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## TITLE 3—THE PRESIDENT

### PROCLAMATION 3181

MOTHER'S DAY, 1957

BY THE PRESIDENT OF THE UNITED STATES  
OF AMERICA  
A PROCLAMATION

WHEREAS the American mother has ever given her strength to the homes which are at the foundation of our national community; and

WHEREAS it has become our happy custom to unite on one day each year in giving public acknowledgment to our common bond of gratitude for the love and discipline of motherhood; and

WHEREAS the Congress, by a joint resolution approved May 8, 1914 (38 Stat. 770), has recognized the fitness of this custom by designating the second Sunday in May of each year as Mother's Day, and has requested the President to issue a proclamation calling for the observance of that day:

NOW, THEREFORE, I, DWIGHT D. EISENHOWER, President of the United States of America, do hereby request that Sunday, May 12, 1957, be observed as Mother's Day. I also direct the appropriate officials of the Government to arrange for the display of the flag of the United States on all Government buildings, and I urge upon the people of the Nation to display the flag at their homes or other suitable places, on that day.

Let all the sons and daughters of this country pay tribute to their mothers on the appointed day and renew their devotion to the high principles of humanity which mothers exemplify.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the United States of America to be affixed.

DONE at the City of Washington this sixth day of May in the year of our Lord nineteen hundred and fifty-seven, and of the Independence of the United States of America the one hundred and eighty-first.

DWIGHT D. EISENHOWER

By the President:

CHRISTIAN A. HERTER,  
Acting Secretary of State.

[F. R. Doc. 57-3886; Filed, May 7, 1957; 11:47 a. m.]

## EXECUTIVE ORDER 10707

ESTABLISHING A SEAL FOR THE  
UNITED STATES COAST GUARD

WHEREAS the Commandant of the United States Coast Guard with approval of the Secretary of the Treasury has caused to be made, and has recommended that I approve, a seal for the United States Coast Guard, the design of which accompanies and is hereby made a part of this order, and which is described in heraldic terms as follows:

On a white disk the shield of the Coat of Arms of the United States (paly of thirteen pieces argent and gules a chief azure) between the motto "SEMPER PARATUS" in red; circumscribed by a white annulet edged and inscribed "UNITED STATES COAST GUARD 1790" in blue all in front of two crossed anchors with stock, arms, and flukes in slight perspective in gold; superimposed upon a light blue disk with gold rope rim. The central device of the seal is the emblem of the United States Coast Guard.

AND WHEREAS it appears that such seal is of suitable design and appropriate for establishment as the official seal of the United States Coast Guard:

NOW, THEREFORE, by virtue of the authority vested in me as President of the United States, I hereby approve such seal as the official seal of the United States Coast Guard.

DWIGHT D. EISENHOWER

THE WHITE HOUSE,  
May 6, 1957.



[F. R. Doc. 57-3809; Filed, May 6, 1957; 2:25 p. m.]

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### CFR SUPPLEMENTS

(As of January 1, 1957)

The following Supplements are now available:

- Title 25 (\$1.25)
- Title 32, Parts 800-1099 (\$0.55)
- Title 33 (\$1.50)
- Titles 40, 41, and 42 (\$1.00)
- Title 43 (\$0.60)
- Titles 47 and 48 (\$2.75)

Previously announced: Title 3, 1956 Supp. (\$0.40); Titles 4 and 5 (\$1.00); Title 7, Parts 1-209 (\$1.75), Parts 900-959 (\$0.50), Part 960 to end (\$1.25); Title 8 (\$0.55); Title 9 (\$0.70); Titles 10-13 (\$1.00); Title 16 (\$1.50); Title 17 (\$0.60); Title 18 (\$0.50); Title 20 (\$1.00); Title 21 (\$0.50); Titles 22 and 23 (\$1.00); Title 24 (\$1.00); Title 26, Parts 1-79 (\$0.35), Parts 80-169 (\$0.50), Parts 170-182 (\$0.35), Parts 183-299 (\$0.30), Part 300 to end, Ch. I, and Title 27 (\$1.00); Titles 28 and 29 (\$1.50); Titles 30 and 31 (\$1.50); Title 32, Parts 700-799 (\$0.50), Part 1100 to end (\$0.50); Title 39 (\$0.50); Title 49, Parts 1-70 (\$0.65), Parts 91-164 (\$0.60), Part 165 to end (\$0.70)

Order from Superintendent of Documents, Government Printing Office, Washington 25, D. C.

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1. Section 4 (a) is amended by striking therefrom "paragraphs (a) to (h), inclusive" and by inserting in lieu thereof "paragraphs (a) to (f), inclusive, and (h) to (j), inclusive".

2. Paragraph (3) of section 4 (d) is amended to read as follows:

"(3) Those under section 104 (c) of the Act by the Department of Defense or the Department of State, as those agencies shall agree, or in the absence of agreement, as the Director of the Bureau of the Budget shall determine."

3. Paragraph (4) of section 4 (d) is amended by adding at the end thereof the following: "The amounts of foreign currencies which accrue under Title I of the Act to be used for the loans described in paragraph (g) of section 104 of the Act shall be the amounts thereof specified, or shall be the amounts thereof corresponding to the dollar amounts specified, for such loans in sales agreements entered into pursuant to section 3 (a) of this order."

4. Section 4 (d) is further amended by adding at the end thereof the following paragraphs:

"(7) Those under section 104 (i) of the Act by the United States Information Agency.

"(8) Those under section 104 (j) of the Act by the Department of State and by the United States Information Agency in accordance with the division of responsibilities for the administration of section 203 of the United States Information and Educational Exchange Act of 1948 (62 Stat. 6) provided by Reorganization Plan No. 8 of 1953 (67 Stat. 642) and Executive Order No. 10477 of August 1, 1953, and by subsequent agreement between the Department of State and the United States Information Agency."

DWIGHT D. EISENHOWER

THE WHITE HOUSE,  
May 6, 1957.

[F. R. Doc. 57-3810; Filed, May 6, 1957; 2:25 p. m.]

**EXECUTIVE ORDER 10708**

**FURTHER PROVIDING FOR THE ADMINISTRATION OF THE AGRICULTURAL TRADE DEVELOPMENT AND ASSISTANCE ACT OF 1954, AS AMENDED**

By virtue of the authority vested in me by section 301 of title 3 of the United States Code, and as President of the United States, and in order to further provide for the administration of the Agricultural Trade Development and Assistance Act of 1954, as amended, Executive Order No. 10560 of September 9, 1954, as amended, is hereby further amended as follows:

**RULES AND REGULATIONS**

**TITLE 5—ADMINISTRATIVE PERSONNEL**

**Chapter III—Foreign and Territorial Compensation**

[Dept. Reg. 108.318]

**PART 325—ADDITIONAL COMPENSATION IN FOREIGN AREAS**

**DESIGNATION OF DIFFERENTIAL POSTS**

Section 325.11, *Designation of differential posts*, is amended as follows, effective on the dates indicated:

1. Effective as of the beginning of the first pay period following April 6, 1957, paragraph (a) is amended by the deletion of the following:

- Alexandria, Egypt.
- Cairo, Egypt.
- Haifa, Israel.
- Jerusalem, Jerusalem.
- Port Said, Egypt.
- Tel Aviv, Israel.

2. Effective as of the beginning of the first pay period following May 4, 1957, paragraph (a) is amended by the deletion of the following:

- Marfranc, Haiti.

3. Effective as of the beginning of the first pay period following May 4, 1957, paragraph (b) is amended by the deletion of the following:

- Mechra-Bel-Ksiri, Morocco.
- Philippines, all posts except Angeles, Baguio City, Cagayan, Cavite (including

Sangley Point), Ilagan, Manila and Naga City.

4. Effective as of the beginning of the first pay period following May 4, 1957, paragraph (d) is amended by the deletion of the following:

- Croix Chapeau, France.
- Foret de Haye, France.

5. Effective as of the beginning of the first pay period following May 4, 1957, paragraph (a) is amended by the addition of the following:

- Miyako Island, Ryukyus.

6. Effective as of the beginning of the first pay period following May 4, 1957,

paragraph (b) is amended by the addition of the following:

Philippines, all posts except Angeles, Baguio City, Cagayan, Cavite (including Sangley Point), Iligan, Manila, Naga City and Subic Bay.

7. Effective as of the beginning of the first pay period following April 6, 1957, paragraph (c) is amended by the addition of the following:

Haifa, Israel.  
Jerusalem, Jerusalem.  
Port Said, Egypt.  
Tel Aviv, Israel.

8. Effective as of the beginning of the first pay period following May 4, 1957, paragraph (c) is amended by the addition of the following:

Subic Bay, Philippines.

9. Effective as of the beginning of the first pay period following April 6, 1957, paragraph (d) is amended by the addition of the following:

Alexandria, Egypt.  
Cairo, Egypt.

(Sec. 102, Part I, E. O. 10000, 13 F. R. 5453, 3 CFR, 1948 Supp.)

For the Secretary of State.

I. W. CARPENTER, JR.,  
Assistant Secretary-Controller.

APRIL 25, 1957.

[F. R. Doc. 57-3735; Filed, May 7, 1957;  
8:46 a. m.]

## TITLE 6—AGRICULTURAL CREDIT

### Chapter III—Farmers Home Administration, Department of Agriculture

#### Subchapter A—General Regulations

[FHA Instruction 402.1]

#### PART 303—SUPERVISED BANK ACCOUNTS

Subchapter A, Chapter III, Title 6, Code of Federal Regulations (20 F. R. 819, 5227, 8489, 21 F. R. 309), is revised to read as follows:

Sec.

- 303.1 General.
- 303.2 Use of supervised bank accounts.
- 303.3 Establishing accounts.
- 303.4 Authority to countersign checks.
- 303.5 Deposits and withdrawals.
- 303.6 Unexpended loan funds.
- 303.7 Closing accounts.

AUTHORITY: §§ 303.1 to 303.7 issued under R. S. 161, secs. 41, 6, 50 Stat. 528, as amended, 870; sec. 510, 63 Stat. 437; 5 U. S. C. 22, 7 U. S. C. 1015, 16 U. S. C. 590w, 42 U. S. C. 1480.

§ 303.1 *General.* Supervised bank accounts, as referred to in this part, are those required to be established by borrowers in banks of their choice under a deposit agreement entered into by the borrower, the bank, and the Government on Form FHA-192, "Deposit Agreement." Under such agreements, the deposits are assigned to the Government as security for repayment of the indebtedness of the borrower, and withdrawals are permitted only by order of the borrower and the countersignature of a representative of the Government. The primary purpose of such accounts is to pro-

tect the interest of the Government in the disbursement of loan funds.

§ 303.2 *Use of supervised bank accounts.* The deposit of funds in a supervised bank account will be governed by the following:

(a) *Borrowers with Operating, Emergency, Special Livestock, or other production-type loans.* (1) Operating, Emergency, Special Livestock, or other production-type loan funds will be deposited in a supervised bank account when the County Supervisor determines that the use of the supervised bank account is necessary to assure the correct expenditure of all or any portion of the loan funds.

(2) Funds representing the proceeds from the sale of mortgaged property, including the proceeds of insurance on mortgaged property and the proceeds of assignments of agricultural income, will be deposited in the supervised bank account when:

(i) Such funds have been released under the provisions governing servicing security for loans in accordance with Part 371 of this chapter and are to be expended in carrying out major farm and home maintenance, improvements or practices, or for the replacement of mortgaged livestock or farm and home equipment, and the County Supervisor determines that it is necessary to use the supervised bank account to assure that the funds will be available for such purposes; or

(ii) The borrower also is indebted for a Farm Ownership or a Farm Housing loan and deposits of income are made in the supervised bank account as provided in this section.

(a) Any deposits of income which are to be applied as a payment on the borrower's Operating, Emergency, Special Livestock, or other production-type loan indebtedness will be withdrawn immediately and applied to the account in accordance with provisions governing collections.

(b) *Borrowers with Farm Ownership and Farm Housing loans.* (1) Insured Farm Ownership and direct Farm Ownership or Farm Housing loan funds will be deposited in a supervised bank account on the date of loan closing after it has been determined that the loan can be closed except when all of the proceeds of the check are distributed at the time of loan closing. Funds representing a borrower's down payment or cash contribution also will be deposited in a supervised bank account prior to or at the time of loan closing. When the title is held jointly with the right of survivorship, a joint supervised bank account will be established from which either the husband or wife can withdraw funds.

(2) In exceptional cases, where a borrower with either an insured Farm Ownership loan or a direct Farm Ownership or Farm Housing loan has demonstrated inability to accumulate funds sufficient for the prompt payment of taxes, assessments, property insurance premiums, and maintenance costs, the County Supervisor may request such a borrower to deposit sufficient income in a supervised bank account for these purposes.

In order for such deposits to be made from the proceeds of assignments of agricultural income, it will be necessary that assignment checks be drawn jointly to the order of the borrower and the Farmers Home Administration.

(3) A borrower with either an insured Farm Ownership loan approved after September 17, 1954, or a direct Farm Ownership or Farm Housing loan will not accumulate income in a supervised bank account for payment on such loans. However, when assignments are taken to make payments on loans and payments on taxes, assessments, property insurance premiums, and maintenance costs, the entire assignment check may be deposited in a supervised bank account, provided such check is drawn jointly to the order of the borrower and the Farmers Home Administration. A check will be drawn immediately on the supervised bank account in the amount to be paid on the loan and will be forwarded to the Finance Office.

(4) A borrower with an insured Farm Ownership loan approved on or before September 17, 1954, generally will not deposit income in a supervised bank account as a means of accumulating funds for payment on his loan. However, such a borrower who makes small payments frequently should be encouraged to use a supervised bank account to accumulate funds for a substantial payment before such funds are transmitted to the Finance Office, so that remittances to the note holder will be less frequent. In order for such deposits to be made from the proceeds of assignment of agricultural income, it will be necessary that assignment checks be drawn either jointly to the order of the borrower and the Farmers Home Administration or to the order of the bank in which the supervised bank account is established.

(5) When a borrower agrees to deposit income in a supervised bank account he will sign a letter of request. If the County Supervisor believes that an assignment is desirable he will have the borrower and the purchaser sign an original and two copies of Form FHA-80, "Assignments of Proceeds from the Sale of Agricultural Products," or other assignment form approved by the Attorney in Charge.

(6) Property insurance loss funds will be deposited in the supervised bank account in accordance with § 306.5 of this chapter.

(c) *Borrowers with Soil and Water Conservation loans—*(1) *Loans to individuals.* Insured or direct Soil and Water Conservation loan funds advanced to an individual will be deposited in a supervised bank account on the date of loan closing after it has been determined that the loan can be closed, unless the loan funds will be spent soon after loan closing and the County Supervisor is satisfied that the borrower will use the funds for the purposes for which the loan was made. If the loan funds are to be deposited in the supervised bank account, any funds furnished by the borrower to supplement his loan also will be deposited in the supervised bank account if required by the loan approval official.

(2) *Loans to associations.* Insured or direct Soil and Water Conservation loan funds advanced to an association will be deposited in a supervised bank account on the date of loan closing after it has been determined that the loan can be closed, unless the loan funds will be spent soon after loan closing. If the loan funds are to be deposited in the supervised bank account, any funds furnished by the borrower to supplement the loan also will be deposited in the supervised bank account not later than the date of loan closing.

(d) *Other deposits.* Deposits in supervised bank accounts other than those specifically authorized under this section will not be permitted.

§ 303.3 *Establishing accounts.* While each borrower will be given an opportunity to choose the bank in which his supervised bank account will be established, unless otherwise authorized in writing by the Administrator, supervised bank accounts will be established only in banks whose deposits are insured by the Federal Deposit Insurance Corporation. Ordinarily, a borrower who obtains an insured loan will be expected to establish such account with the lender who furnished the loan funds, if the lender is a local banking institution. In making arrangements with banks, only one supervised bank account will be maintained for any one borrower regardless of the amount or source of funds. However, in those instances in which a borrower with a supervised bank account receives an insured loan from another bank and the bank furnishing the funds requests the borrower to deposit the loan funds in that bank, the borrower may maintain two accounts provided only one supervised account will be maintained after the insured loan funds are expended. For each account, an original and two copies of Form FHA-192 will be executed by the borrower, the bank, and the County Supervisor. Authority to execute Form FHA-192 on behalf of the Government may be redelegated by County Supervisors to persons under their supervision. If an agreement is already in existence and additional funds are to be deposited, a new agreement on Form FHA-192 is not required unless requested by the bank.

§ 303.4 *Authority to countersign checks.* County Supervisors are authorized to countersign checks drawn on supervised bank accounts and may redelegate this authority to persons in bonded positions under their supervision, provided that such persons are considered capable of exercising countersigning authority.

§ 303.5 *Deposits and withdrawals—(a) Deposits.* (1) A borrower will be notified immediately of loan check or any other deposits made and will be furnished a copy of the deposit slip.

(2) Personnel of the Farmers Home Administration will accept funds from a borrower for deposit in a supervised bank account ONLY in the form of a check or money order endorsed by the borrower "For Deposit Only." In addition to the endorsement by the borrower, joint

checks received for deposit will be endorsed by the County Supervisor as provided in regulations governing collections. A check made payable solely to the Government, or any agency thereof, and a joint check where the Treasurer of the United States is a joint payee, may not be deposited in a supervised bank account.

(b) *Withdrawals.* (1) A check will be issued payable to the appropriate payee who, in justifiable circumstances, may be the borrower. However, checks will never be issued payable to "Cash." The purpose of the expenditure will be indicated on the face of the check.

(2) Ordinarily, a check will be countersigned before it is delivered to the payee. However, in justifiable circumstances such as when excessive travel on the part of the borrower or the Government would be involved, or the consummation of good purchases would be prevented, and the County Supervisor is assured the borrower can select goods and services in accordance with the plans, a check may be delivered to the payee by the borrower before being countersigned. When a check is delivered to the payee before being countersigned, the County Supervisor must make it clear to the borrower, and, when possible, clear to the payee, that such check will be countersigned only if the quantity and quality of items purchased are in accordance with approved plans. When a check is delivered to the payee before it is countersigned, it will bear the following legend in addition to the legend for countersignature: "Valid only upon countersignature of Farmers Home Administration." In such cases, the check must be presented by the payee or his representative to the County Office of the Farmers Home Administration servicing the account for the required countersignature. Such a check must be accompanied by a bill of sale, invoice, or receipt signed by the borrower, clearly showing the goods or services purchased by the borrower and the cost thereof. Such check is not valid unless countersigned and should not be placed in banking channels before the countersignature is affixed.

