, Oreg., and Seattle and Spokane, Wash.

NO. MC 112435 SUB 3, D. M. SMOCK, L. D. SMOCK AND E. G. SMOCK, doing business as D. & L. E. TRANSIT CO., 1502 Augusta Street, Zanesville, Ohio. Applicant's attorney: Noel F. George, George, Greek, King & McMahon, 44 East Broad St., Columbus 15, Ohio. For authority to operate as a *contract carrier*, over irregular routes, transporting: *Ferro alloys*, from Philo, Ohio to points in Indiana, Illinois, Michigan and New York; and *empty containers for ferro alloys*, from points in Indiana, Illinois, Michigan, New York, Pennsylvania, St. Louis, Mo., Clarksburg, Parkersburg, Wheeling and Weirton, W. Va., to Philo, Ohio. Applicant is authorized to conduct operations in Indiana, Illinois, Michigan, New York, Ohio, Pennsylvania, Missouri and West Virginia.

NO. MC 113959 SUB 1, LEMMON TRANSPORT COMPANY, INCORPORATED, P. O. Box 387, Marion, Va. Applicant's attorney: Harry C. Ames, Jr., Ames, Hill & Ames, Transportation Bldg., Washington 6, D. C. For authority to operate as a *contract carrier*, over irregular routes, transporting: (1) *Commodities* manufactured, produced and distributed by the Brunswick Balke Collander Company, such as *bowling alleys, bowling alley parts and accessories, articles used or useful in the installation or equipment of bowling alleys, billiard tables, billiard table parts and accessories; folding doors and rolling doors and partitions and fittings; bleachers; school furniture; toy billiard tables or home billiard tables and parts and accessories; plastic molds and plastic moldings*, loose or in packages; and *shuffleboards and parts and accessories*, from the sites of the plants or warehouses of the Brunswick Balke Collander Company at Marion, Va., to points in the United States, including the District of Columbia, and (2) *commodities* used or useful in the manufacture, production and distribution carried on by the Brunswick Balke Collander Company, such as *bowling alley parts and accessories; billiard table parts and accessories; synthetic resins*, in containers; *finishing materials*, in containers; *veneer; lumber; slate; cartons; plywood; scrap leather; beams, plates and bars; shipping boxes*, wooden, knocked down; *advertising matter; hardware;* and *electrical equipment and apparatus*, from points in the United States, including

the District of Columbia, to Marion, Va. RESTRICTION: Applicant does not propose to transport any liquid commodities in bulk, in tank vehicles. NOTE: If granted this permit, applicant proposes to surrender its authority in MC 113959. Applicant is authorized to conduct operations in all States in the United States.

NO. MC 114282, ARTHUR E. BLESENER, 605 St. Olaf Avenue, Northfield, Minn. Applicant's attorney: Marvin L. Grundhosfer, Medical Arts Bldg., Northfield, Minn. For authority to operate as a *common carrier*, over regular routes, transporting: *Bulk turkey feed and miscellaneous sack feed*, (1) From New Richmond, Wis., to Northfield and Dundas, Minn., as follows: From New Richmond over Wisconsin Highway 65 to junction U. S. Highway 12, thence over U. S. Highway 12 to junction Minnesota Highway 95, thence over Minnesota Highway 95 to Hastings, Minn., thence southwest on Dakota County Road 3 to Hampton, Minn., thence over Minnesota Highway 56 to junction Minnesota Highway 19, thence over Minnesota Highway 19 to Northfield, thence over Minnesota Highway 218 to Dundas. (2) From New Richmond over Wisconsin Highway 65 to junction U. S. Highway 12, thence over U. S. Highway 12 to St. Paul, Minn., thence over Minnesota Highway 218 to Northfield and/or Dundas, and *empty containers or other such incidental facilities* (not specified) used in transporting the commodities specified in this application on return. Serving no intermediate points.