(3) A check to be drawn on a supervised bank account will bear the legend:

Countersigned, not as co-maker or endorser.

§ 303.6 *Unexpended loan funds.* After completion of authorized loan fund expenditures, any unexpended loan funds will be applied promptly on the borrower's loan account as a refund.

§ 303.7 *Closing accounts.* Supervised bank accounts also will be closed upon the death of a borrower, except joint survivor accounts; when a borrower is in default and it is determined that no further assistance will be given; and, when a borrower is no longer classified as "active."

(a) *Deceased borrowers.* Upon the death of a borrower, the County Supervisor ordinarily will request the State Director to make demand upon the bank for the balance on deposit in the borrower's supervised bank account. Funds in the supervised bank account of a de-

ceased borrower normally will not be used for any purpose other than payment of the borrower's indebtedness. The deceased borrower's family ordinarily will be considered as a new case and the needs of the family should be met through the normal channels of the Farmers Home Administration program. However, there may be exceptions to this rule as, for example, when commitments have been made on the basis of the deceased borrower's approved plans and the borrower has received goods or services as a result. In such cases, upon the recommendation of an authorized representative of the estate of the deceased borrower, and with the approval of the Attorney in Charge as to the legality of each such transaction, the State Director is authorized to approve the use of deposited funds for the payment of such commitments.

(b) *Borrowers in default.* Whenever it is not possible or practicable to get a borrower who is in default and whose supervised bank account is to be closed to sign a check, the County Supervisor will request the State Director to make demand upon the bank for the balance on deposit in the borrower's supervised bank account.

(c) *Reclassified borrowers.* Supervised bank accounts of borrowers who are no longer classified as "active" will be closed in the manner set out in the preceding paragraph, except that when a balance remains in the supervised bank account of a borrower who has repaid his indebtedness, the County Supervisor simply will notify the bank in writing that the Government cancels its rights under the "Deposit Agreement," including its countersignature authority.

Dated: May 3, 1957.

[SEAL] K. H. HANSEN,  
Administrator,  
Farmers Home Administration.

[F. R. Doc. 57-3774; Filed, May 7, 1957; 8:53 a. m.]

Subchapter B—Farm Ownership Loans

[FHA Instruction 428.1]

PART 331—POLICIES AND AUTHORITIES

AVERAGE VALUES OF FARMS; CONNECTICUT AND MASSACHUSETTS

On April 17, 1957, for the purposes of Title I of the Bankhead-Jones Farm Tenant Act, as amended, average values of efficient family-type farm-management units for the counties identified below were determined to be as herein set forth. The average values heretofore established for said counties, which appear in the tabulations of average values under § 331.17, Chapter III, Title 6 of the Code of Federal Regulations, are hereby superseded by the average values set forth below for said counties.

CONNECTICUT			
County	Average value	County	Average value
Fairfield	\$25,000	New Haven	\$25,000
Hartford	25,000	New London	25,000
Litchfield	25,000	Tolland	25,000
Middlesex	25,000	Windham	25,000

## MASSACHUSETTS

County	Average value	County	Average value
Berkshire	\$25,000	Middlesex	\$25,000
Bristol	25,000	Nantucket	25,000
Essex	25,000	Norfolk	25,000
Franklin	25,000	Plymouth	25,000
Hampden	25,000	Worcester	25,000
Hampshire	25,000		

(Sec. 41, 50 Stat. 528, as amended; 7 U. S. C. 10115)

Dated: April 30, 1957.

[SEAL]

K. H. HANSEN,  
Administrator,  
Farmers Home Administration.

[F. R. Doc. 57-3776; Filed, May 7, 1957;  
8:53 a. m.]

[FHA Instruction 428.1]

## PART 331—POLICIES AND AUTHORITIES

## AVERAGE VALUES OF FARMS; SOUTH CAROLINA

On April 27, 1957, for the purposes of Title I of the Bankhead-Jones Farm Tenant Act, as amended, average values of efficient family-type farm-management units for the counties identified below were determined to be as herein set forth. The average values heretofore established for said counties, which appear in the tabulations of average values under § 331.17, Chapter III, Title 6 of the Code of Federal Regulations, are hereby superseded by the average values set forth below for said counties.

## SOUTH CAROLINA

County	Average value	County	Average value
Abbeville	\$18,000	Hampton	\$18,000
Alken	20,000	Horry	25,000
Allendale	18,000	Jasper	20,000
Anderson	25,000	Kershaw	20,000
Bamberg	20,000	Lancaster	20,000
Barnwell	18,000	Laurens	22,000
Beaufort	22,000	Lee	25,000
Berkeley	18,000	Lexington	20,000
Calhoun	25,000	McCormick	18,000
Charleston	20,000	Marion	25,000
Cherokee	22,000	Marlboro	25,000
Chester	20,000	Newberry	22,000
Chesterfield	18,000	Oconee	20,000
Clarendon	25,000	Orangeburg	25,000
Colleton	20,000	Pickens	20,000
Darlington	25,000	Richland	22,000
Dillon	25,000	Saluda	24,000
Dorchester	20,000	Spartanburg	25,000
Edgefield	22,000	Sumter	25,000
Fairfield	20,000	Union	20,000
Florence	25,000	Williams-	
Georgetown	20,000	burg	22,000
Greenville	22,000	York	20,000
Greenwood	22,000		

(Sec. 41, 50 Stat. 528, as amended; 7 U. S. C. 10115)

Dated: April 30, 1957.

[SEAL]

K. H. HANSEN,  
Administrator,  
Farmers Home Administration.

[F. R. Doc. 57-3775; Filed, May 7, 1957;  
8:53 a. m.]

## Chapter IV—Commodity Stabilization Service and Commodity Credit Corporation, Department of Agriculture

## Subchapter B—Loans, Purchases, and Other Operations

[1957 C. C. C. Grain Price Support Bulletin 1, Supp. 1, Grain Sorghums]

## PART 421—GRAINS AND RELATED COMMODITIES

## SUBPART—1957-CROP GRAIN SORGHUMS LOAN AND PURCHASE AGREEMENT PROGRAM

A price support program has been announced for the 1957 crop of grain sorghums. The 1957 C. C. C. Grain Price Support Bulletin 1 (22 F. R. 2321), issued by the Commodity Credit Corporation and containing the regulations of a general nature with respect to price support operations for grains and certain other commodities produced in 1957 is supplemented as follows:

Sec.	Purpose.
421.2426	Availability of price support.
421.2428	Eligible grain sorghums.
421.2429	Warehouse receipts.
421.2430	Determination of quantity.
421.2431	Determination of quality.
421.2432	Maturity of loans.
421.2433	Support rates.
421.2434	Warehouse charges.
421.2435	Inspection of grain sorghums under purchase agreement.
421.2436	Settlement.

AUTHORITY: §§ 421.2426 to 421.2436 issued under sec. 4, 62 Stat. 1070, as amended; 15 U. S. C. 714b. Interpret or apply sec. 5, 62 Stat. 1072; secs. 301, 401, 63 Stat. 1053, 1054, as amended, sec. 308, 70 Stat. 206; 15 U. S. C. 714c, 7 U. S. C. 1447, 1421.

§ 421.2426 *Purpose.* Sections 421.2426 to 421.2436 state additional specific regulations which, together with the general regulations contained in the 1957 C. C. C. Grain Price Support Bulletin 1, (§§ 421.2201 to 421.2221), apply to loans and purchase agreements under the 1957-Crop Grain Sorghums Price Support Program.

§ 421.2427 *Availability of price support—(a) Method of support.* Price support will be made available through farm-storage and warehouse-storage loans and through purchase agreements.

(b) *Area.* Farm-storage and warehouse-storage loans and purchase agreements will be available wherever grain sorghums are grown in the continental United States, except that farm-storage loans will not be available in areas where the State committee determines that grain sorghums cannot be safely stored on the farm.

(c) *Where to apply.* Application for price support should be made at the office of the county committee which keeps the farm-program records for the farm.

(d) *When to apply.* Loans and purchase agreements will be available from the time of harvest through January 31, 1958 and the applicable documents must be signed by the producer and delivered to the office of the county committee not later than such date. Applicable documents include the Producer's Note and

Loan Agreement for warehouse-storage loans, the Producer's Note and Supplemental Loan Agreement and the Commodity Chattel Mortgage for farm-storage loans, and the Purchase Agreement for purchase agreements.

(e) *Eligible producer.* An eligible producer shall be an individual, partnership, association, corporation, estate, trust, or other business enterprise, or legal entity, and wherever applicable, a State, political subdivision of a State, or any agency thereof producing grain sorghums in 1957 as landowner, landlord, tenant, or sharecropper. Two or more eligible producers may obtain a joint loan on eligible grain sorghums harvested by them if stored in the same farm-storage facility. In the case of joint loans, each person signing the note shall be held jointly and severally responsible for the loan. Where the county office has experienced difficulties in settling farm-storage loans with a producer, the county committee shall determine that he is not eligible for a farm-storage loan. He shall be eligible, however, to obtain a warehouse-storage loan or sign a purchase agreement.

§ 421.2428 *Eligible grain sorghums.* Grain sorghums, to be eligible for price support, must meet all of the applicable requirements set forth in this section.

(a) The grain sorghums must have been produced in the continental United States in 1957 by an eligible producer.

(b) At the time the grain sorghums are placed under loan or delivered under a purchase agreement the beneficial interest in the grain sorghums must be in the eligible producer tendering the grain sorghums for loan or for delivery under a purchase agreement, and must always have been in him, or must have been in him and a former producer whom he succeeded before the grain sorghums were harvested. To meet the requirements of succession to a former producer, the rights, responsibilities and interest of the former producer with respect to the farming unit on which the grain sorghums were produced shall have been substantially assumed by the producer claiming succession. Mere purchase of the crop prior to harvest, without acquisition of any additional interest in the farming unit, shall not constitute succession. The county committee shall determine whether requirements with respect to succession have been met.

(c) Grain sorghums, at the time they are placed under loan, and grain sorghums under purchase agreement which are in approved warehouse storage prior to notification by the producer of his intention to sell to CCC, must meet the following requirements:

(1) The grain sorghums must be of any class grading No. 4 or better, No. 4 "Smutty" or better, or No. 4 "Discolored" or better, and contain not in excess of 13 percent moisture.

(2) Grain sorghums grading "Weevily," or containing mercurial compounds or other substances poisonous to man or animals, or containing in excess of

13 percent moisture, shall not be eligible, except that grain sorghums represented by warehouse receipts which indicate that the grain sorghums are ineligible because of moisture content only, will be eligible if the warehouseman certifies on the supplemental certificate or on a statement attached to the warehouse receipt substantially as follows: "On grain sorghums containing in excess of 13 percent moisture delivery will be made of eligible grain sorghums containing not in excess of 13 percent moisture content and no lien for processing will be claimed by the warehouseman from Commodity Credit Corporation or any subsequent holder of said warehouse receipt."

(3) If offered as security for a farm-storage loan the grain sorghums must have been stored in the granary at least 30 days prior to their inspection for measurement, sampling, and sealing, unless otherwise approved by the State Committee.

(d) Except as otherwise provided in § 421.2435 (a), grain sorghums under purchase agreement stored in other than approved warehouse storage shall not be eligible for sale to CCC if they do not meet the requirements of paragraph (c) (1) and (2) of this section on the basis of a pre-delivery inspection performed by a representative of the county committee, unless the producer complies with the conditions specified in § 421.2435 (a) and the grain sorghums on the basis of the inspection made at the time of delivery meets the requirements set forth in paragraph (c) (1) and (2) of this section.

§ 421.2429 *Warehouse receipts.* Warehouse receipts, representing grain sorghums in approved warehouse storage to be placed under loan or delivered under a purchase agreement, must meet the following requirements of this section:

(a) Warehouse receipts must be issued in the name of the producer, must be properly endorsed in blank so as to vest title in the holder and must be receipts issued on a warehouse approved by CCC under the Uniform Grain Storage Agreement which indicate that the grain sorghums are insured, or must be receipts issued on warehouses operated by Eastern common carriers under tariffs approved by the Interstate Commerce Commission for which custodian agreements are in effect which indicate that the grain sorghums are insured.

(b) (1) Each warehouse receipt or the warehouseman's supplemental certificate (in duplicate) properly identified with the warehouse receipt must show (i) gross weight, (ii) class, (iii) grade (including special grades), (iv) test weight, (v) moisture, (vi) dockage, (vii) any other grading factor(s) when such factor(s) and not test weight, determine the grade and (viii) whether the grain sorghums arrived by rail, truck or barge. In the case of grain sorghums delivered by rail or barge, the grading factors on the warehouse receipt must agree with the inbound inspection certificate for the car or barge if such certificate is issued.

(2) If the warehouseman has furnished a statement as provided in § 421.2428 (c) (2), the supplemental cer-

tificate must show the numerical grade and the grading factors resulting from the grain sorghums being processed. Where the grade and grading factors shown on the supplemental certificate do not agree with the warehouse receipt, the factors shown on the supplemental certificate shall take precedence.

(c) A separate warehouse receipt must be submitted for each grade and class of grain sorghums.

(d) The warehouse receipt may be subject to liens for warehouse charges only to the extent indicated in § 421.2434.

(e) Warehouse receipts representing grain sorghums which have been shipped by rail or water from a country shipping point to a designated terminal point, or shipped by rail or water from a country shipping point and stored in transit to a designated terminal point must be accompanied by registered freight bills, or by a certificate containing similar information in a form prescribed by the CSS commodity office which shall be signed by the warehouseman and which may be a part of the supplemental certificate.

§ 421.2430 *Determination of quantity.*

(a) The quantity of grain sorghums placed under farm-storage loan may be determined either by weight or by measurement. The quantity of grain sorghums placed under a warehouse-storage loan or delivered under a farm-storage loan or under a purchase agreement shall be determined by weight.

(b) When the quantity is determined by weight, a unit of 100 pounds shall be determined to be 100 pounds of grain sorghums free of dockage. In determining the quantity of sacked grain sorghums by weight, a deduction of three-fourths of a pound for each sack shall be made.

(c) When the quantity of grain sorghums is determined by measurement, 100 pounds shall be 2.25 cubic feet of grain sorghums testing 56 pounds per bushel. The quantity determined by measurement of grain sorghums having a test weight of less than 56 pounds per bushel shall be adjusted by applying the applicable percentage as shown in the following table:

For grain sorghums testing:	Percent
56 pounds or over.....	100
55 pounds or over, but less than 56 pounds.....	98
54 pounds or over, but less than 55 pounds.....	96
53 pounds or over, but less than 54 pounds.....	95
52 pounds or over, but less than 53 pounds.....	93
51 pounds or over, but less than 52 pounds.....	91
50 pounds or over, but less than 51 pounds.....	89
49 pounds or over, but less than 50 pounds.....	87

(d) The percentage of dockage shall be determined and the weight of such dockage shall be deducted from the gross weight of the grain sorghums in determining the net quantity available for loan or purchase.

§ 421.2431 *Determination of quality.* The class, subclass, grade, grading factors, and all other quality factors shall be determined in accordance with the

methods set forth in the Official Grain Standards of the United States for Grain Sorghums, whether or not such determinations are made on the basis of an official inspection.

§ 421.2432 *Maturity of loans.* Loans mature on demand but not later than March 31, 1958.

§ 421.2433 *Support rates.* Basic support rates for grain sorghums placed under loan or delivered under a purchase agreement will be as set forth in this section.

(a) *Basic support rates at designated terminal markets.* (1) Basic support rates per 100 pounds for grain sorghums of the Classes I to IV inclusive, grading No. 2 or better, and containing not in excess of 13 percent moisture, stored in approved warehouses at the terminal markets listed below are as follows:

Terminal market:	Rate per hundred-weight
Omaha, Nebr.....	\$2.20
Sioux City, Iowa.....	2.20
Atchison, Kans.....	2.28
Kansas City, Mo.....	2.28
Saint Joseph, Mo.....	2.28
Corpus Christi, Tex.....	2.33
Galveston, Tex.....	2.33
Houston, Tex.....	2.33
New Orleans, La.....	2.33
Port Arthur, Tex.....	2.33
St. Louis, Mo.....	2.40
Memphis, Tenn.....	2.40
Los Angeles, Calif.....	2.70
San Francisco, Calif.....	2.70

(2) In order to be eligible for loan or purchase at the support rates shown in the above schedule, the grain sorghums must have been shipped on a domestic interstate freight rate basis. The support rate at the designated terminal market on any grain sorghums shipped at other than the domestic interstate freight rate, shall be reduced by the difference between the rate of the freight paid (plus tax) and the domestic interstate freight rate (plus tax).

(3) The support rates established for designated terminal markets apply to grain sorghums which have been shipped by rail or water from a country shipping point to one of the designated terminal markets, as evidenced by paid freight bills duly registered for transit privileges: *Provided*, That in the event the amount of paid-in freight is insufficient to guarantee the minimum proportional domestic interstate freight rate from the terminal market, there shall be deducted from the applicable terminal support rate the difference between the amount of freight actually paid in and the amount required to be paid in to guarantee outbound movement at the minimum proportional domestic interstate freight rate.

(4) The support rate for grain sorghums which are shipped by rail or water and stored at any designated terminal market, for which neither registered freight bills nor registered freight certificates are presented to guarantee outbound movement at the minimum proportional domestic interstate freight rate shall be equal to the terminal rate minus 20 cents per 100 pounds.

(5) The support rates for grain sorghums received by truck and stored at

any designated terminal market, shall be determined by making a deduction from the terminal rate as follows:

Terminal market:	Amount of deduction (cents per 100 pounds)
Omaha, Nebr., Sioux City Iowa, Kansas City, Mo., St. Louis, Mo., Saint Joseph, Mo., Atchison, Kans.	29
Memphis, Tenn.	31

(6) (i) Notwithstanding the foregoing provisions of this paragraph the support rate for grain sorghums shipped by rail or water and stored at any of the following terminal markets for which neither registered freight bills nor registered freight certificates are presented to guarantee outbound movement at the minimum proportional domestic interstate freight rate shall be equal to the applicable terminal rate:

- Los Angeles, Calif.; San Francisco, Calif.
- Corpus Christi, Tex.; Galveston, Tex.
- Houston, Tex.; Port Arthur, Tex.
- New Orleans, La.

(ii) Notwithstanding the foregoing provisions of this paragraph the support rate for grain sorghums received by truck and stored at any of the terminal markets listed in subdivision (i) of this subparagraph shall be determined by making a deduction from the terminal rate as follows:

Terminal:	Amount of deduction (cents per 100 pounds)
Los Angeles, Calif., San Francisco, Calif.	8
Corpus Christi, Tex., Houston, Tex., Galveston, Tex., Port Arthur, Tex., New Orleans, La.	11

(b) *Support rates for grain sorghums in approved warehouse-storage at other than designated terminal markets.* (1) Except for grain sorghums stored in New Mexico, the support rates for grain sorghums which are shipped by rail or water and which are stored in approved warehouses (other than those situated in the designated terminal markets) shall be determined by deducting from the appropriate designated terminal market rate an amount equal to the transit balance if any (plus tax) of the through-freight rate from point of origin for such grain sorghums to such terminal market: *Provided*, That on any grain sorghums shipped at other than the domestic interstate freight rate, the support rate shall be further reduced by the difference between the rate of freights paid (plus tax) and the domestic interstate freight rate (plus tax) from the point of origin of such grain sorghums to the point of storage: *And provided further*, That in the case of grain sorghums stored at any railroad transit point taking a penalty by reason of out-of-line movement or for any other reason, to the appropriate designated market, there shall be added to such transit balance an amount equal to any out-of-line costs or other costs incurred in storing grain sorghums in such position.

(2) In the State of New Mexico, the CSS commodity office shall upon request of the county office, determine the support rate for grain sorghums stored in approved warehouses (except those situ-

ated at designated terminal markets) which were shipped by rail in the movement of natural market direction as approved by CCC, by adding to the county rate for the county from which the grain sorghums were shipped an amount per 100 pounds equal to the receiving and loading-out charges computed in accordance with the applicable rates of the Uniform Grain Storage Agreement for the 1957 crop and an amount equal to the transit value of the freight paid (plus tax) from points of origin to markets designated by CCC. The warehouse receipts must be accompanied by the original paid freight bills or a certificate signed by the warehouseman as set forth in § 421.2429 (e). If the grain sorghums are stored in approved warehouses located at transit points, taking a penalty by reason of backhaul, or out-of-line of normal market movements, such penalty or other costs by reason of such movement, as determined by CCC shall be deducted from the support rates as determined in this paragraph.

(c) *Basic county support rates.* (1) (i) The following basic county support rates are established per 100 pounds of grain sorghums of the Classes I to IV, inclusive, grading No. 2 or better and containing not in excess of 13 percent moisture. Both farm-storage and country warehouse-storage loans, except as otherwise provided in paragraph (b) of this section will be based on the support rate established for the county in which the grain sorghums are stored.

(ii) If two or more warehouses are located in the same or adjoining towns, villages or cities having the same domestic interstate freight rate, such towns, villages, or cities shall be deemed to constitute one shipping point, and the same support rate shall apply even though such warehouses are not all located in the same county. Such support rate shall be the highest support rate of the counties involved.

1957 GRAIN SORGHUMS PRICE SUPPORT RATES  
GRADE NO. 2 OR BETTER

County	Rate per hundred-weight		
<b>ALABAMA</b>			
All counties	\$1.90		
<b>ARIZONA</b>			
County	Rate per hundred-weight	County	Rate per hundred-weight
Apache	\$1.48	Mohave	\$1.48
Cochise	2.09	Navajo	1.48
Coconino	1.48	Pima	2.21
Gila	1.67	Pinal	2.30
Graham	1.94	Santa Cruz	2.19
Greenlee	1.80	Yavapai	1.70
Maricopa	2.30	Yuma	2.35
<b>ARKANSAS</b>			
Arkansas	\$1.90	Lonoke	\$1.93
Clay	1.95	Mississippi	1.99
Cleburne	1.93	Monroe	1.94
Cleveland	1.88	Phillips	1.94
Craighead	1.97	Poinsett	1.97
Crittenden	2.06	Prairie	1.93
Cross	2.01	Pulaski	1.89
Fulton	1.89	Randolph	1.95
Greene	1.95	St. Francis	2.00
Independence	1.92	Sharp	1.89
Jackson	1.95	White	1.95
Jefferson	1.89	Woodruff	1.96
Lawrence	1.95	All other counties	1.88
Lee	2.01		

CALIFORNIA			
County	Rate per hundred-weight	County	Rate per hundred-weight
Alameda	\$2.47	Riverside	\$2.37
Amador	2.37	Sacramento	2.41
Butte	2.33	San Benito	2.41
Calaveras	2.37	San Bernar-	
Colusa	2.35	dino	2.43
Contra Costa	2.47	San Diego	2.36
El Dorado	2.31	San Joaquin	2.43
Fresno	2.34	San Luis	
Glenn	2.32	Obispo	2.33
Imperial	2.31	San Mateo	2.49
Inyo	2.09	Santa Barbara	2.34
Kern	2.34	Santa Clara	2.46
Kings	2.34	Santa Cruz	2.42
Lake	2.37	Shasta	2.23
Lassen	2.08	Sierra	2.10
Los Angeles	2.46	Siskiyou	2.07
Madera	2.38	Solano	2.45
Marin	2.48	Sonoma	2.45
Merced	2.40	Stanislaus	2.41
Modoc	1.98	Sutter	2.37
Mono	1.99	Tehama	2.29
Monterey	2.33	Tulare	2.34
Napa	2.46	Yentura	2.44
Orange	2.42	Yolo	2.41
Placer	2.38	Yuba	2.38
Plumas	2.10		

COLORADO			
County	Rate per hundred-weight	County	Rate per hundred-weight
Adams	\$1.64	Kit Carson	\$1.67
Alamosa	1.47	La Plata	1.34
Arapahoe	1.64	Larimer	1.64
Archuleta	1.34	Las Animas	1.63
Baca	1.66	Lincoln	1.64
Bent	1.65	Logan	1.64
Boulder	1.64	Mesa	1.34
Chaffee	1.41	Moffat	1.34
Cheyenne	1.68	Montrose	1.34
Conejos	1.46	Morgan	1.64
Costilla	1.47	Otero	1.64
Crowley	1.64	Ouray	1.34
Custer	1.55	Phillips	1.78
Delta	1.34	Pitkin	1.34
Denver	1.64	Prowers	1.68
Dolores	1.12	Pueblo	1.64
Douglas	1.64	Rio Blanco	1.34
Eagle	1.35	Rio Grande	1.46
Elbert	1.64	Routt	1.34
El Paso	1.64	Saguache	1.46
Fremont	1.57	San Miguel	1.14
Garfield	1.34	Sedgwick	1.64
Grand	1.41	Summit	1.41
Huerfano	1.60	Washington	1.64
Jackson	1.45	Weld	1.64
Jefferson	1.64	Yuma	1.67
Kiowa	1.67		

FLORIDA			
County	Rate per hundred-weight	County	Rate per hundred-weight
All counties	\$1.90		
GEORGIA			
All counties	\$1.95		
ILLINOIS			
All counties	\$1.75		
IOWA			
All counties	\$1.80		
INDIANA			
All counties	\$1.75		
KANSAS			
County	Rate per hundred-weight	County	Rate per hundred-weight
Allen	\$1.91	Cloud	\$1.84
Anderson	1.93	Coffey	1.91
Atchison	1.96	Comanche	1.76
Barber	1.79	Crawley	1.83
Barton	1.79	Crowford	1.91
Bourbon	1.92	Decatur	1.75
Brown	1.93	Dickinson	1.83
Butler	1.83	Doniphan	1.92
Chase	1.87	Douglas	1.95
Chautauqua	1.87	Edwards	1.79
Cherokee	1.90	Elk	1.87
Cheyenne	1.72	Ellis	1.79
Clark	1.74	Ellsworth	1.82
Clay	1.85	Finney	1.73



KANSAS—Continued

Table with 3 columns: County, Rate per hundred-weight, and Rate per hundred-weight. Lists counties from Ford to Neosho.

All counties... \$1.90

All counties... \$0.90

All counties... \$1.70

All counties... \$1.90

All counties... \$1.90

NEBRASKA

Table with 3 columns: County, Rate per hundred-weight, and Rate per hundred-weight. Lists counties from Adams to Madison.

NEBRASKA—Continued

Table with 3 columns: County, Rate per hundred-weight, and Rate per hundred-weight. Lists counties from Merrick to Sarpy.

NEW MEXICO

Table with 3 columns: County, Rate per hundred-weight, and Rate per hundred-weight. Lists counties: Dona Ana, Hidalgo, Luna, and All other counties.

NORTH CAROLINA

All counties... \$1.95

NORTH DAKOTA

All counties... \$1.65

OKLAHOMA

Table with 4 columns: County, Rate per hundred-weight, County, Rate per hundred-weight. Lists counties from Adair to Woodward.

SOUTH CAROLINA

All counties... \$1.95

SOUTH DAKOTA

All counties... \$1.70

TENNESSEE

All counties... \$1.90

TEXAS

Table with 4 columns: County, Rate per hundred-weight, County, Rate per hundred-weight. Lists counties: Anderson, Andrews, Angellina, and Aransas.

TEXAS—Continued

Table with 3 columns: County, Rate per hundred-weight, and Rate per hundred-weight. Lists counties from Archer to Nueces.

## TEXAS—Continued

County	Rate per hundred-weight	County	Rate per hundred-weight
Ochiltree	\$1.66	Stonewall	\$1.73
Oldham	1.73	Sutton	1.61
Orange	2.03	Swisher	1.73
Palo Pinto	1.81	Tarrant	1.90
Panola	1.91	Taylor	1.76
Parker	1.86	Terrell	1.73
Parmer	1.73	Terry	1.73
Pecos	1.55	Throckmorton	1.76
Polk	2.05	Titus	1.87
Potter	1.73	Tom Green	1.73
Presidio	1.53	Travis	1.98
Rains	1.83	Trinity	2.04
Randall	1.73	Tyler	2.01
Reagan	1.61	Upshur	1.89
Real	1.96	Upton	1.57
Red River	1.79	Uvalde	1.96
Reeves	1.56	Val Verde	1.87
Refugio	2.05	Van Zandt	1.83
Roberts	1.70	Victoria	2.04
Robertson	1.99	Walker	2.06
Rockwall	1.89	Waller	2.08
Runnels	1.79	Ward	1.63
Rusk	1.91	Washington	2.05
Sabine	1.96	Webb	1.89
San Augustine	1.96	Wharton	2.06
San Jacinto	2.07	Wheeler	1.73
San Patricio	2.11	Wichita	1.76
San Saba	1.85	Wilbarger	1.73
Schleicher	1.63	Willacy	1.97
Scurry	1.73	Williamson	1.99
Shackelford	1.76	Wilson	2.02
Shelby	1.96	Winkler	1.69
Sherman	1.67	Wise	1.83
Smith	1.91	Wood	1.85
Somervell	1.87	Yoakum	1.73
Starr	1.95	Young	1.81
Stephens	1.79	Zapata	1.95
Sterling	1.63	Zavala	1.91

## VIRGINIA

All counties.....\$1.95

## WASHINGTON

All counties.....\$1.80

## WYOMING

All counties.....\$1.70

§ 421.2434 *Warehouses charges.* (a) Warehouses receipts and the grain sorghums represented thereby stored in approved warehouses operating under the Uniform Grain Storage Agreement may be subject to liens for warehouse handling and storage charges at not to exceed the Uniform Grain Storage Agreement rates from the date the grain sorghums are deposited in the warehouse for storage. Where the date of deposit (the date of the warehouse receipt if the date of deposit is not shown) on ware-

house receipts representing grain sorghums stored in warehouses operating under the Uniform Grain Storage Agreement is on or before March 31, 1958, there shall be deducted in computing the amount of the loan or purchase price the storage charges per hundredweight as shown in the following table unless written evidence has been submitted with the warehouse receipt that all warehouse charges, except receiving and loading out charges, have been prepaid through March 31, 1958:

Amount of deduction (cents per hundred-weight)	Date of deposit (all dates inclusive)		
	Area I <sup>1</sup>	Areas II, <sup>2</sup> III, <sup>3</sup> and IV <sup>4</sup>	Area V <sup>4</sup>
28			Prior to May 19, 1957.
27			May 19-May 30, 1957.
26	Prior to May 4, 1957	Prior to May 18, 1957	May 31-June 11, 1957.
25	May 4-May 16, 1957	May 18-May 29, 1957	June 12-June 23, 1957.
24	May 17-May 29, 1957	May 30-June 10, 1957	June 24-July 5, 1957.
23	May 30-June 11, 1957	June 11-June 22, 1957	July 6-July 17, 1957.
22	June 12-June 24, 1957	June 23-July 4, 1957	July 18-July 29, 1957.
21	June 25-July 7, 1957	July 5-July 16, 1957	July 30-Aug. 10, 1957.
20	July 8-July 20, 1957	July 17-July 28, 1957	Aug. 11-Aug. 22, 1957.
19	July 21-Aug. 2, 1957	July 29-Aug. 9, 1957	Aug. 23-Sept. 3, 1957.
18	Aug. 3-Aug. 15, 1957	Aug. 10-Aug. 21, 1957	Sept. 4-Sept. 15, 1957.
17	Aug. 16-Aug. 28, 1957	Aug. 22-Sept. 2, 1957	Sept. 16-Sept. 27, 1957.
16	Aug. 29-Sept. 10, 1957	Sept. 3-Sept. 14, 1957	Sept. 28-Oct. 9, 1957.
15	Sept. 11-Sept. 23, 1957	Sept. 15-Sept. 26, 1957	Oct. 10-Oct. 21, 1957.
14	Sept. 24-Oct. 6, 1957	Sept. 27-Oct. 8, 1957	Oct. 22-Nov. 1, 1957.
13	Oct. 7-Oct. 19, 1957	Oct. 9-Oct. 20, 1957	Nov. 2-Nov. 12, 1957.
12	Oct. 20-Nov. 1, 1957	Oct. 21-Nov. 1, 1957	Nov. 13-Nov. 23, 1957.
11	Nov. 2-Nov. 14, 1957	Nov. 2-Nov. 13, 1957	Nov. 24-Dec. 4, 1957.
10	Nov. 15-Nov. 27, 1957	Nov. 14-Nov. 25, 1957	Dec. 5-Dec. 15, 1957.
9	Nov. 28-Dec. 10, 1957	Nov. 26-Dec. 7, 1957	Dec. 16-Dec. 26, 1957.
8	Dec. 11-Dec. 23, 1957	Dec. 8-Dec. 19, 1957	Dec. 27, 1957-Jan. 6, 1958.
7	Dec. 24, 1957-Jan. 5, 1958	Dec. 20-Dec. 31, 1957	Jan. 7-Jan. 17, 1958.
6	Jan. 6-Jan. 18, 1958	Jan. 1-Jan. 12, 1958	Jan. 18-Jan. 28, 1958.
5	Jan. 19-Jan. 31, 1958	Jan. 13-Jan. 24, 1958	Jan. 29-Feb. 8, 1958.
4	Feb. 1-Feb. 13, 1958	Jan. 25-Feb. 5, 1958	Feb. 9-Feb. 19, 1958.
3	Feb. 14-Feb. 26, 1958	Feb. 6-Feb. 17, 1958	Feb. 20-Mar. 2, 1958.
2	Feb. 27-Mar. 11, 1958	Feb. 18-Mar. 1, 1958	Mar. 3-Mar. 13, 1958.
1	Mar. 12-Mar. 31, 1958	Mar. 2-Mar. 13, 1958	Mar. 14-Mar. 31, 1958.

<sup>1</sup> Area I includes: Arizona, California, Idaho, Nevada, Oregon, Utah, Washington.<sup>2</sup> Area II includes: Minnesota, Montana, North Dakota, South Dakota (also Superior, Wisconsin).<sup>3</sup> Area III includes: Colorado, Illinois, Iowa, Kansas, Missouri, Nebraska, Wyoming, Wisconsin (except Superior).<sup>4</sup> Area IV includes: Arkansas, Connecticut, Delaware, Indiana, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, New Hampshire, New Jersey, New Mexico, New York, Ohio, Oklahoma, Pennsylvania, Rhode Island, Texas, Vermont, Virginia, West Virginia.<sup>5</sup> Area V includes: Alabama, Florida, Georgia, Mississippi, North Carolina, South Carolina, Tennessee.

(2) Where the State committee determines that State or district weed control laws affect the grain sorghums crop, the support rate will be 15 cents per cwt. below the applicable county support rate set forth in the schedule in subparagraph (1) of this paragraph. If upon delivery of the grain sorghums to CCC, the producer supplies a certificate indicating that the grain sorghums comply with the weed control laws, the producer will be credited with the amount of the differential in determining the settlement value.

(d) *Discounts.* (1) The discount for grain sorghums which grade No. 3 and contain not in excess of 13 percent moisture shall be 5 cents per 100 pounds; and for grain sorghums which grade No. 4 and contain not in excess of 13 percent moisture, 10 cents per 100 pounds.

(2) Grain sorghums which grade "Smutty" shall be discounted 5 cents per 100 pounds.

(3) Grain sorghums which grade "Discolored" shall be discounted 7 cents per 100 pounds.

(4) The support rates for mixed grain sorghums (Class V) shall be 3 cents per 100 pounds less than the support rates for grain sorghums of the classes I to IV inclusive.

(5) The discounts in this paragraph shall be cumulative.

(b) Warehouse receipts and the grain sorghums represented thereby stored in approved warehouses operated by Eastern common carriers may be subject to liens for warehouse elevation (receiving and delivering) and storage charges from the date of deposit at rates approved by the Interstate Commerce Commission. There shall be deducted in computing the loan or purchase price, the amount of the approved tariff rate for storage (not including elevation), which will accumulate from the date of deposit through March 31, 1958, unless written evidence is submitted with the warehouse receipt that the storage charges have been prepaid. The county office shall request the CSS commodity office to determine the amount of such charges. Where the producer presents evidence showing that elevation charges have been prepaid, the amount of the storage charges to be deducted shall be reduced by the amount of the elevation charges prepaid by the producer.