NO. MC 114362 SUB 1, H. A. PIERCE, doing business as PIERCE TRUCK PINES, Freeborn, Minn. Applicant's representative: A. R. Fowler, Agent, Associated Motor Carriers Tariff Bureau, 2288 University Ave., St. Paul 14, Minn. For authority to operate as a *common carrier*, over irregular routes, transporting: *Manufactured fertilizer*, in packages, from Albert Lea, Minn., to points in that part fo Iowa on and west of U. S. Highway 63 and on and north of U. S. Highway 20, and *manufactured fertilizer* in packages and in bulk, from Mason City, Iowa, to points in Minnesota. Applicant is authorized to conduct operations in Minnesota and Iowa.

NO. 114765, W. T. ROBINSON, 406 Harding St., Morrilton, Ark. Applicant's attorney: Felver A. Rowell, Jr., 110 S. Moose St., Morrilton, Ark. For authority to operate as a *contract carrier*, over irregular routes, transporting: *Feed, seed, fertilizer, machinery, agricultural implements*, and *lumber* from Aurora, Joplin, and Springfield, Mo., to Morrilton, Ark., and return *with empty containers or other such incidental facilities* (not specified) used in transporting the above-specified commodities.

NO. MC 114914, CLOYD G. ROBERSON, 529 N. W. 5th Street, Oklahoma City, Okla. Applicant's attorney: Wallace L. Schubert, Southern Building, Washington 5, D. C. For authority to operate as a *common carrier*, over irregular routes, transporting: *Materials used in the manufacture of venetian blinds*, and *curtain rods*, from Hyde Park, Long Island, N. Y., Hoboken, N. J., Weirton, W. Va., and Baltimore, Md., to Kansas City, Mo., Kansas City and Wichita, Kans., Tulsa and Oklahoma City, Okla., and Dallas, Fort Worth, Houston, San Antonio and Lubbock, Texas.

NO. MC 114917, DART TRANSPORTATION SERVICE, a corporation, 3758 Fruitland Avenue, Maywood, Calif. Applicant's attorney: H. E. Lindersmith, 3946 Wilshire Blvd., Los Angeles 5, Calif. For authority to operate as a *contract carrier*, over regular routes, transporting: *Such merchandise* as is dealt in by wholesale and retail chain department stores, between Los Angeles, Calif., and the Los Angeles Harbor Commercial Zones, as defined by the Commission, to Vallejo and Santa Rosa, Calif., operating (1) from Los Angeles over U. S. Highway 99 to Sacramento, Calif., thence over U. S. Highway 40 to Vallejo, and return over the same route, serving the intermediate points of Bakersfield, Fresno, Modesto, Sacramento, and Stockton, Calif., and the off-route points of Hanford and Visalia, Calif., (2) from Los Angeles over U. S. Highway 99 to Stockton, Calif., thence over California Highway 4 to junction California Highway 24, thence over California Highway 24 to junction U. S. Highway 101 (San Francisco, Calif.), thence over U. S. Highway 101 to Santa Rosa, and return over the same route, serving the intermediate points of Bakersfield, Fresno, Modesto, Stockton, Antioch, and Walnut Creek, Calif., and the off-route points of Hanford and Visalia, Calif., and (3) from junction California Highway 4 and U. S. Highway 40 over U. S. Highway 40 to Vallejo, serving no intermediate points.

NO. MC 114921, MRS. FRANK MURPHY, doing business as MURPHY TRANSPORTATION, 1502 S. Fremont, South Pasadena, Calif. Applicant's attorney: John H. Carter, Suite 216 Rowan Building, 458 South Spring Street, Los Angeles 13, Calif. For authority to operate as a *common carrier*, over irregular routes, transporting: *General commodities*, except those of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, between points in the Los Angeles Harbor Commercial Zone, as defined by the Commission, on the one hand, and, on the other, points in the Los Angeles Commercial Zone, as defined by the Commission.

NO. MC 114924, CHARLES TRUMBO, doing business as TRUMBO TRUCKING SERVICE, 34 Bryant Circle, Maysville, Ky. Applicant's attorney: Rudy Yessin, Smith, Reed & Leary, Sixth Floor McClure Building, Frankfort, Ky. For authority to operate as a *common carrier*, over irregular routes, transporting: *Bricks*, from Maysville, Ky., and points within five miles thereof, to points within 100 miles of Maysville in the State of Ohio.