§ 421.2435 *Inspection of Grain Sorghums under purchase agreement—(a) Predelivery inspection.* Where the producer has given written notice within the 30-day period prior to the loan maturity date of his intent to sell his grain sorghums stored in other than an approved warehouse under purchase agreement to CCC, the county office shall make an inspection of the grain sorghums and

obtain a sample of the grain sorghums and submit it for grade analysis within the 30-day period or as soon as possible thereafter but prior to delivery of the grain sorghums. If the grain sorghums on the basis of the predelivery inspection are of a quality which meets the requirements for a farm-storage loan, the county office shall issue delivery instructions on or after the final date of the 30-day period or the date of inspection, whichever is later. The producer must then complete delivery within a 15-day period immediately following the date the county office issues delivery instructions unless the county office determines that more time is needed for delivery. The producer whose grain sorghums are stored in other than an approved warehouse and whose grain sorghums are not of a quality eligible for a loan at the time of the predelivery inspection shall be notified in writing by the county office that his grain sorghums are not eligible for purchase by CCC. If, nevertheless, the producer informs the county office that he will condition the grain sorghums, or otherwise take action to make the grain sorghums eligible and insists upon delivery of the grain sorghums, the county office shall issue delivery instructions. The producer shall be further informed that if such grain sorghums, upon delivery and before purchase, do not meet the eligibility requirements of § 421.2428 (c) (1) and (2) as determined

on the basis of a sample taken at the time of delivery, the grain sorghums shall not be accepted for purchase by CCC. A predelivery inspection shall not be made on grain sorghums stored commingled in warehouses not approved for storage or on grain sorghums in an unapproved warehouse which are stored so that the identity of the producer's grain sorghums is maintained but a predelivery inspection is not possible. When a predelivery inspection is not made such grain sorghums, at the time of delivery must meet the eligibility requirements of § 421.2428 (c) (1) and (2).

(b) *Inspection of grain sorghums stored by producer.* The producer may be required to retain the grain sorghums stored in other than approved warehouse storage under purchase agreement for a period of 60 days after the loan maturity date without any cost to CCC. CCC will not assume any loss in quantity or quality of the grain sorghums covered by a purchase agreement occurring prior to delivery to CCC, except for quality deterioration under the following circumstances. If a producer has properly requested delivery instructions for grain sorghums which were determined to be of an eligible grade and quality at the time of the predelivery inspection, and CCC cannot accept delivery within the 60-day period following the loan maturity date, the producer may notify the county office at any time after such 60-day period that the grain sorghums are going out of condition or are in danger of going out of condition. Such notice must be confirmed in writing. If the county office determines that the grain sorghums are going out of condition or are in danger of going out of condition and that the grain sorghums cannot be satisfactorily conditioned by the producer, and delivery cannot be accepted within a reasonable length of time, the county office shall obtain an inspection and grade and quality determination. When delivery is completed, settlement shall be made on the basis of such grade and quality determination or on the basis of the grade and quality determination made at the time of delivery, whichever is higher, and on the basis of the quantity actually delivered.

§ 421.2436 *Settlement*—(a) *Settlement value*—(1) *Farm-storage loans.* In the case of eligible grain sorghums delivered to CCC from farm-storage under the loan program, settlement shall be made at the applicable support rate determined in accordance with paragraph (b) of this section. The support rate shall be for the grade and quality of the total quantity of grain sorghums eligible for delivery. If upon delivery the grain sorghums under farm-storage loan are of a grade or quality for which no support rate has been established, the settlement value shall be computed at the support rate established for the grade and quality of the grain sorghums placed under loan, less the difference, if any, at the time of delivery, between the market price for the grade and quality placed under loan and the market price of the grain sorghums delivered, as determined by CCC: *Provided, however,* That if such grain sorghums are sold by CCC in order to de-

termine their market price, the settlement value shall not be less than such sales price: *And provided further,* That if upon delivery the grain sorghums contain mercurial compounds or other substances poisonous to man or animals, such grain sorghums shall be sold for seed (in accordance with applicable State seed laws and regulations), fuel, or industrial uses where the end product will not be consumed by man or animals, and the settlement value shall be the same as the sales price, except that if CCC is unable to sell such commodity for the use specified above, the settlement value shall be the market value, if any, as determined by CCC, as of the date of delivery.

(2) *Warehouse-storage loans.* Settlement for eligible grain sorghums under warehouse-storage loans not redeemed on maturity and represented by warehouse receipts issued by an approved warehouse shall be made on the basis of the weight, grade, and other quality factors shown on the warehouse receipts or accompanying documents at the applicable support rate determined in accordance with paragraph (b) of this section.

(3) *Purchase agreements*—(i) *Delivery from farm storage.* Settlement for grain sorghums delivered to CCC from farm storage meeting the eligibility requirements of § 421.2428 (c) (1) and (2), as determined by a reinspection at the time of delivery, shall be made at the applicable support rate for the grade and quality of the quantity eligible for delivery on the basis of such inspection. Such support rate shall be determined in accordance with paragraph (b) of this section. If grain sorghums, which were determined to be eligible at the time of the predelivery inspection are, upon delivery, of a grade or quality for which no support rate has been established, the settlement value shall be computed at the support rate established for the grade and quality of the eligible grain sorghums as determined at the time of the predelivery inspection, less the difference, if any, at the time of delivery between the market price for the grade and quality of the grain sorghums, determined by the predelivery inspection, and the market price of the grain sorghums delivered, as determined by CCC: *Provided, however,* That if such grain sorghums are sold by CCC in order to determine the market price, the settlement value shall not be less than such sales price: *And provided further,* That, if upon delivery, the grain sorghums contain mercurial compounds or other substances poisonous to man or animals, such grain sorghums shall be sold for seed (in accordance with applicable State seed laws and regulations), fuel or industrial uses where the end product will not be consumed by man or animals and the settlement value shall be the same as the sales price: *Provided further,* That if CCC is unable to sell such grain sorghums for the use specified above, the settlement value shall be the market value, if any, as determined by CCC, as of the date of delivery.

(ii) *Delivery from approved warehouse storage.* In the case of eligible grain sorghums stored commingled in an approved warehouse, the producer must,

not later than the day following the loan maturity date, or during such period of time thereafter as may be specified by the county committee, submit to the office of the county committee warehouse receipts under which the warehouseman guarantees quality and quantity for the quantity of grain sorghums he elects to sell to CCC. Settlement for eligible grain sorghums delivered under purchase agreement to CCC by submission of warehouse receipts issued by an approved warehouse shall be made on the basis of the weight, grade, and other quality factors shown on the warehouse receipt or accompanying documents at the applicable support rate determined in accordance with paragraph (b) of this section.

(iii) *Delivery from unapproved warehouse-storage.* Where the producer has properly given the county office written notice of his intent to sell to CCC, grain sorghums in a warehouse not approved for storage which are stored commingled, or which are stored so that the identity of the producer's grain sorghums is maintained, but a predelivery inspection is not possible, the county office will issue instructions on or after the loan maturity date for delivery of the grain sorghums. Settlement for such grain sorghums delivered to CCC which meet the eligibility requirements of § 421.2428 (c) (1) and (2) shall be made at the applicable support rate for the grade and quantity eligible for delivery. Such support rate shall be determined in accordance with paragraph (b) of this section. If a predelivery inspection of the producer's grain sorghums can be made, the provisions of § 421.2435 shall apply and settlement will be the same as for grain sorghums delivered under a purchase agreement from farm-storage as provided in subdivision (i) of this subdivision.

(iv) *Grain sorghums ineligible for delivery, inadvertently accepted by CCC.* The settlement provisions hereof shall apply to the following categories of grain sorghums ineligible for delivery which are inadvertently accepted by CCC and which CCC determines it is not in a position to reject: (a) Grain sorghums which were of an ineligible grade or quality both at the time of the predelivery inspection and at the time of delivery as redetermined by a reinspection; (b) grain sorghums of an ineligible grade or quality which are delivered to CCC in excess of the maximum quantity stated in the purchase agreement; and (c) grain sorghums in other than approved warehouse-storage on which a predelivery inspection was not performed, and which at the time of delivery does not meet the eligibility requirements of § 421.2428 (c) (1) and (2). The settlement value shall be the market price for the grade, quality, and quantity of such ineligible grain sorghums delivered as determined by CCC: *Provided, however,* That if such grain sorghums are sold by CCC in order to determine their market price, the settlement value shall not be less than the sales price: *And provided further,* That, if upon delivery, the grain sorghums contain mercurial compounds or other substances poisonous to man or animals, such grain sorghums shall be

sold for seed (in accordance with applicable State seed laws and regulations), fuel, or industrial uses where the end product will not be consumed by man or animals and the settlement value shall be the same as the sales price: *Provided further*, That if CCC is unable to sell such grain sorghums for the use specified above, the settlement value shall be the market value, if any, as determined by CCC as of the date of delivery. If grain sorghums delivered are of an eligible grade and quality but in excess of the maximum quantity stated in the purchase agreement and such grain sorghums are inadvertently accepted by CCC, the settlement value shall be the sales price if the grain sorghums are immediately sold. If the grain sorghums are not immediately sold, the settlement value shall be the applicable support rate or the market price, as determined by CCC, whichever is lower.

(b) *Applicable support rate for settlement of loans and purchase agreements.*  
 (1) In the case of grain sorghums stored in an approved warehouse, settlement shall be made at the applicable support rate for the county in which the warehouse is located, except as otherwise provided in subparagraphs (3) and (4) of this paragraph.

(2) In the case of grain sorghums delivered from other than approved warehouse storage, settlement shall be made at the applicable support rate for the county in which the producer's customary shipping point (as determined by the county committee) is located, except as otherwise provided in subparagraphs (3) and (4) of this paragraph.

(3) If the producer is directed to deliver his grain sorghums to a terminal market for which a support rate is established, settlement shall be based on the support rate for such terminal market.

(4) If two or more approved warehouses are located at the same or adjoining towns, villages, or cities having the same domestic interstate freight rate, such towns, villages, or cities shall be deemed to constitute one shipping point, and the same settlement rate shall apply even though such warehouses are not all located in the same county. Such settlement rate shall be the highest support rate of the counties involved.

(c) *Storage deduction for early delivery.* No deduction for storage shall be made for farm-stored grain sorghums under loan or purchase agreement authorized to be delivered to CCC prior to the loan maturity date, except where it is necessary to call the loan through fault or negligence on the part of the producer or where the producer requests early delivery and the county committee approves the early delivery and determines such early delivery is solely for the convenience of the producer. The deduction for storage shall be made in accordance with the schedule of deductions for warehouse charges in § 421.2434.

(d) *Refund of prepaid handling charges.* In case a warehouseman charges the producer for the receiving or the receiving and loading out charges on grain sorghums under loan or purchase agreement stored in a warehouse

under the Uniform Grain Storage Agreement, the producer shall, upon delivery of the grain sorghums to CCC be reimbursed or given credit by the county office for such prepaid charges in an amount not to exceed the charges authorized under the Uniform Grain Storage Agreement, provided the producer furnishes to the county committee written evidence signed by the warehouseman that such charges have been paid.

(e) *Storage payment where CCC is unable to take delivery of grain sorghums stored in other than an approved warehouse under loan or purchase agreement.* The producer may be required to retain grain sorghums stored in other than an approved warehouse under loan or purchase agreement for a period of 60 days after the maturity date without any cost to CCC. However, if CCC is unable to take delivery of such grain sorghums within the 60-day period after maturity, the producer shall be paid a storage payment upon delivery of the grain sorghums to CCC: *Provided, however*, That a storage payment shall be paid a producer whose grain sorghums are stored in other than approved warehouse under purchase agreement only if he has properly given notice of his intention to sell the grain sorghums to CCC and delivery cannot be accepted within the 60-day period after maturity. The period for earning such storage payment shall begin the day following the expiration of the 60-day period after the maturity date and extend through the final date of delivery, or the final date for delivery as specified in the delivery instructions issued to the producer by the county office, whichever is earlier. The storage payment shall be computed at the rate of \$0.00077 per 100 pounds per day in Area I; \$0.00080 per 100 pounds per day in Area II; \$0.00082 per 100 pounds per day in Area III; \$0.00084 per 100 pounds per day in Area IV; and \$0.00087 per 100 pounds per day in Area V for the grain sorghums accepted for delivery or sale to CCC.

(f) *Track-loading payment.* A track-loading payment of 6 cents per 100 pounds shall be made to the producer on grain sorghums delivered to CCC on track at a country point.

(g) *Compensation for hauling.* In the case of grain sorghums, if the producer is directed by the county office to deliver his grain sorghums to a point other than his customary shipping point, the producer shall be allowed compensation (as determined by CCC, at not to exceed the common carrier truck rate or the rate available from local truckers) for the additional cost of hauling the grain sorghums any distance greater than the distance from the point where the grain sorghums are stored by the producer to the customary shipping point: *Provided*, That, if the producer is directed to deliver his grain sorghums to a terminal market for which a support rate is established, no compensation shall be allowed for hauling.

(h) *Method of payment under purchase agreement settlements.* When delivery of grain sorghums under purchase agreement is completed, payment will be made by sight draft drawn on CCC by the county office. The producer shall

direct on Commodity Purchase Form 4 to whom payment of the proceeds shall be made.

Issued this 1st day of May 1957.

[SEAL] CLARENCE L. MILLER,  
 Acting Executive Vice President,  
 Commodity Credit Corporation.

[F. R. Doc. 57-3693; Filed, May 7, 1957;  
 8:45 a. m.]

[1956 C. C. Grain Price Support Bulletin 1,  
 Supp. 3, Barley]

PART 421—GRAINS AND RELATED  
 COMMODITIES

SUBPART—1956-CROP BARLEY RESEAL LOAN  
 PROGRAM

Correction

In F. R. Document 57-3278, appearing in the issue for Tuesday, April 23, 1957, at page 2793, in § 421.1687 (b) (1), line 4, the word "resal" should read "redeal".

TITLE 7—AGRICULTURE

Subtitle A—Office of the Secretary of  
 Agriculture

[Amdt. 1]

PART 7—AGRICULTURAL STABILIZATION AND  
 CONSERVATION COMMITTEES

SUBPART—SELECTION AND FUNCTIONS OF  
 AGRICULTURAL STABILIZATION AND CON-  
 SERVATION COUNTY AND COMMUNITY  
 COMMITTEES

SELECTION OF COMMITTEES, ELIGIBILITY  
 REQUIREMENTS, POLITICAL ACTIVITY, AND  
 REMOVAL FROM OFFICE OR EMPLOYMENT

By virtue of the authority vested in the Secretary of Agriculture by the Soil Conservation and Domestic Allotment Act of 1936, as amended, the regulations in this subpart published in the FEDERAL REGISTER of November 2, 1956 (21 F. R. 8385) are hereby amended, effective upon publication in the FEDERAL REGISTER, as follows:

1. The first sentence of the introductory paragraph to this subpart as published in 21 F. R. 8385 is amended by deleting the words "substituting 'or county office, including membership on a county governing body,' for 'or major county office'".

2. Section 7.8 *Calling of elections* is amended by adding the following sentence at the end of such section: "If it is determined by the State committee that the election for any position on a community or county committee has not been held substantially in accordance with instructions, the State committee shall declare such election void and call a new election."

3. In § 7.11 *Election of community committee and delegate to the county convention* paragraph (a) is amended by changing the period at the end of the fourth sentence to a colon and adding the following clause: "*Provided, however*, That a person may not serve as delegate if he has been a member of the county

committee for that county during the 90 days preceding the community election."

4. In § 7.11 *Election of community committee and delegate to the county convention* paragraph (c) is deleted and the following paragraph is substituted therefor:

(c) The community committee shall select a secretary who shall be either the county agricultural extension agent for the county or an employee of the county committee.

5. In § 7.12 *Election of the county committee* paragraph (b) is amended by deleting the first sentence and substituting therefor the following sentence: "The county committee shall select a secretary who shall be either the county office manager, or other employee of the county committee, or the county agricultural extension agent for the county."

6. Section 7.15 *County committeemen, community committeemen, delegates, and community election board members* is amended by adding thereto a new paragraph (i):

(i) If the office is that of delegate to the county convention, not have been a county committeeman for that county during the 90 days preceding the community election.

7. In § 7.27 *All personnel* paragraph (a) is deleted and the following paragraph is substituted therefor:

(a) No person who, during any calendar year, has been a member of the county governing body; or has held a Federal, State, or county office filled by an election held pursuant to law shall be eligible during such calendar year to hold office as a county committeeman, community committeeman, delegate, alternate to any such office, or a member of a community election board, or to employment in any capacity, except, that members of school boards, soil conservation district boards, irrigation district boards, drainage district boards, weed control district boards, or of similar boards are not ineligible to hold office or employment under this subsection solely because of membership on such boards.

8. In § 7.27 *All personnel* paragraph (b) is deleted and the following paragraph is substituted therefor:

(b) No person who, during any calendar year, has been a candidate for membership on the county governing body; or for any Federal, State, or county office filled by an election held pursuant to law shall be eligible during such calendar year to hold office as a county committeeman, community committeeman, delegate, alternate to any such office, or a member of a community election board, or to employment in any capacity, except, that candidates for school boards, soil conservation district boards, irrigation district boards, drainage district boards, weed control district boards, or for similar boards are not ineligible to hold office or employment under this subsection solely because of candidacy for such boards.

9. In § 7.27 *All personnel* paragraph (c) is amended by deleting the words "No person who, during any calendar year, has been an officer or employee" and substituting therefor "No person who, during any calendar year, has been an officer, employee, or delegate to a convention".

10. Section 7.30 *County office personnel* is amended by adding after the word "also" in the third sentence the words "suspend pending investigation or".

11. Section 7.31 *Right of appeal* is amended by adding after the word "removed" in the first sentence the words "by the county or State committee". Such section is further amended by adding thereto the following sentence: "Notice of such appeals must be filed within 90 days of the date the notice of removal or decision is mailed to any such person."

(Sec. 4, 49 Stat. 164, as amended; 16 U. S. C. 590d)

Done at Washington, D. C., this 3d day of May 1957.

[SEAL]

TRUE D. MORSE,  
Acting Secretary.

[F. R. Doc. 57-3777; Filed, May 7, 1957; 8:54 a. m.]