APPLICATIONS OF MOTOR CARRIERS OF PASSENGERS

NO. MC 96542 SUB 1, NORMAN I. MARCHEGIANI, Tunnel Street, Readsboro, Vt. For authority to operate as a *common carrier*, over regular routes, transporting: *Passengers and their baggage*, in the same vehicle with passengers, between Readsboro, Vt., and North Adams, Mass. over Vermont Highway 8 to the Vermont-Massachusetts State line and thence over Massachusetts Highway 8 to North Adams, Mass., and return over the same route, serving the intermediate point of Stamford, Vt. Applicant is authorized to conduct operations in Massachusetts and Vermont.

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

NO. MC 109495 SUB 5, BRUNSWICK TRANSPORTATION COMPANY, INC., Corner Elm and Middle Streets, Brunswick, Maine. Applicant's attorney: Mary E. Kelley, 84 State Street, Boston 9, Mass. For authority to operate as a *common carrier*, over irregular routes, transporting: *Passengers and their baggage*, in the same vehicle with passengers, in charter operations, from points in Kennebec, Cumberland, Sagadahoc and Androscoggin Counties, Maine, to all points in the United States, and return to point of origin. Applicant is authorized to conduct operations in Maine.

NO. MC 114916, DENNIS M. OLIVER, 479 Aquidneck Avenue, Middletown, R. I. For authority to operate as a *common carrier*, over irregular routes, transporting: *Passengers and their baggage*, in the same vehicle with passengers, in round-trip charter operations, from points on the island of Rhode Island (Newport County), R. I., to points in Massachusetts, New Hampshire, Rhode Island, Maine and Connecticut, and return to point of origin.

APPLICATIONS FOR BROKERAGE LICENSES

NO. MC 12613, ANN L. McCARTNEY, R. D. #1, Fredonia, Pa., For authority to operate as a *broker* in arranging for the transportation of *Passengers and*

their baggage, in the same vehicle with passengers, from points in the Counties of Mercer, Crawford, Venango, Lawrence and Clarion, Pa., to points in Illinois, Indiana, Maryland, Michigan, New Jersey, New York, Ohio, Pennsylvania, Virginia, West Virginia and the District of Columbia, and return, in interstate or foreign commerce, by motor vehicle.

CORRECTIONS

Application No. MC 109847 SUB 2, appearing on Page 5245, issued of August 18, 1954. Change trade name to read: Boss-Linco Lines, Inc. in place of the erroneous spelling of L "Y" nco, as published.

Application of Wade E. Davis, doing business as Davis Transport, Paducah, Ky., MC 111397 SUB 10 is the correct docket number assigned to instant application published on Page 5620, issue of Thursday Sept. 2, 1954, in lieu of docket number 111379 Sub 10 as published.

APPLICATIONS UNDER SECTIONS 5 AND 210a (b)

MC-F 4651 filed August 21, 1950. By report and order of the Commission, Division 4, entered February 2, 1951, 57 MCC-312, acquisition by DAVID H. RATNER of Mattoon, Ill., and JOSEPH E. GRINPAS of Chicago, Ill., of control of HAYES FREIGHT LINES, INC., of Mattoon, and SOUTHWEST FREIGHT LINES, INC., of Kansas City, Mo., through management, was authorized. A petition was filed on July 26, 1954, by said JOSEPH E. GRINPAS and DAVID H. RATNER for reopening, reconsideration and/or further hearing, wherein applicants seek supplemental authority for the purchase by said RATNER from said GRINPAS of 333⅓ shares of the capital stock of SOUTHWEST FREIGHT LINES, INC., at the price of $52.50 per share. It is also proposed that Ratner shall become a member of the board of directors of Southwest Freight Lines, Inc.