**Chapter VII—Commodity Stabilization Service (Farm Marketing Quotas and Acreage Allotments), Department of Agriculture**

[Amdt. 2]

**PART 721—CORN**

**SUBPART—REGULATIONS PERTAINING TO FARM ACREAGE ALLOCATIONS FOR 1957 CROP**

**CORN ACREAGE**

The purpose of this amendment is to modify the definition of "corn acreage" so that the acreage sown to corn and used as an approved cover crop practice under the agricultural conservation program or soil bank conservation reserve program will be excluded when determining corn acreage for a farm.

Section 721.811 (c) of the 1957 farm acreage allocation regulations is hereby amended by adding at the end thereof the following new sentence: "For the purpose of determining compliance with corn acreage allocations under this subpart, any acreage sown to field corn and incorporated into the soil as an approved green manure or cover crop practice under the agricultural conservation program or the soil bank conservation reserve program shall not be considered as corn acreage."

(Sec. 375, 52 Stat. 66, 7 U. S. C. 1375. Interprets or applies secs. 301, 329, 52 Stat. 38, 52; 7 U. S. C. 1301, 1329)

Done at Washington, D. C., this 3d day of May 1957.

[SEAL]

TRUE D. MORSE,  
Acting Secretary of Agriculture.

[F. R. Doc. 57-3771; Filed, May 7, 1957; 8:52 a. m.]

[Amdt. 1]

**PART 728—WHEAT**

**SUBPART—REGULATIONS PERTAINING TO FARM ACREAGE ALLOTMENTS FOR THE 1958 CROP**

**CLOSING DATES FOR ACCEPTING APPLICATIONS FOR NEW FARMS**

*Basis and purpose.* The amendment herein is issued under the Agricultural Adjustment Act of 1938, as amended, and is for the purpose of establishing closing dates for accepting new farm applications for allotments.

In order that new producers may proceed with farm plans as expeditiously as possible, it is hereby found that compliance with the public notice, procedure, and 30-day effective date provisions of section 4 of the Administrative Procedure Act is impracticable and contrary to the public interest. Therefore, the amendment herein shall become effective upon filing of this document with the Director, Division of the Federal Register.

Section 728.818 (a) is amended to read as follows:

(a) The county committee shall determine a base acreage for use in establishing a wheat acreage allotment for each eligible new farm for which an acreage allotment is requested prior to a closing date, which shall be July 1, 1957 in the winter wheat area and March 1, 1958 in the spring wheat area. Each request for such allotment shall be in writing, shall be made by the owner or operator, and shall contain statements as to the location and identification of the farm, the names and addresses of the owner and operator, if known, the total acreage of land, the identification and location of any other farms in which the operator will have an interest in 1958, the location of the farm or farms and the wheat acreage in which the operator had an interest during the years 1953 through 1957, the acreage of wheat planned for 1958 under the crop-rotation system for the farm, the reason for requesting a wheat allotment, the reason there was no wheat history acreage on the farm for 1955, 1956, or 1957, and a statement that the operator expects to derive fifty percent or more of his livelihood from the farm.

(Sec. 375, 52 Stat. 66, as amended; 7 U. S. C. 1375. Interprets or applies Sec. 301, 334, 52 Stat. 38, 53; secs. 106, 112, 70 Stat. 191, 195; 7 U. S. C. 1301, 1334, 1824, 1836)

Done at Washington, D. C., this 3d day of May 1957. Witness my hand and the seal of the Department of Agriculture.

[SEAL]

TRUE D. MORSE,  
Acting Secretary.

[F. R. Doc. 57-3772; Filed, May 7, 1957; 8:52 a. m.]

[Amdt. 1]

## PART 728—WHEAT

SUBPART—REGULATIONS PERTAINING TO  
WHEAT MARKETING QUOTAS FOR THE 1957  
CROP

## WHEAT COVER CROP; OKLAHOMA

**Basis and purpose.** The amendment herein is issued under the Agricultural Adjustment Act of 1938, as amended, and is for the purpose of revising the date in certain counties of the State of Oklahoma by which the acreage of wheat on the farm must be utilized in the prescribed manner as wheat cover crop. This amendment provides that such date shall be not later than May 10 for all counties in Oklahoma.

In order that producers may comply with the following provision, it is hereby found that compliance with the public notice, procedure, and 30-day effective date provisions of section 4 of the Administrative Procedure Act is impracticable and contrary to the public interest. Therefore, the amendment herein shall become effective upon filing of this document with the Director, Division of the Federal Register.

Section 728.751 (r) is amended by revising the dates for all counties in the State of Oklahoma to read: Oklahoma, May 10, 1957 All Counties.

(Sec. 375, 52 Stat. 66, as amended; 7 U. S. C. 1375. Interprets or applies secs. 301, 331-339, 374, 52 Stat. 38, as amended; 7 U. S. C. 1301, 1331-1339, 1374)

Done at Washington, D. C., this 3d day of May 1957. Witness my hand and the seal of the Department of Agriculture.

[SEAL]

TRUE D. MORSE,  
Acting Secretary.

[F. R. Doc. 57-3773; Filed, May 7, 1957;  
8:53 a. m.]

Chapter IX—Agricultural Marketing  
Service (Marketing Agreements and  
Orders), Department of AgriculturePART 925—MILK IN PUGET SOUND, WASH-  
INGTON, MARKETING AREADETERMINATION OF EQUIVALENT PRICE FOR  
BUTTER

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.) and to the applicable provisions of the order, as amended, regulating the handling of milk in the Puget Sound, Washington, milk marketing area (7 CFR Part 925), hereinafter referred to as the "order", it is hereby found and determined as follows:

(1) Inasmuch as both Grade AA (93-score) and Grade A (92-score) butter quotations for the San Francisco market, employed in the order as factors in the formulas for computing the price of Class II milk and the butterfat differentials for Class I milk and Class II milk, are not available for April 1957, it is hereby determined that an equivalent

price of butter be provided under the order for such month.

(2) It is hereby further determined, in accordance with § 925.55 of the order that the simple average of the daily wholesale selling prices (using the midpoint of any price range as one price) of Grade AA (93-score) bulk creamery butter per pound at Chicago, as reported during the month of April 1957 by the Agricultural Marketing Service, United States Department of Agriculture, plus 3 cents, is equivalent to and comparable with the average price of butter provided, respectively, in the applicable provisions of the order.

(3) Notice of proposed rule making, public procedure thereon, and 30 days' prior notice to the effective date hereof are impracticable, unnecessary and contrary to the public interest, in that (a) prices for Grade AA (91-score) butter on the San Francisco market have not been reported by the Market News Service, Agricultural Marketing Service, United States Department of Agriculture, during the period December 12, 1956, through April 1957; similarly, prices of prices for Grade AA (93-score) butter on Francisco market (alternative for use in the pricing formulas referred to) were not reported by the Market News Service during April 1957; (b) the determination of an equivalent price immediately is necessary to make possible the announcement of the minimum price for Class II milk, with butterfat differential for such class, under the order in valuing producer milk received by handlers during the month of April 1957, and the announcement of the butterfat differential for Class I milk for the month of May 1957; (c) an essential purpose of this determination is to give all interested persons notice that such prices reported by the Market News Service for April 1957 are not used for the purposes of the price computations required by § 925.51 (b) (1) and in connection with the computation of the butterfat differentials for Class I milk and Class II milk under § 925.52 of the order; and (d) this determination does not require substantial or extensive preparation of any persons.

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

Issued at Washington, D. C., this 3d day of May 1957.

[SEAL]

TRUE D. MORSE,  
Acting Secretary.

[F. R. Doc. 57-3769; Filed, May 7, 1957;  
8:52 a. m.]

PART 1008—MILK IN INLAND EMPIRE  
MARKETING AREADETERMINATION OF EQUIVALENT PRICE FOR  
BUTTER

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.) and to the applicable provisions of the order, as amended, regulating the handling of milk in the Inland Empire milk

marketing area (7 CFR Part 1008), hereinafter referred to as the "order", it is hereby found and determined as follows:

(1) Inasmuch as both Grade AA (93-score) and Grade A (92-score) butter quotations for the San Francisco market, employed in the order as factors in the formulas for computing the prices of Class II milk, Class II A milk, and the butterfat differentials for all such classes, are not available for April 1957, it is hereby determined that an equivalent price of butter be provided under the order for such month.

(2) It is hereby further determined in accordance with § 1008.54 of the order that the simple average of the daily wholesale selling prices (using the midpoint of any price range as one price) of Grade AA (93-score) bulk creamery butter per pound at Chicago, as reported during the month of April 1957 by the Agricultural Marketing Service, United States Department of Agriculture, plus 3 cents, is equivalent to and comparable with the average price of butter provided, respectively, in the applicable provisions of the order.

(3) Notice of proposed rule making, public procedure thereon, and 30 days' prior notice to the effective date hereof, are impracticable, unnecessary and contrary to the public interest, in that (a) prices for Grade AA (93-score) butter on the San Francisco market have not been reported by the Market News Service, Agricultural Marketing Service, United States Department of Agriculture, during the period December 12, 1956 through April 1957; similarly, prices of Grade A (92-score) butter on the San Francisco market (alternative for use in the pricing formulas referred to) were not reported by the Market News Service during April 1957; (b) the determination of an equivalent price immediately is necessary to make possible the announcement of minimum prices for Class II milk and Class II A milk, with butterfat differentials for such classes, under the order in valuing producer milk received by handlers during the month of April 1957, and the announcement of the butterfat differential for Class I milk for the month of May 1957; (c) an essential purpose of this determination is to give all interested persons notice that such prices reported by the Market News Service for April 1957 are not used for the purposes of the price computations required by § 1008.51 (c) (1) and in connection with the computations of the butterfat differentials for Class I milk, Class II milk and Class II A milk under § 1008.52 of the order; and (d) this determination does not require substantial or extensive preparation of any persons.

(Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. 698c)

Issued at Washington, D. C., this 3d day of May 1957.

[SEAL]

TRUE D. MORSE,  
Acting Secretary.

[F. R. Doc. 57-3768; Filed, May 7, 1957;  
8:52 a. m.]

**TITLE 19—CUSTOMS DUTIES**

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

[T. D. 54352]

**PART 4—VESSELS IN FOREIGN AND  
DOMESTIC TRADES**

**EXEMPTIONS FROM PAYMENT OF SPECIAL  
TONNAGE TAX AND LIGHT MONEY**

In view of the Treaty of Amity and Economic Relations between Ethiopia and the United States (4 UST 2134), which provides, among other things, that vessels of either party shall have liberty on equal terms with vessels of the other party and on equal terms with vessels of any third country to come with their cargoes to all ports, places, and waters of such party open to foreign commerce and navigation and to be accorded national treatment and most-favored-nation treatment within such ports, places, and waters, § 4.22 of the Customs Regulations is amended by the insertion of "Ethiopia" immediately after "Estonia" and preceding "Fiji" in the list of nations in that section.

(R. S. 161, sec. 3, 23 Stat. 119, as amended; 5 U. S. C. 22, 46 U. S. C. 3. Interprets or applies R. S. 4219, as amended, 4225, as amended; 46 U. S. C. 121, 128)

[SEAL] **RALPH KELLY,**  
*Commissioner of Customs.*

Approved: April 26, 1957.

**DAVID W. KENDALL,**  
*Acting Secretary of the Treasury.*

[F. R. Doc. 57-3754; Filed, May 7, 1957;  
8:49 a. m.]

**TITLE 24—HOUSING AND  
HOUSING CREDIT**

**Chapter IV—Federal National Mortgage Association, Housing and Home Finance Agency**

**PART 400—MORTGAGE PURCHASES,  
SERVICING AND SALES**

**MISCELLANEOUS AMENDMENTS**

Amend Part 400 of Title 24 as follows:

1. In § 400.0, in the information relating to "Location of Offices and Area Served," delete "Atlanta 8, Ga., 449 West Peachtree Street N. E." and insert in lieu thereof, "Atlanta 3, Ga., 41 Exchange Place S. E."

2. In § 400.11:

a. Amend paragraph (a) to read as follows:

(a) *Immediate Purchase Contract.* A seller may offer a mortgage to FNMA for immediate purchase by executing an Immediate Purchase Contract and delivering with the offer the required documents and forms. The offer (including a re-offer) must be delivered to FNMA within 4 months of the date of the FHA final insurance endorsement or the VA Certificate of Guaranty.

b. Amend paragraph (b) to read as follows:

(b) *Standby Commitment Contract.* Provided construction of the property

has not commenced, a seller may offer mortgages for future purchase by FNMA by executing a Standby Commitment Contract which, when accepted, obligates FNMA to purchase any or all home or multifamily housing mortgages, specified in the contract, that the seller elects to deliver to FNMA within the commitment period. A commitment fee of one percent (1%) of the original principal amount of the mortgage must be paid by the seller at the time of application (offer of a contract). Such fee is non-refundable, if the application is accepted by FNMA.

3. In § 400.13, amend paragraph (b) to read as follows:

(b) The rate of interest on home mortgages (i. e., VA-guaranteed or FHA-insured mortgages which cover property upon which there is located a dwelling designed principally for residential use for not more than four families), offered pursuant to an Immediate Purchase Contract, must be that specified in the FNMA Purchase Price Schedule,

4. In § 400.14, delete "the remaining term of the mortgage," from the second sentence of paragraph (a).

5. In § 400.16, amend paragraph (a) to read as follows:

(a) *Sale of stock.* FNMA issues non-voting preferred and common stock (par value \$100 per share); the preferred stock, in its entirety, is held by the Secretary of the Treasury; the common stock is issued only to sellers using FNMA's facilities under its Secondary Market Operations. In connection with purchases of mortgages by FNMA, under an Immediate Purchase Contract, sellers are required to subscribe for common stock in an amount equal to 2 percent of the unpaid principal amount of such mortgages. In connection with a Standby Commitment Contract, the seller is required at the time of application (offer of a contract) to subscribe for common stock in an amount equal to ½ of 1 percent of the principal amount of the mortgages; and, in the event of purchase of such mortgages by FNMA, the seller is required to subscribe for common stock in an additional amount equal to 1 and ½ percent of the unpaid principal balance of the mortgages. With respect to such subscriptions, FNMA issues to each seller shares of common stock (only in denominations of \$100, or multiples thereof). Such shares of common stock are issued as of the first day of the calendar month next succeeding the month of receipt of seller's payments therefor. FNMA imposes no restrictions as to who may be the holder of such shares of common stock; however, the shares are transferable only on the books of FNMA. The amount of any subscription that cannot be evidenced by one or more whole shares may not be withdrawn or transferred by the seller, but sellers will be permitted to supplement any such amount by payment of an additional sum sufficient to pay for one full share of common stock. (Under the FNMA Charter Act, any institution, including a National bank or State member bank of the Federal Reserve System, or any

member of the Federal Deposit Insurance Corporation, trust company, or other banking organization, organized under any law of the United States, including the laws relating to the District of Columbia, is authorized to subscribe to FNMA's common stock.)

6. In § 400.42 amend subparagraph (3) of paragraph (b) to read as follows:

(3) Any other lender, if such lender has a net worth of not less than \$100,000 in assets acceptable to FNMA. This net worth must be maintained at all times.

7. Amend § 400.65 to read as follows:

§ 400.65 *Occupancy.* Except with respect to mortgages offered under Standby Commitment Contracts and under certain Special Assistance Programs, the property covered by a home mortgage must be occupied at the time the mortgage is submitted to FNMA for purchase, and where such property consists of more than one family unit, all of the units must be occupied; the property covered by a multifamily housing mortgage must, at the time the mortgage is submitted to FNMA for purchase, be occupied to the extent that the income therefrom will cover all property expenses; carrying charges, and payments required by the mortgage.

(Sec. 309, 68 Stat. 620; 12 U. S. C. 1723a)

**FEDERAL NATIONAL MORTGAGE  
ASSOCIATION,**

**ROBERT NEWTON REID,**  
*Vice President and General Counsel.*

[F. R. Doc. 57-3767; Filed, May 7, 1957;  
8:52 a. m.]

**TITLE 29—LABOR**

**Chapter V—Wage and Hour Division,  
Department of Labor**

**PART 522—EMPLOYMENT OF LEARNERS  
SMALL ELECTRICAL PRODUCTS INDUSTRY**

Pursuant to notice published in the FEDERAL REGISTER (21 F. R. 6091, 6865), interested persons were given an opportunity to submit oral or written data, views, and arguments before Harry Weiss, an authorized representative of the Administrator, on October 16, 1956, at the Department of Labor Building in Washington, D. C., on the question of what provision, if any, is necessary for the employment of learners at wages lower than \$1.00 an hour in the small electrical products industry in order to prevent curtailment of opportunities for employment. Mr. Weiss has reported his findings and recommended (1) that a general denial policy be established for the industry, and (2) that where a prima facie showing of exceptional circumstances has been made, an opportunity should be given to particular applicants to demonstrate by reliable, probative, and substantial evidence that the denial of subminimum rates will curtail employment opportunities and that the granting of a certificate will not give a competitive advantage to the applicant or tend to depress working standards for experienced workers in the industry. In considering such applications it was also recom-

mended that the Administrator proceed, under the discretionary authority contained in § 522.4 (a) of the regulations (29 CFR Part 522), by holding a public hearing at which proponents and opponents to each application would have full opportunity to appear, testify, and conduct such cross examination as may be required for a full and true disclosure of the facts.

Having fully considered all pertinent data, these findings and recommendations are hereby accepted and the learner regulations, contained in Title 29, Code of Federal Regulations, Part 522, will be amended herein to provide the standards which will govern the issuance of learner certificates at wages lower than \$1.00 an hour to plants in the small electrical products industry.

Now, pursuant to authority under section 14 of the Fair Labor Standards Act of 1938 (52 Stat. 1068, as amended; 29 U. S. C. 214), and General Order No. 45-A (15 F. R. 3290), and in accordance with the provisions of § 522.11 (29 CFR Part 522), Title 29, Code of Federal Regulations, Part 522 is hereby amended by the addition of §§ 522.100 to 522.103 to read as follows:

#### SMALL ELECTRICAL PRODUCTS INDUSTRY

Sec.

- 522.100 Applicability of general regulations.  
522.101 Applicability of §§ 522.100 to 522.103.  
522.102 Issuance of learner certificates.  
522.103 Learner certificates in exceptional circumstances.

AUTHORITY: §§ 522.100 to 522.103 issued under sec. 14, 52 Stat. 1068, as amended; 29 U. S. C. 214.

§ 522.100 *Applicability of general regulations.* The employment of learners pursuant to the provisions of §§ 522.100 to 522.103 shall be subject to all provisions of the general regulations governing the employment of learners (§§ 522.1 to 522.11), except to the extent to which any provision of such general regulations is inconsistent with any provision of §§ 522.101 to 522.103.

§ 522.101 *Applicability of §§ 522.100 to 522.103.* For purposes of §§ 522.100 to 522.103, the small electrical products industry is defined as the industry manufacturing such items as small switches, coils, relays, armatures, transformers, fuses, condensers, capacitors, radio speakers, and antennas.

§ 522.102 *Issuance of learner certificates.* In the absence of exceptional circumstances applications for the employment of learners at wages lower than \$1.00 an hour in the small electrical products industry shall be denied.

§ 522.103 *Learner certificates in exceptional circumstances.* In each case where a prima facie showing of exceptional circumstances is initially made to the Administrator, the applicant will be given an opportunity to demonstrate at a public hearing, by reliable, probative, and substantial evidence, that the denial of the application for a special learner certificate will curtail opportunities for employment and that the granting of such certificate will not give a competitive advantage to the applicant or tend to depress working standards for expe-

rienced workers in the industry. At the public hearing interested persons will have full opportunity to appear, testify, and conduct such cross examination as may be required for a full and true disclosure of the facts. In each case in which exceptional circumstances are shown to exist under the standards provided in this section, a special certificate for the employment of learners at wages less than \$1.00 an hour shall be issued in accordance with the provisions of the general learner regulations (§§ 522.1 to 522.11).

As these amendments merely provide the policy which will guide the Administrator in the future in issuing special certificates for the employment of learners in the small electrical products industry, they shall take effect upon publication in the FEDERAL REGISTER.

A copy of the findings and recommendations of the presiding officer will be sent to any interested person upon request. All requests should be addressed to the Administrator of the Wage and Hour Division, United States Department of Labor Building, 14th and Constitution Avenue NW., Washington 25, D. C.

Signed at Washington, D. C., this 2d day of May 1957.

NEWELL BROWN,  
Administrator,  
Wage and Hour Division.

[F. R. Doc. 57-3766; Filed, May 7, 1957; 8:52 a. m.]

## TITLE 32—NATIONAL DEFENSE

### Chapter XI—National Guard and State Guard, Department of the Army

#### PART 1101—NATIONAL GUARD REGULATIONS

##### SEPARATION

In § 1101.18, amend paragraph (c) (3) and (4) (v), revise paragraph (d), and add paragraphs (d-1), (d-2) and (d-3), as follows:

§ 1101.18 *Separation from the National Guard.* \* \* \*

(c) *Discharge criteria (concurrent).* \* \* \*

(3) Upon discharge because of:

(i) Physical disability.

(ii) Misconduct or unfitness, including inaptness, failure to possess required degree of adaptability for military service, evidence of traits of character rendering retention undesirable, or mental, moral, and/or character disqualification.

(iii) Fraudulent enlistment when reason other than minority is involved. An enlisted person under age at enlistment but qualified at time of discovery may be continued in the service.

(iv) Conviction by a civil court resulting in a sentence to confinement for more than 1 year.

(v) Disloyal or subversive activity.

(vi) Upon voluntary request of an individual who has become a regular or duly ordained minister of religion (sec. 233 (h), Armed Forces Reserve Act of 1952, as amended by Reserve Forces Act of 1955).

(vii) Upon application of an individual who for the purpose of pursuing theological studies, obtaining ordination, and/or taking final vows in a religious order is required to be separated from his military status.

(iii) Continuous and willful absence from military duty, except those individuals specified in paragraph (d-3) of this section.

(4) Under the following circumstances:

(v) Upon acceptance of appointment as an officer, warrant officer, or aviation cadet in:

(a) An Armed Force of the United States.

(b) Public Health Service.

(c) Coast and Geodetic Survey.

(d) Advanced Course Air Force ROTC or Navy ROTC provided evidence of concurrent enlistment in Air Force Reserve or Naval Reserve, as appropriate, is presented.

(d) *Discharge criteria (other).* An enlisted person having a remaining service obligation under the Universal Military Training and Service Act, as amended, will be discharged only from the Army National Guard under the criteria listed below:

(1) When discharged because of expiration of enlistment unless the enlisted person signifies his intention to reenlist on the day following his discharge from the Army National Guard (paragraph (c) (4) (i) of this section).

(2) When discharged because of disbandment of a unit and there is no other Army National Guard unit in the community to which the individual may be reassigned.

(3) When discharged because of change of residence to another State.

(4) Upon expiration of term of service from an Inactive National Guard status. Such individual will automatically become a member of the Army Reserve for the remainder of his obligated period of service.

(5) Upon voluntary request of an individual who is enrolled and preparing for the ministry in a recognized theological or divinity school which does not require the individual to be separated from his military status (sec. 233 (h), Armed Forces Reserve Act, 1952, as amended).

(6) Upon voluntary request of an individual who has incurred a religious obligation, the performance of which requires his full time service, and results in his being unavailable for participation in prescribed training.

(7) Upon acceptance of appointment as a cadet at the United States Military Academy, United States Air Force Academy, United States Coast Guard Academy, or midshipman at the United States Naval Academy or the Naval Reserve.

(d-1) *Discharge of an enlisted person serving on active duty.* An enlisted person serving on active duty at the time of expiration of term of enlistment in the Army National Guard will be discharged only from the Army National Guard of the State.

(d-2) *Discharge of an enlisted person enrolled in Advanced Course, Senior Di-*



vision, Army ROTC. (1) Effective with the fall enrollment, 1956, enlisted members of the Army National Guard who desire to enroll in the Advanced Course, Senior Division, Army ROTC, upon their request and with the approval of the State authority, will be discharged from the Army National Guard only, in which event they automatically become members of the Army Reserve for assignment to the United States Army Reserve Control Group (Reinf.) to complete remaining portion of enlistment contract or service obligation.

(2) Enlisted members of the Army National Guard who were enrolled in the Advanced Course, Senior Division, Army ROTC, prior to the fall enrollment, 1956, may be retained until September 1, 1957. Effective September 1, 1957, dual status in the Army National Guard and the Advanced Course, Senior Division, Army ROTC, will no longer be authorized and effective on or before that date, such dual status members, upon request and with the approval of the State authority, will be discharged from the Army National Guard only, in which event they automatically become members of the Army Reserve for assignment to the United States Army Reserve Control Group (Reinf.) to complete remaining portion of enlistment contract or service obligation.

(d-3) *Delay of discharge.* (1) Individuals in the Army National Guard with a remaining service obligation under the Universal Military Training and Service Act, as amended, who cannot participate with the unit for the reasons shown below will not be discharged from the Army National Guard but will be transferred to the Inactive National Guard for the remainder of their enlistment.

(i) Continuous and wilful absence from military duty.

(ii) Hardship, dependency, or incompatible occupation.

(2) The removal of the above individuals from an active Army National Guard status will be reported to the local draft board on DD Form 44 (Military Status of Individual).

[C4, NGR 25-3, Feb. 15, 1957] (Sec. 110, 70A Stat. 600; 32 U. S. C. 110)

[SEAL] HERBERT M. JONES,  
Major General, U. S. Army,  
The Adjutant General.

[F. R. Doc. 57-3729; Filed, May 7, 1957; 8:45 a. m.]

**TITLE 39—POSTAL SERVICE**

**Chapter I—Post Office Department**

MISCELLANEOUS AMENDMENTS TO CHAPTER I, Title 39, Code of Federal Regulations is amended in the following respects:

**PART 111—POSTAL UNION MAIL**

In § 111.1 *All categories* make the following changes in the chart in paragraph (a):

1. Opposite Colombia and under the heading "Special delivery" strike out "X" and insert in lieu thereof "12".

No. 89—3

2. Opposite Dahomey and under "Special delivery" strike out the X and insert √.

3. Opposite French Sudan and under "Special delivery" change X to √.

4. Opposite Hungary and under both "Small packets" and "Dutiable articles (merchandise) prepaid at letter rate" insert a footnote 13, to accompany the checkmark.

5. Opposite Mauritania and under "Special delivery" change X to √.

6. Opposite Senegal and under "Special delivery" change X to √.

7. Amend "Turks Island" to read "Turks Islands".

8. Footnote 12 is amended to read as follows:

"Special delivery service is confined to the offices of Armenia, Bogotá, Barranquilla, Bucaramanga, Buenaventura, Buga, Cali, Cartago, Cartagena, Cúcuta, Girardot, Honda, Ibaguá, Manizales, Medellín, Montería, Neiva, Pasto, Pereira, Palmira, Popayán, Quibdó, and Santa Marta.

9. Footnote 13 is amended to read as follows:

"Accepted only if containing medications, serums, and vaccines addressed to government institutions and enterprises.

10. In the list of countries following the rate chart make the following changes:

i. As to Ashanti, British Togoland, Northern Territories, and Togoland (British), convert the reference to Gold Coast Colony to Ghana.

ii. Insert, in proper alphabetical order, country item Ghana.

iii. Opposite Gold Coast Colony add "(see Ghana)".

iv. Amend the country item French Morocco to read as follows:

French Morocco (see Morocco).

v. Amend "Morocco, French Zone" to read "Morocco".

vi. Delete Morocco, Southern Protectorate of; Morocco, Spanish Zone; and Morocco, Tangier (International Zone).

vii. As to Southern Protectorate of Morocco, change the cross-reference to Spanish West Africa to Morocco.

viii. As to Spanish Morocco, change the cross-reference to read: (see Morocco).

ix. Strike out Tangier (International Zone).

x. Insert in proper alphabetical order the following:

Umm Said (see Persian Gulf Ports).

(R. S. 161, 396, as amended, 398, as amended; 5 U. S. C. 22, 369, 372)

**PART 112—PARCEL POST**

In § 112.1 *Chart of rates and mailing conditions* make the following changes:

1. Opposite Eritrea and under "Surface Parcel Post rates" insert .66 in lieu of .63 under first pound; and .26 in lieu of .25, under each additional pound.

2. Opposite India and under the caption Sealing, strike out "0" and insert in lieu thereof "(2)".

3. Opposite Persian Gulf Ports and under Air Parcel Post rates—First 4 ounces, strike out footnote 24.

4. Opposite Rumania and under "Weight limit (pounds)", strike out footnote 43; and insert footnote 43 under Form 2966, the same to accompany the numeral 1 shown thereat.

5. Strike out footnote 23.

6. Amend footnote 26 to read as follows:

"For Spain, Balearic Islands, Canary Islands, and Spanish offices in Northern Africa.

7. In footnote 39, strike out "and in Tangier".

8. Amend footnote 43 to read as follows:

"Two forms required for gift parcels.

(R. S. 161, 396, as amended, 398, as amended; 5 U. S. C. 22, 369, 372).

**PART 113—MAIL SENT VIA DEPARTMENT OF STATE**

New Part 113, Mail sent via Department of State, is hereby added, to read as follows:

Sec.

113.1 Who may use.

113.2 Mailing conditions.

*AUTHORITY:* §§ 113.1 and 113.2 issued under R. S. 161, 396, as amended, 398, as amended; 5 U. S. C. 22, 369, 372.

§ 113.1 *Who may use.* The facilities of the Department of State are available for sending mail to authorized United States Government personnel stationed in other countries.

§ 113.2 *Mailing conditions.*—(a) *Addressing.* The following approved form of address should be used:

Name, rank and serial number, if any,  
Office or title of addressee,  
Foreign city (Omit name of country),  
Department of State,  
Washington 25, D. C.

(b) *Classes.* Three classes of articles are acceptable—letters, prints, and parcel post.

(c) *Postage rates.* Although the articles are addressed Department of State, Washington 25, D. C., postage must be paid at the international rate to the country where the addressee is located.

(d) *Limitations.* (1) Letters may be prepaid at the surface or airmail rate but a letter to be transmitted by air must not exceed 1 ounce in weight. A letter which exceeds this weight limit will be sent by surface means from Washington, D. C., even though airmail postage at the international rate has been paid.

(2) Prints and parcel post are acceptable for surface transmission only. Parcel post may not exceed 11 pounds in weight. Prints must not exceed 6 pounds 9 ounces, except that the limit is 11 pounds to those countries having a maximum weight limitation for prints higher than 6 pounds 9 ounces. (See § 111.2 (d) (2) of this chapter). The maximum size limits for either prints or parcel post are 18 inches in length and 42 inches in length and girth combined. Parcels must be securely and substantially packed.

(3) International postal forms (customs declarations, stickers, and so forth) are not required.

(4) Registration, insurance, and other special services are not available.

(5) Nothing which is generally prohibited in the mail will be accepted. (See §§ 111.1 (d) and 112.3 of this chapter). In addition, cigarettes, tobacco, liquids, perishables, firearms, glass and other fragile articles, as well as parcels intended for delivery to a third person, are prohibited.

(6) Articles not prepared in accordance with this part are not acceptable.

#### PART 152—INDEMNITY CLAIMS AND PAYMENTS

In § 152.2 *Indemnity payments*, make the following changes in paragraph (a):

1. In subparagraph (1) delete "of United States origin and when".

2. In subparagraph (3) delete "of origin or country".

3. In subparagraph (4) delete "of United States origin and when".

(R. S. 161, 396, as amended, 398, as amended; 5 U. S. C. 22, 369, 372)

#### PART 161—SHIPPER'S EXPORT DECLARATION

Section 161.3 *Information to be furnished* is amended to read as follows:

§ 161.3 *Information to be furnished.* (a) The following are the only items on the Shipper's Export Declaration (Commerce Form 7525-V) which are required to be filled in by the sender of a postal shipment:

(1) Item 2. Name of post office where shipment is being mailed. (Insert in space on the form reading From \_\_\_\_\_ (U. S. port of export).)

(2) Item 3. Name and address of sender (exporter or forwarding agent). (If the shipment is being mailed by a forwarding agent, the name and address of the exporter, his principal, must also be shown.)

(3) Item 5. Name and address of addressee (ultimate consignee and intermediate consignee, if any).

(4) Item 8. Country of final destination.

(5) Item 10. Number of packages being mailed; description of merchandise and export license number and expiration date, or general license symbol.

(6) Item 13. Schedule B, commodity number.

(7) Item 14. Net quantity of merchandise, in Schedule B units.

(8) Item 15. Value of merchandise.

(b) To comply with the destination control regulations of the Commerce Department, each Form 7525-V, except for shipments addressed to Canada for consumption in that country, must bear one of the following statements:

(1) These commodities licensed by the United States for ultimate destination (name of country). Diversion contrary to United States law prohibited.

(2) These commodities licensed by the United States for ultimate destination (name of country) and for distribution or resale in (name of country). Diversion contrary to United States law prohibited.

(3) United States law prohibits distribution of these commodities to the Soviet Bloc, Communist China, North Korea, Macao, Hong Kong, or Communist controlled areas of Viet Nam and Laos, unless otherwise authorized by the United States.

(c) The description of contents and units of quantity must be in the detail required by Schedule B, Statistical Classification of Domestic and Foreign Commodities Exported from the United States. You may obtain copies of Schedule B for a nominal charge from the Superintendent of Documents, Government Printing Office, Washington 25, D. C., from Collectors of Customs, or from Department of Commerce field offices located in the principal cities of the United States. General descriptions, such as dry goods, groceries, millinery, etc., are not sufficient. Quantities and values must be given in whole numbers only, omitting fractions of less than one-half and counting one-half and over as a whole.

(R. S. 161, 396, as amended, 398, as amended; 5 U. S. C. 22, 369, 372)

#### PART 162—COMMERCE DEPARTMENT REGULATIONS (COMMODITIES AND TECHNICAL DATA)

In § 162.2 *General licenses* make the following changes:

1. Amend paragraph (b) by striking out license symbol GHS.

2. In paragraph (f) (1), strike out the last sentence.

3. Add subparagraph (4) to paragraph (f), to read as follows:

(4) The prescribed marking may be omitted from the wrappers of articles containing technical data exported under general license GTDP or GTDS when mailed (i) by an individual in a letter or letter-package as a noncommercial shipment and (ii) by a United States Government agency.

4. Amend the first sentence of paragraph (h) to read as follows: "General license GHK may be used only for shipments to Hong Kong."

(R. S. 161, 396, as amended, 398, as amended; 5 U. S. C. 22, 369, 372)

#### PART 167—DRAWBACK ARRANGEMENT

New Part 167 is added, to read as follows:

Sec.	Description.
167.1	Description.
167.2	Claiming drawback.
167.3	Obtaining forms.

AUTHORITY: §§ 167.1 to 167.3 issued under R. S. 161, 396, as amended, 398, as amended; 5 U. S. C. 22, 369, 372.

§ 167.1 *Description.* Drawback is an arrangement provided for under the United States Customs Regulations whereby exporters of certain merchandise are entitled to claim a refund of (a) the duty paid on imported materials used wholly or in part in the manufacture or production of the articles to be exported, or (b) the internal revenue tax paid on domestic material used.

§ 167.2 *Claiming drawback.* When you intend to claim drawback on articles exported by mail, you must present three completed copies of a "Notice of Exportation" (Customs Form 7511-A or 7511-B) with the package or packages. Each package must also bear on the address side a waiver of the right to withdraw it from the mail. This waiver may

be made on Customs Form 3413 and pasted on the wrapper, or may be stamped or written thereon in wording similar to the following:

#### WARNING

EXPORTED IN BOND FOR DRAWBACK

UNDER N. E. No. \_\_\_\_\_

Must not be returned to shipper or delivered in U. S. before submission to Collector of Customs.

Shipper \_\_\_\_\_

We hereby waive our right to withdraw this package from the mail.

Shipper's Signature \_\_\_\_\_

§ 167.3 *Obtaining forms.* You may obtain Customs Forms 3413, 7511-A and 7511-B from collectors of customs. A charge of 50 cents per pad is made for the "Notice of Exportation."

[SEAL] ABE MCGREGOR GOFF,  
General Counsel,

[F. R. Doc. 57-3740; Filed, May 7, 1957; 8:47 a. m.]