NO. MC-F-5761. WESTERN TRUCK LINES, LTD., 2835 Santa Fe Ave., Los Angeles, Calif., seeks to control GILLETTE MOTOR TRANSPORT, INC., 2311 Butler St., Dallas, Tex., and R. CANTLAY, J. TANZOLA, and CANTLAY & TANZOLA, INC., Los Angeles, Calif., seeks to control said carrier through the transaction. Applicants' attorney: Theodore W. Russell, 639 South Spring St., Los Angeles 14, Calif. Operating rights sought to be controlled: *General commodities*, with certain exceptions, as a *common carrier*, over a network of regular routes extending generally between Kansas City, Mo., and Galveston, Tex., via Tulsa, Oklahoma City, Ardmore, Oklahoma, Dallas and Houston, Texas, and between Dallas and El Paso, Texas, via Fort Worth, Abilene, Sweetwater, Odessa and Pecos, serving numerous intermediate and off-route points. If a more detailed description of the service is desired, copies of the application may be viewed at the office of the regulatory Commission of any state involved. Applicant is authorized to operate in Arizona, New Mexico, Texas, Nevada, and California. Application has not been filed for temporary authority under section 210a (b).

NO. MC-F-5764. Authority sought for purchase by BERMAN'S MOTOR EXPRESS, INC., P. O. Box 288, Binghamton, N. Y., of the operating rights and property of PAUL E. McCLOSKEY, doing business as PEM EXPRESS, 975 Grand Central Ave., Elmira, N. Y., and for acquisition by SARAH BERMAN, Binghamton, N. Y., of the control of the operating rights and property through the purchase. Applicants' attorney: Martin Werner, 295 Madison Ave., New York 17, N. Y. Operating rights sought to be transferred: *General commodities*, with certain exceptions, as a *common carrier*, over regular routes, between Wellsboro, Pa., and Elmira, N. Y., between Wellsboro, Pa., and Antrim, Pa., between Elmira, N. Y., and junction Pennsylvania Highway 64 and U. S. Highway 15, and between Tioga, Pa., and Liberty, Pa., serving all intermediate points, and the off-route points of Little Marsh, Stony Fork, Morris and Morris Run, Pa. Vendee is authorized to operate in New York and Massachusetts. Application has not been filed for temporary authority under section 210a (b).

NO. MC-F-5768. Authority sought for purchase by NEIBAUER BUS COMPANY, 1520 Farragut Ave., Bristol, Pa., of a portion of the operating rights of DELAWARE RIVER COACH LINES, INC., P. O. Box 146, Phillipsburg, Pa., and for acquisition by ETHEL NEIBAUER, Bristol, Pa., of control of said operating rights through the purchase. Applicants' attorney: Ralph B. Umsted and Abraham Nathanson, 501 Commercial Trust Bldg., Philadelphia 2, Pa. Operating rights sought to be transferred: *Passengers and their baggage*, as a *common carrier*, over regular routes, between Burlington, N. J., and Bristol, Pa., between Bristol, Pa., and Trenton, N. J., serving all intermediate points. Vendee is authorized to operate in Pennsylvania, New Jersey, New York, Delaware, Maryland, and the District of Columbia. Application has been filed for temporary authority under section 210a (b).

NO. MC-F-5771. Authority sought for purchase by STEPHEN LAHOTSKI, 181 Phillips St., Throop, Pa., of the operating rights of CLARK N. RICE, Lincoln Highway & Conestoga Rd., Strafford-Wayne, Pa. Applicant's attorney: Coates Lear, Cafritz Bldg., Washington, D. C. Operating rights sought to be transferred: *Used household furniture* (not including general household movings of "household goods"), as a *common carrier*, over regular routes, from New York, N. Y., to Philadelphia, Pa., serving no intermediate points; *General commodities*, except those of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading, over irregular routes, between points in Philadelphia, Pa.; *general commodities*, but only in bulk lots comprising the contents, fixtures, etc. of buildings, offices, bankrupt stocks, etc., from points in the District of Columbia, Delaware, New Jersey, New York, and Pennsylvania, to Philadelphia, Pa.; *household goods*, as defined by the Commission, between Philadelphia, Pa., on the one hand, and, on the other, points in Maryland, Delaware, and New Jersey; between points in Delaware County, Pa., on the one hand, and, on the other, points in New York, Pennsylvania, Ohio, North Carolina, Connecticut, New Jersey, Maryland, Delaware, and the District of Columbia. *Sewing, knitting, and pressing machines, with parts, equipment, fittings, fixtures, and accessories therefor; electrical supplies, equipment, fittings, fixtures, and accessories; dog exhibition paraphernalia, paper* and *paper products, furnaces* and *air conditioners and parts of each, electrical appliances and parts, tin plate, sheet metal*, and *tinners' and roofers' supplies*, not requiring special equipment, special handling or rigging, *refractory cement* and *products thereof*, from, to and between points in Missouri, Pennsylvania, New Jersey, New York, Delaware, Maryland, Indiana, Ohio, Connecticut, Massachusetts, and the District of Columbia. Vendee is authorized to operate in Pennsylvania, Maryland, Ohio, Connecticut, Rhode Island, Massachusetts, Indiana, Kentucky, Illinois, Michigan and the District of Columbia. Application has been filed for temporary authority under section 210a (b).

By the Commission.

[SEAL] GEORGE W. LAIRD, *Secretary*.

[F. R. Doc. 54-7219; Filed, Sept. 14, 1954; 8:48 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 70-3293]

INDIANA & MICHIGAN ELECTRIC CO. AND AMERICAN GAS AND ELECTRIC CO.

NOTICE OF PROPOSED ISSUANCE AND SALE OF FIRST MORTGAGE BONDS AND PREFERRED STOCK AND SALE TO PARENT OF COMMON STOCK

SEPTEMBER 9, 1954.

Notice is hereby given that a joint application-declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("act") by American Gas and Electric Company ("American"), a registered holding company, and its direct public-utility subsidiary company, Indiana & Michigan Electric Company ("Indiana-Michigan"). The filing has designated sections 6, 10, and 12 of the act and Rules U-42 and U-50 promulgated thereunder as applicable to the proposed transactions which are summarized as follows:

Indiana-Michigan proposes to issue and sell, pursuant to competitive bidding under Rule U-50, $16,500,000 aggregate principal amount of First Mortgage Bonds, ____ percent Series due 1984; these bonds are to be secured by a Mortgage Indenture dated June 1, 1939, as heretofore supplemented and as to be further supplemented by a fifth Supplemental Indenture to be dated October 1, 1954; the price to be paid to Indiana-Michigan is to be not less than 100 percent nor more than 102¾ percent of the

principal amount thereof and the coupon rate is to be expressed in a multiple of ⅛ of 1 percent, these provisions of the securities to be determined at competitive bidding.

Indiana-Michigan is further proposing to issue and sell, pursuant to competitive bidding under Rule U-50, 40,000 shares of ____ percent Cumulative Preferred Stock, par value $100 per share; the price to be paid to Indiana-Michigan is to be not less than $100 per share nor more than $102.75 per share and the dividend rate is to be expressed in a multiple of 0.04 of 1 percent, these provisions of the securities to be determined at competitive bidding.

American proposes to acquire and Indiana-Michigan proposes to issue and sell prior to or concurrently with the sale of the bonds and preferred stock 43,000 shares of its common stock, no par value, for $2,000,000 in cash. The filing states that no fees or commissions are to be paid by Indiana-Michigan in connection with the proposed issuance of its common stock and it is estimated that expenses to be incurred in connection therewith will not exceed $5,000. Information in respect of other fees applicable to the proposed transactions is to be supplied to the Commission subsequently by amendment to the filing.

It is represented in the filing that the proceeds from the sale of these securities are to be used to prepay $9,500,000 aggregate principal amount of Notes Payable to Banks and that the remaining proceeds will be added to Indiana-Michigan's treasury funds and will be applied to extensions, additions and improvements to its properties.

The filing indicates that the proposed transactions, on the part of Indiana-Michigan, are subject to the jurisdiction of the Michigan Public Service Commission and of the Public Service Commission of Indiana.

Notice is further given that any interested person may, not later than September 23, 1954, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter stating the reasons for such request and the nature of his interest and the issues of fact or law raised by said joint application-declaration which he desires to controvert or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D. C. At any time after September 23, 1954, said joint application-declaration, as filed or as amended, may be granted and permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under the act or the Commission may exempt such transactions as provided in Rule U-20 (a) and U-100 thereof.

By the Commission.

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

[F. R. Doc. 54-7207; Filed, Sept. 14, 1954; 8:46 a. m.