## TITLE 43—PUBLIC LANDS: INTERIOR

### Chapter I—Bureau of Land Management, Department of the Interior

#### Appendix—Public Land Orders

[Public Land Order 1416]

[1854749]

OKLAHOMA

PARTIALLY REVOKING EXECUTIVE ORDER OF FEBRUARY 26, 1897, WHICH RESERVED LANDS FOR USE OF WAR DEPARTMENT AS THE FORT SILL MILITARY RESERVATION

By virtue of the authority vested in the President and pursuant to Executive Order No. 10355 of May 26, 1952, it is ordered as follows:

1. The Executive Order of February 26, 1897, which reserved certain public lands in Oklahoma for use of the War Department as the Fort Sill Military Reservation, is hereby revoked as it affects the following-described lands:

INDIAN MERIDIAN

T. 3 N., R. 12 W.,

Sec. 19, 10 acres in the N $\frac{1}{2}$ NE $\frac{1}{4}$ .

Beginning at a point marking the intersection of the North boundary line of said Section 19 with the center line of Medicine Bluff Creek, said point being 1,820 feet West of the Northeast corner of said Section 19; thence South-eastwardly with the center line of said Creek to its intersection with the North right of way line of Oklahoma State Highway No. 49; thence North-westwardly with said right of way line to the North line of said Section 19; thence East with said North line to the point of beginning.

The tract described contains 10 acres.  
2. The lands are located in Comanche County, Oklahoma, about ten miles northwest of Lawton. They are valuable for grazing purposes.

3. No application for the lands may be allowed under the homestead, small tract, or any other nonmineral public-land law unless the lands have already

been classified as valuable or suitable for such type of application, or shall be so classified upon the consideration of an application. Any application that is filed will be considered on its merits. The lands will not be subject to occupancy or disposition until they have been classified.

4. Subject to any valid existing rights and the requirements of applicable law, the lands are hereby opened to filing of applications, selections, and locations in accordance with the following:

a. Applications and selections under the nonmineral public-land laws may be presented to the Manager mentioned below, beginning on the date of this order. Such applications and selections will be considered as filed on the hour and respective dates shown for the various classes enumerated in the following paragraphs:

(1) Applications by persons having prior existing valid settlement rights, preference rights conferred by existing laws, or equitable claims subject to allowance and confirmation will be adjudicated on the facts presented in support of each claim or right. All applications presented by persons other than those referred to in this paragraph will be subject to the applications and claims mentioned in this paragraph.

(2) All valid applications under the Homestead, and Small Tract Laws by qualified veterans of World War II or of the Korean Conflict, and by others entitled to preference rights under the act of September 27, 1944 (58 Stat. 747; 43 U. S. C. 279-284 as amended), presented prior to 10:00 a. m., on June 6, 1957, will be considered as simultaneously filed at that hour. Rights under such preference right applications filed after that hour and before 10:00 a. m., on September 5, 1957, will be governed by the time of filing.

(3) All valid applications and selections under the nonmineral public-land laws, other than those coming under paragraphs (1) and (2) above, presented prior to 10:00 a. m. on September 5, 1957 will be considered as simultaneously filed at that hour. Rights under such applications and selections filed after that hour will be governed by the time of filing.

b. The lands will be open to applications and offers under the mineral-leasing laws at 10:00 a. m., on September 5, 1957.

5. Persons claiming veterans preference rights under paragraph 4a (1) and (2) must enclose with their applications proper evidence of military or naval service, preferably a complete photostatic copy of the certificate of honorable discharge. Persons claiming preference rights based upon valid settlement, statutory preference, or equitable claims must enclose properly corroborated statements in support of their claims. Detailed rules and regulations governing applications which may be filed pursuant to this notice can be found in Title 43 of the Code of Federal Regulations.

Inquiries concerning the lands shall be addressed to the Manager, Land Office, Bureau of Land Management, Santa Fe, New Mexico.

FELIX E. WORMSER,  
Acting Secretary of the Interior.

MAY 1, 1957.

[F. R. Doc. 57-3730; Filed, May 7, 1957; 8:45 a. m.]

## TITLE 47—TELECOMMUNICATION

### Chapter I—Federal Communications Commission

[Rules Amdt. 1-11; FCC 57-449]

#### PART 1—PRACTICE AND PROCEDURE

#### PROCEDURE WITH RESPECT TO PROCESSING FM AND NONCOMMERCIAL EDUCATIONAL FM BROADCAST APPLICATIONS

In the matter of amendment of § 1.379 of the Commission's rules.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 1st day of May 1957;

The Commission having under consideration the amendment of § 1.379 of its rules and regulations;

It appearing that the rules presently contain no provisions governing the

processing of multiple applications for FM (Class B) facilities and that the adoption of a procedure similar to that followed in the television service would promote the orderly processing of applications for FM stations; and that the public interest would be served thereby; and

It further appearing that the amendment adopted herein is procedural in nature and compliance with the requirements of sections 4 (a), (b) and (c) of the Administrative Procedure Act is not required;

It is ordered, That, pursuant to sections 4 (i), 303 (c), (d), (f), and (r) and 307 (b) of the Communications Act of 1934, as amended, effective May 10, 1957, § 1.379 of the Commission's rules and regulations is amended by adding a new paragraph (d) which reads as follows:

(d) Regardless of the number of applications filed for Class B channels in a city or the number of assignments available in that city, those applications which are mutually exclusive, i. e., which request the same channel, will be designated for hearing. All other applications for channels will, if the applicants are duly qualified, receive grants. For example, if Channels 230, 238, 242, and 250 have been assigned to City X and there are pending two applications for Channel 230 and one application for each of the remaining channels, the latter three applications will be considered for grants without hearing and the two mutually exclusive applications requesting Channel 230 will be designated for hearing. If there are two pending applications for Channel 230 and two applications for Channel 238, separate hearings will be held.

(Sec. 4, 48 Stat. 1066, as amended; 47 U. S. C. 154. Interprets or applies secs. 301, 303, 307, 48 Stat. 1081, 1082, 1083; 47 U. S. C. 301, 303, 307)

Released: May 2, 1957.

FEDERAL COMMUNICATIONS

COMMISSION,

[SEAL] MARY JANE MORRIS,

Secretary.

[F. R. Doc. 57-3758; Filed, May 7, 1957; 8:50 a. m.]

## PROPOSED RULE MAKING

### FEDERAL COMMUNICATIONS COMMISSION

#### [ 47 CFR Part 3 ]

[Docket No. 12010; FCC 57-457]

#### TELEVISION BROADCAST STATIONS

#### TABLE OF ASSIGNMENTS (CARTTER, ILL.)

In the matter of amendment of § 3.606 Table of assignments, Television Broadcast Stations (Cartter, Illinois).

1. Notice is hereby given that the Commission has received a proposal for rule making in the above-entitled matter.

2. On October 19, 1955, Sarkes Tarzian, Inc., Bloomington, Indiana, filed a petition requesting amendment of § 3.606, Table of Assignments, Television Broadcast Stations, to assign Channel 13+ to Cartter, Illinois. The petition was amended in certain respects on December 28, 1955.

3. In support of the requested amendment, Sarkes Tarzian urges that the assignment of Channel 13 to Cartter may be made in conformance with the Commission's rules and standards; that it would not affect any other assignments in the Table; that it would make possible

a new service to an area in need of such service; and that an application will be filed for this assignment if it is adopted.

4. The Commission is of the view that rule making proceedings should be instituted in this matter in order that all interested parties may submit their views and relevant data.

5. The assignment of Channel 13+ to Cartter, Illinois, may create a non-offset carrier operation problem and the parties should direct their comments to possible solutions. As an alternative to the assignment of Channel 13+ to Cartter without any other changes in the Table,

Sarkes Tarzian, Inc., proposes the following changes on Channel 13 in offset carrier requirements only:

Location	From	To
Birmingham, Ala. (WABT).....	(-)	(+)
Fayetteville, Ark.....	(-)	(+)
Macon, Ga. (WMAZ-TV).....	(+)	0
Cartter, Ill. (Proposed Allocation).....	(-)	(+)
Rockford, Ill. (WREX-TV).....	(+)	0
Des Moines, Ia. (WHO-TV).....	(-)	(+)
Topeka, Kan. (WIBW-TV).....	(+)	(-)
Marquette, Mich.....	(-)	0
Bemidji, Minn.....	(-)	(+)
Biloxi, Miss.....	(+)	(-)
Kearney, Nebr. (KHOL-TV).....	0	(+)
Minot, N. D. (KCJB-TV).....	(+)	(-)
Charleston, S. C.....	0	(+)
Sioux Falls, S. D.....	(+)	0
Memphis, Tenn. (WHBQ-TV).....	(+)	(-)
Dallas, Tex.....	(-)	(-)
Houston, Tex. (KPRE-TV).....	(-)	(+)
Eau Claire, Wis. (WEAU-TV).....	0	(-)

6. Authority for the adoption of the amendments herein is contained in sections 4 (i), 301, 303 (c), (d), (f) and (r) and 307 (b) of the Communications Act of 1934, as amended.

7. Any interested party who is of the opinion that the amendment proposed by petitioner should not be adopted, or should not be adopted in the form set forth herein, may file with the Commission on or before June 10, 1957, a written statement or brief setting forth his comments. Comments in support of the proposed amendment may also be filed on or before the same date. Comments or briefs in reply to the original comments may be filed within 10 days from the last day for filing said original comments. No additional comments may be filed unless (1) specifically requested by the Commission or (2) good cause for the filing of such additional comments is established.

8. In accordance with the provisions of § 1.764 of the Commission's rules and regulations, an original and 14 copies of all statements, briefs, or comments shall be furnished the Commission.

Adopted: May 1, 1957.

Released: May 3, 1957.

FEDERAL COMMUNICATIONS  
COMMISSION,

[SEAL] MARY JANE MORRIS,  
Secretary.

[F. R. Doc. 57-3759; Filed, May 7, 1957;  
8:51 a. m.]

### [ 47 CFR Part 3 ]

[Docket No. 12011; FCC 57-458]

#### TELEVISION BROADCAST STATIONS

##### TABLE OF ASSIGNMENTS (CARBONDALE-HARRISBURG, ILL.)

In the matter of amendment of § 3.606 *Table of assignments, Television Broadcast Stations (Carbondale-Harrisburg, Illinois)*.

1. Notice is hereby given that the Commission has received two proposals for rule making in the above-entitled matter.

2. On August 3, 1956, Turner-Farrar Association, permittee of television Station WSIL-TV, Harrisburg, Illinois, filed a petition for rule making to substitute Channel 3 for Channel 22 at Harrisburg, Illinois. A supplement thereto was filed

December 27, 1956. A further petition requesting rule making to assign Channel 8, or alternatively Channel 3, to Harrisburg and requesting the Commission to direct WSIL-TV to show cause why its outstanding authorization should not be modified to specify operation on "the newly assigned VHF channel" was filed February 20, 1957.

3. Turner-Farrar Association submits that the assignment of a VHF channel in the Harrisburg area is essential to effectuate the Commission's objective of improving the opportunities for effective competition among television stations. Petitioner asserts that the amount of VHF service in the area served by its station on Channel 22 in Harrisburg is continually increasing and that it will be unable to continue to operate its station unless a VHF channel is obtained and that as more VHF stations carrying national network programs commence operation in its area, viewers will be less inclined to retain UHF antennas and to keep their UHF sets in proper repair.

4. On March 18, 1957, Southern Illinois Broadcasting Partnership, licensee of WCIL, Carbondale, Illinois, filed a petition for rule making to assign Channel 3 to Carbondale, Illinois.<sup>1</sup> In support of its petition Southern alleges that Carbondale is the principal city of southern Illinois, with a 1950 population of 10,921; that the assignment of Channel 3 to Carbondale would meet the Commission's engineering requirements; and that Carbondale and its environs are almost exclusively VHF. It argues that because of the multiplicity of VHF service already present within the service area of a Carbondale station and in the city itself, UHF is not economically feasible; that accordingly it is necessary to allocate a VHF channel to Carbondale to provide a local television service.

5. The Commission is of the view that rule making proceedings should be instituted in this matter in order that interested parties may submit their views

and relevant data. In view of the fact that Channel 3 cannot be assigned to both Carbondale and Harrisburg, it is proposed to assign Channel 8 to Harrisburg and Channel 3 to Carbondale. The assignment of Channel 8 to Harrisburg may create a non-offset carrier operation problem and parties are requested to direct their attention to this matter. Since this assignment does not require that we disturb the assignment of Channel 22 to Harrisburg, we need not modify the outstanding authorization of WSIL-TV.

6. Authority for the adoption of the amendment proposed herein contained in sections 4 (i), 301, 303 (c), (d), (f), (r) and 307 (b) of the Communications Act of 1934, as amended.

7. Any interested party who is of the view that the proposed amendment should not be adopted, or should not be adopted in the form set forth herein, may file with the Commission on or before June 10, 1957, a written statement setting forth his comments. Comments supporting the proposed amendments may also be filed on or before the same date. Comments in reply to original comments may be filed within 10 days from the last date for filing said original comments. No additional comments may be filed unless (1) specifically requested by the Commission or (2) good cause for the filing of such additional comments is established.

8. In accordance with the provisions of § 1.764 of the Commission's rules and regulations, an original and 14 copies of all statements, briefs, or comments shall be furnished the Commission.

Adopted: May 1, 1957.

Released: May 3, 1957.

FEDERAL COMMUNICATIONS  
COMMISSION,

[SEAL] MARY JANE MORRIS,  
Secretary.

[F. R. Doc. 57-3760; Filed, May 7, 1957;  
8:51 a. m.]

## NOTICES

### DEPARTMENT OF THE INTERIOR

#### Bureau of Land Management

CALIFORNIA

#### NOTICE OF PROPOSED WITHDRAWAL AND RESERVATION OF LANDS

APRIL 30, 1957.

The U. S. Fish and Wildlife Service has filed an application, Serial No. Los Angeles 0135993, for the withdrawal of the lands described below, from all forms of appropriation except mineral leasing under the mineral leasing laws and the disposal of materials under the Materials Act of July 31, 1947 (61 Stat. 681; 43 U. S. C. 1185). The management, use and disposal of the forest and range re-

sources will continue under the administration of the Bureau of Land Management in accordance with applicable laws and regulations.

The applicant desires the land be reserved in public ownership to provide assistance to the State of California for the protection, development and management of the wildlife resources. The area is known as the McCain Valley Wildlife Management Area.

For a period of 30 days from the date of publication of this notice, persons having cause may present their objections in writing to the undersigned official of the Bureau of Land Management, Department of the Interior, Room 801, California Fruit Building, Fourth and J Streets, Sacramento, California.

If circumstances warrant it, a public hearing will be held at a convenient time and place, which will be announced.

<sup>1</sup>The assignment would require the offset of WREC-TV in Memphis to be changed from 3 even to 3 minus.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record. The lands involved in the application are:

SAN BERNARDINO MERIDIAN

- T. 15 S., R. 6 E.,
  - Sec. 13, W $\frac{1}{2}$ ;
  - Secs. 14 and 15;
  - Sec. 22;
  - Sec. 23, NE $\frac{1}{4}$ , W $\frac{1}{2}$ ;
  - Sec. 26, W $\frac{1}{2}$ ;
  - Sec. 27;
  - Sec. 33, NE $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ ;
  - Secs. 34 and 35.
- T. 16 S., R. 6 E.,
  - Sec. 2, N $\frac{1}{2}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ ;
  - Secs. 3 and 4;
  - Secs. 9 and 10;
  - Sec. 11, S $\frac{1}{2}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ , SE $\frac{1}{4}$ ;
  - Sec. 12, E $\frac{1}{2}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ ;
  - Secs. 13 and 14;
  - Sec. 15, W $\frac{1}{2}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$ ;
  - Sec. 21;
  - Sec. 28, NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , SW $\frac{1}{4}$ SW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ .
- T. 15 S., R. 7 E.,
  - Secs. 31 to 35, inclusive.
- T. 16 S., R. 7 E.,
  - Secs. 2 to 5, inclusive;
  - Sec. 6, Lots 1 to 5, inclusive, S $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ ;
  - Sec. 7, NE $\frac{1}{4}$ NE $\frac{1}{4}$ ;
  - Secs. 8 to 11, inclusive;
  - Secs. 14 and 15;
  - Sec. 17;
  - Sec. 18, Lots 2, 3, and 4, NE $\frac{1}{4}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ ;
  - Sec. 19, Lots 1, 2, and 4, N $\frac{1}{2}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ ;
  - Sec. 20, NE $\frac{1}{4}$ , N $\frac{1}{2}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$ ;
  - Sec. 21, N $\frac{1}{2}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ ;
  - Secs. 22 and 23;
  - Secs. 26 and 27;
  - Sec. 28, NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , W $\frac{1}{2}$ W $\frac{1}{2}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ , SE $\frac{1}{4}$ SE $\frac{1}{4}$ ;
  - Sec. 29, E $\frac{1}{2}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ ;
  - Sec. 30, Lot 1, NW $\frac{1}{4}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ ;
  - Sec. 32, E $\frac{1}{2}$ , E $\frac{1}{2}$ W $\frac{1}{2}$ ;
  - Sec. 33, E $\frac{1}{2}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ ;
  - Sec. 34, N $\frac{1}{2}$ , N $\frac{1}{2}$ S $\frac{1}{2}$ ;
  - Sec. 35.
- T. 17 S., R. 7 E.,
  - Sec. 1;
  - Sec. 2, all except N $\frac{1}{2}$ NW $\frac{1}{4}$ ;
  - Sec. 3;
  - Sec. 4, NE $\frac{1}{4}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ E $\frac{1}{2}$ , W $\frac{1}{2}$ ;
  - Sec. 5, E $\frac{1}{2}$ , E $\frac{1}{2}$ W $\frac{1}{2}$ ;
  - Sec. 8, E $\frac{1}{2}$ NW $\frac{1}{4}$ ;
  - Sec. 9, W $\frac{1}{2}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ ;
  - Secs. 10 to 14, inclusive;
  - Sec. 15, NE $\frac{1}{4}$ , N $\frac{1}{2}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ ;
  - Sec. 23, NE $\frac{1}{4}$ , N $\frac{1}{2}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$ ;
  - Sec. 24;
  - Sec. 26, N $\frac{1}{2}$ N $\frac{1}{2}$ .

The areas described aggregate 38,691.57 acres of public lands in San Diego County.

R. R. BEST,  
State Supervisor.

[F. R. Doc. 57-3731; Filed, May 7, 1957; 8:45 a. m.]