DEPARTMENT OF JUSTICE

Office of Alien Property

ALICE KIYOKO MURAKAMI ET AL.

NOTICE OF INTENTION TO RETURN VESTED PROPERTY

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

Claimant, Claim No., Property, and Location

Alice Kiyoko Murakami, San Francisco, California, Claim No. 58100; $4,538 in the Treasury of the United States to Alice Kiyoko Murakami.

Robert Eiichi Murakami, Seattle, Washington, Claim No. 58101; $5,999.84 in the Treasury of the United States to Robert Eiichi Murakami.

Mary Yayoko Murakami, Niigata Ken, Japan, Claim No. 58888; $4,499.88 in the Treasury of the United States to Mary Yayoko Murakami.

Executed at Washington, D. C., on September 8, 1954.

For the Attorney General.

[SEAL] PAUL V. MYRON, *Deputy Director, Office of Alien Property.*

[F. R. Doc. 54-7220; Filed, Sept. 14, 1954; 8:48 a. m.]

GIOSUE' PINAZZA

NOTICE OF INTENTION TO RETURN VESTED PROPERTY

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

Claimant, Claim No., and Property

Giosue' Pinazza, Milan, Italy, Claim Nos. 35850 and 57661; Property described in Vesting Order No. 94 (7 F. R. 6693, August 25, 1942), relating to United States Patent Application Serial No. 316,697 (now United States Letters Patent No. 2,350,921); property described in Vesting Order No. 201 (8 F. R. 625, January 16, 1943), relating to United States Letters Patent No. 2,176,801; property described in Vesting Order No. 2246 (8 F. R. 14020, October 14, 1943), relating to United States Letters Patent No. 2,102,603.

Executed at Washington, D. C., on September 8, 1954.

For the Attorney General.

[SEAL] PAUL V. MYRON, *Deputy Director, Office of Alien Property.*

[F. R. Doc. 54-7221; Filed, Sept. 14, 1954; 8:48 a. m.]

SOCIETE PATHE-CINEMA

NOTICE OF INTENTION TO RETURN VESTED PROPERTY

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

Claimant, Claim No., and Property

Societe Pathe-Cinema, Anciens Establissements, Pathe-Freres, Paris, France, Claim No. 42512; Property described in Vesting Order No. 666 (8 F. R. 5047, April 17, 1943), relating to United States Letters Patent Nos.: 1,829,103, 1,868,331, 1,937,976, 2,152,624, 2,205,083 1,851,718, 1,887,103, 2,114,278, 2,195,288, 1,858,792, 1,897,268, 2,151,742, 2,205,067.

Executed at Washington, D. C., on September 8, 1954.

For the Attorney General.

[SEAL] PAUL V. MYRON, *Deputy Director, Office of Alien Property.*

[F. R. Doc. 54-7222; Filed Sept. 14, 1954; 8:49 a. m.]

LENI FROMM ET AL.

NOTICE OF INTENTION TO RETURN VESTED PROPERTY

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

Claimant, Claim No., Property, and Location

Leni Fromm, Brookline, Mass., Claim No. 41499; Marianne Simon, Oskaloosa, Iowa, Claim No. 41500; Albert Adolph Stern, Havana-Vedado, Cuba, Claim No. 41502; Frances Madeleine Benjamin nee Stern, also known as Frances Stern Benjamin, Arlington, Vermont, Claim No. 41503; Harry Adler, as Executor of the Estate of Alexander Lichten, deceased, McKeesport, Pennsylvania, Claim No. 42768. 14/24 of $33,331.34 in the Treasury of the United States, returnable as follows: 8/24 of $33,331.34 to Harry Adler; 2/24 of $33,331.34 each to Albert Adolph Stern and Frances Madeleine Benjamin; and 1/24 of $33,331.34 each to Leni Fromm and Marianne Simon.

Executed at Washington, D. C., on September 8, 1954.

For the Attorney General.

[SEAL] PAUL V. MYRON, *Deputy Director, Office of Alien Property.*

[F. R. Doc. 54-7224; Filed, Sept. 14, 1954; 8:49 a. m.]