CALIFORNIA

NOTICE OF PROPOSED WITHDRAWAL AND RESERVATION OF LANDS

APRIL 30, 1957.

The U. S. Fish and Wildlife Service has filed an application, Serial No. Sac-

ramento 051359, for the withdrawal of the lands described below, from all forms of appropriation except mineral leasing under the mineral leasing laws and the disposal of materials under the Materials Act of July 31, 1947 (61 Stat. 681; 43 U. S. C. 1185). The management, use and disposal of the forest and range resources will continue under the administration of the Bureau of Land Management in accordance with applicable laws and regulations.

The applicant desires the land be reserved in public ownership to provide assistance to the State of California for the protection, development and management of the wildlife resources. The area is known as the Panoche Wildlife Management Area.

For a period of 30 days from the date of publication of this notice, persons having cause may present their objections in writing to the undersigned official of the Bureau of Land Management, Department of the Interior, Room 801, California Fruit Building, 4th and J Streets, Sacramento, California.

If circumstances warrant it, a public hearing will be held at a convenient time and place, which will be announced.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

The lands involved in the application are:

MOUNT DIABLO MERIDIAN

- T. 16 S., R. 10 E.,
  - Sec. 1, Lots 7, 8, and 9;
  - Sec. 12, Lots 1, 2, 3, 6 to 11, inclusive, 14, 15, and 16;
  - Sec. 13, Lots 1, 2, and 3, NW $\frac{1}{4}$ NE $\frac{1}{4}$ .
- T. 14 S., R. 11 E.,
  - Secs. 2 and 3;
  - Sec. 4, Lots 1, 2, 3, W $\frac{1}{2}$  7, and 8, S $\frac{1}{2}$ ;
  - Sec. 5;
  - Sec. 6, Lots 1, E $\frac{1}{2}$  2, 3, 4, 5, 9, 12, 13, 16, and 17, SE $\frac{1}{4}$ ;
  - Sec. 7, Lots 3, 4, 5, S $\frac{1}{2}$  6, and 8, E $\frac{1}{2}$ ;
  - Secs. 8 to 11, inclusive;
  - Secs. 14 and 15;
  - Sec. 17 and 18;
  - Sec. 19, Lots 1, N $\frac{1}{2}$  6, and 7, NE $\frac{1}{4}$ , E $\frac{1}{2}$ SE $\frac{1}{4}$ ;
  - Secs. 20 to 23, inclusive;
  - Secs. 26 to 28, inclusive;
  - Sec. 29, N $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ SE $\frac{1}{4}$ ;
  - Sec. 30, E $\frac{1}{2}$ NE $\frac{1}{4}$ ;
  - Sec. 31, Lots 5 to 8, inclusive, E $\frac{1}{2}$ ;
  - Sec. 32, E $\frac{1}{2}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ , SE $\frac{1}{4}$ ;
  - Secs. 33 to 35, inclusive.
- T. 15 S., R. 11 E.,
  - Secs. 1 to 5, inclusive;
  - Sec. 6, Lots 1 to 4, inclusive, 11, and 12, S $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ ;
  - Sec. 7, Lots N $\frac{1}{2}$  6, N $\frac{1}{2}$  7, NE $\frac{1}{4}$ ;
  - Sec. 8, N $\frac{1}{2}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ NW $\frac{1}{4}$ ;
  - Sec. 9, N $\frac{1}{2}$ ;
  - Secs. 10 and 11;
  - Sec. 12, N $\frac{1}{2}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$ ;
  - Sec. 13, N $\frac{1}{2}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ ;
  - Sec. 14, N $\frac{1}{2}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ ;
  - Sec. 15, N $\frac{1}{2}$ , SE $\frac{1}{4}$ ;
  - Sec. 22, N $\frac{1}{2}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ .
- T. 16 S., R. 11 E.,
  - Sec. 5, SE $\frac{1}{4}$ SW $\frac{1}{4}$ ;
  - Sec. 6, Lots 8, S $\frac{1}{2}$  9, and S $\frac{1}{2}$  12, S $\frac{1}{2}$ SE $\frac{1}{4}$ ;
  - Sec. 7;
  - Sec. 8, W $\frac{1}{2}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ , S $\frac{1}{2}$ ;
  - Sec. 9, S $\frac{1}{2}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$ ;
  - Sec. 10, SE $\frac{1}{4}$ ;
  - Sec. 11, SW $\frac{1}{4}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ ;
  - Sec. 13, W $\frac{1}{2}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ ;
  - Secs. 14 and 15;
- Sec. 17, N $\frac{1}{2}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ ;
- Sec. 18, Lots 1, 2, 3, N $\frac{1}{2}$  5, 6, 7, and N $\frac{1}{2}$  8, NE $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ ;
- Sec. 21, NE $\frac{1}{4}$ , N $\frac{1}{2}$ NW $\frac{1}{4}$ ;
- Sec. 22, N $\frac{1}{2}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ ;
- Sec. 23, N $\frac{1}{2}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ ;
- Sec. 24, N $\frac{1}{2}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ .

- T. 15 S., R. 12 E.,
  - Sec. 32, E $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ ;
  - Sec. 33, N $\frac{1}{2}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ , SW $\frac{1}{4}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ ;
  - Sec. 34, NW $\frac{1}{4}$ ;
  - Sec. 35, Lots 11 to 14, inclusive.
- T. 16 S., R. 12 E.,
  - Sec. 1, SW $\frac{1}{4}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$ ;
  - Sec. 2, Lots 3 and 4, SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ ;
  - Sec. 3, Lots 1 to 4, inclusive, S $\frac{1}{2}$ N $\frac{1}{2}$ , SW $\frac{1}{4}$ ;
  - Sec. 4, Lots 1, 2, and 3, S $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ ;
  - Sec. 5;
  - Sec. 6, Lot 1, SE $\frac{1}{4}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$ ;
  - Sec. 7;
  - Sec. 8, NE $\frac{1}{4}$ , W $\frac{1}{2}$ NW $\frac{1}{4}$ , W $\frac{1}{2}$ SW $\frac{1}{4}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ ;
  - Sec. 9, NW $\frac{1}{4}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ , S $\frac{1}{2}$ SW $\frac{1}{4}$ , NW $\frac{1}{4}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ ;
  - Sec. 10;
  - Sec. 11, N $\frac{1}{2}$ SW $\frac{1}{4}$ ;
  - Sec. 12, N $\frac{1}{2}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ ;
  - Sec. 13, E $\frac{1}{2}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ ;
  - Sec. 14, SE $\frac{1}{4}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ ;
  - Sec. 15, E $\frac{1}{2}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ ;
  - Sec. 17;
  - Sec. 18;
  - Sec. 19, Lots 1, 3, and 4, NE $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ ;
  - Sec. 20;
  - Sec. 21;
  - Sec. 22, N $\frac{1}{2}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ SE $\frac{1}{4}$ ;
  - Sec. 23, N $\frac{1}{2}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ SW $\frac{1}{4}$ ;
  - Sec. 24, N $\frac{1}{2}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ ;
  - Sec. 26;
  - Sec. 27, NE $\frac{1}{4}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ ;
  - Sec. 28;
  - Sec. 29, E $\frac{1}{2}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ NW $\frac{1}{4}$ ;
  - Sec. 33, N $\frac{1}{2}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ ;
  - Sec. 34;
  - Sec. 35, W $\frac{1}{2}$ SW $\frac{1}{4}$ .
- T. 17 S., R. 12 E.,
  - Sec. 3, Lots 3, 4, and 5;
  - Sec. 4, Lots 1, 2, 3, 5, 6, 7, and 10.

The areas described aggregate 49,120.99 acres of public land in Fresno and San Benito Counties.

R. R. BEST,  
State Supervisor.

[F. R. Doc. 57-3732; Filed, May 7, 1957; 8:45 a. m.]

OREGON

RESTORATION ORDER UNDER FEDERAL POWER ACT

APRIL 26, 1957.

Pursuant to Determination No. DA-451 Oregon, of the Federal Power Commission and in accordance with Order No. 541, section 2.5 of the Director, Bureau of Land Management, approved April 21, 1954 (19 F. R. 2473), as amended, and pursuant to the authority delegated by the Oregon State Supervisor, Bureau of Land Management, under Part III, Re-delegation of Authority to Specified Classes of Employees, effective April 6, 1956 (21 F. R. 2253), it is ordered as follows:

1. The lands hereinafter described, so far as they are withdrawn and reserved for power purposes in Power Site Reserve No. 68 which was made permanent by

Executive Order dated July 2, 1910, are hereby restored to disposition under applicable public land laws subject to the provisions of section 24 of the Federal Power Act of June 20, 1920 (41 Stat. 1075; 16 U. S. C. 818), as amended.

WILLAMETTE MERIDIAN, OREGON

T. 17 S., R. 12 E.,

Sec. 7: Lots 3, 4, SW $\frac{1}{4}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ .

Approximately 190.86 acres.

2. The lands described in paragraph 1 shall be subject to application by the State of Oregon for a period of 90 days from the date of publication of this order in the FEDERAL REGISTER for rights of way for public highways or as a source of material for construction and maintenance of such highways, in accordance with and subject to the provisions of section 24 of the Federal Power Act, as amended.

3. (a) All of the lands except:

WILLAMETTE MERIDIAN, OREGON

T. 17 S., R. 12 E.,

Sec. 7: NW $\frac{1}{4}$ SE $\frac{1}{4}$ , 40 acres.

lie along the Deschutes River in the immediate vicinity of Tumalo State Park and have been classified for recreational purposes pursuant to the act of June 14, 1926 (44 Stat. 741), as amended by the act of June 4, 1954 (68 Stat. 173; 43 U. S. C. 866), and under authority of section 7, of the act of June 28, 1934 (48 Stat. 1273), as amended. This classification segregates the land from all appropriations under all other public land laws including locations under the mining laws, and applications under the Small Tract Act of June 1, 1938 (52 Stat. 609; 43 U. S. C. 862), as amended.

(b) Subject to any existing valid rights, the lands are hereby opened to filing by qualified applicants under the Recreation Act of June 14, 1926, supra, as amended, which limits applicants in this instance to the State of Oregon, Federal and State instrumentalities, and political subdivisions, including counties and municipalities, and nonprofit associations and nonprofit corporations. Applications filed under any other public land law will not be accepted.

4. The land described as NW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 7, containing 40 acres, is approximately one-quarter of a mile east of the Deschutes River, some 5 miles downstream from Bend, Oregon. The land lies on the plateau above the river gorge, is slightly rolling with a sandy loam soil intermingled with surface rocks and lava outcrops. The vegetative growth consists of scattered juniper, sagebrush, bitter brush, native grasses and annual weeds with present value for the grazing of livestock. Small patches are suitable for cultivation by irrigation if water can be obtained.

5. No application will be allowed under the Homestead, Desert Land, Small Tract, or other nonmineral public land laws unless the lands have already been classified as valuable or suitable for such type of application or shall be so classified upon consideration of an application. Any application that is filed will be considered on its merits. The lands

will not be subject to occupancy or disposition until they have been classified. Any disposition of the land shall be subject to the provisions and conditions of paragraph 1.

6. Subject to any existing valid rights and the requirements of applicable laws, the lands described in paragraph 4 are hereby opened to filing of applications, selections, and locations in accordance with the following:

(a) Applications and selections under the nonmineral public land laws may be presented to the Manager mentioned below, beginning on the date of the order. Such applications, selections, and offers will be considered as filed on the hour and respective dates shown for the various classes enumerated in the following paragraphs:

(1) Applications by persons having prior existing valid settlement rights, preference rights conferred by existing laws, or equitable claims subject to allowance and confirmation will be adjudicated on the facts presented in support of each claim or right. All applications presented by persons other than those referred to in this paragraph will be subject to the applications and claims mentioned in this paragraph.

(2) All valid applications under the Homestead, Desert Land, and Small Tract Laws by qualified veterans of World War II or the Korean Conflict, and by others entitled to preference rights under the act of September 27, 1944 (58 Stat. 747; U. S. C. 279-284), as amended, presented prior to 10:00 a. m. on June 1, 1957, will be considered as simultaneously filed at that hour. Rights under such preference rights filed after that hour and before 10:00 a. m. on September 3, 1957, will be governed by the time of filing.

(3) All valid applications and selections under the nonmineral public land laws, other than those coming under paragraphs (1) and (2) above, presented prior to 10:00 a. m. on September 3, 1957, will be considered as simultaneously filed at that hour. Rights under such applications and selections filed after that hour will be governed by the time of filing.

(b) The lands have been open to entry and location under the United States Mining Laws, pursuant to the act of August 11, 1955 (69 Stat. 683; 30 U. S. C. 621), and applications and offers under the mineral leasing laws.

7. Persons claiming veteran's preference rights under paragraph (2) above must enclose with their applications proper evidence of military or naval service, preferably a complete photostatic copy of the certificate of honorable discharge. Persons claiming preference rights based on settlement, statutory preference, or equitable claims must enclose properly corroborated statements in support of their applications setting forth all facts relevant to their claims. Detailed rules and regulations governing applications which may be filed pursuant to this order can be found in Title 43 of the Code of Federal Regulations.

8. Inquiry concerning the above lands should be addressed to Manager, Land

Office, Bureau of Land Management, 1001 NE. Lloyd Boulevard, P. O. Box 3861, Portland 8, Oregon.

ELTON M. HATTAN,  
Lands and Minerals Officer.

APRIL 26, 1957.

[F. R. Doc. 57-3734; Filed, May 7, 1957; 8:46 a. m.]

## DEPARTMENT OF AGRICULTURE

### Commodity Stabilization Service

SOIL BANK; ACREAGE RESERVE PROGRAM  
PARTICIPATION IN 1958 AND 1959 PROGRAMS  
BY PRODUCERS WHO HAVE PLACED ALL  
ELIGIBLE LAND IN SOIL BANK

A producer who has placed all of the eligible land on his farm in the acreage reserve and conservation reserve parts of the Soil Bank Program for the year 1957 and who complies with his Acreage Reserve Agreement and Conservation Reserve Contract, will be permitted to participate in the 1958 and 1959 Acreage Reserve Programs at least to the extent set forth below, subject (1) to the program being made available for the particular commodity, (2) to the regulations governing the 1958 and 1959 Acreage Reserve Programs, and (3) to any statutory limitation which may hereafter be enacted:

*Tobacco.* 3 acres or 30 percent of the farm allotment, whichever is larger.

*Cotton.* 10 acres or 30 percent of the farm allotment, whichever is larger.

*Rice.* 20 acres or 30 percent of the farm allotment, whichever is larger.

*Corn.* 20 acres or 30 percent of the farm allotment, whichever is larger.

*Wheat.* 50 acres or 50 percent of the farm allotment, whichever is larger.

If acreage in excess of that specified above is accepted for the 1958 and 1959 Acreage Reserve Programs, the producers to whom this notice applies will be given priority with respect thereto to the extent of the number of acres which they placed in the acreage reserve under the 1957 program.

All of the above is subject to the limitation that in no case may a producer place acreage in excess of the farm allotment in the acreage reserve.

(Sec. 124, 70 Stat. 198; 7 U. S. C. 1812)

Issued at Washington, D. C., this 3d day of May 1957.

[SEAL]

TRUE D. MORSE,  
Acting Secretary.

[F. R. Doc. 57-3770; Filed, May 7, 1957; 8:52 a. m.]

## DEPARTMENT OF COMMERCE

### Federal Maritime Board

AMERICAN PRESIDENT LINES, LTD., AND  
ALCOA STEAMSHIP CO., INC.

NOTICE OF AGREEMENT FILED FOR APPROVAL

Notice is hereby given that the following described agreement has been filed with the Board for approval pursuant to Section 15 of the Shipping Act, 1916 (39 Stat. 733, 46 U. S. C. 814):

Agreement No. 8216, between American President Lines, Ltd., and Alcoa Steamship Company, Inc., covers the transportation of general cargo under through bills of lading from the Far East to Puerto Rico, with transshipment at New York. Agreement No. 8216, upon approval, will supersede and cancel approved Agreement No. 7967.

Interested parties may inspect this agreement and obtain copies thereof at the Regulation Office, Federal Maritime Board, Washington, D. C., and may submit, within 20 days after publication of this notice in the FEDERAL REGISTER, written statements with reference to the agreement and their position as to approval, disapproval, or modification, together with request for hearing should such hearing be desired.

Dated: May 3, 1957.

By order of the Federal Maritime Board.

JAMES L. PIMPER,  
Secretary.

[F. R. Doc. 57-3757; Filed, May 7, 1957;  
8:50 a. m.]

### Maritime Administration

U. S. GULF/EAST COAST SOUTH AMERICA

NOTICE OF TENTATIVE CONCLUSIONS AND DETERMINATIONS REGARDING ESSENTIALITY AND UNITED STATES FLAG SERVICE REQUIREMENTS OF TRADE ROUTE NO. 20

Notice is hereby given that on May 2, 1957, the Maritime Administrator, acting pursuant to Section 211 of the Merchant Marine Act, 1936, as amended, found and determined the essentiality and United States flag service requirements of United States foreign Trade Route No. 20 and, in accordance with his action of July 27, 1956, ordered that the following tentative conclusions and determinations reached by the Maritime Administrator with respect to said trade route be published in the FEDERAL REGISTER:

1a. *Trade route No. 20.* As described below, is reaffirmed as an essential foreign trade route of the United States.

b. *Trade route No. 20. U. S. Gulf/East Coast South America.* Between U. S. Gulf ports (Key West to Mexican border) and ports on the East Coast of South America (Argentina, Brazil, Paraguay, and Uruguay).

2. Requirements for United States flag operations on Trade Route No. 20 are approximately four to five sailings per month consisting under present conditions of between approximately two and three sailings utilizing six to seven C-2 or equivalent freight vessels and between approximately one and one-half and two sailings utilizing three C-3 combination passenger-cargo vessels.

3. The C-2 type freight ships are suitable for service to the full range of U. S. and foreign ports on Trade Route No. 20 and C-1 type freighters are suitable for interim operation. Replacement freight ships should be superior in speed and have at least the cargo capacity of the present C-2 type ships with adequate deep tank space;

4. The present C-3 combination passenger-freight ships are suitable to continue in operation on Trade Route No. 20 under present conditions. Prior to replacement of the present combination ships passenger requirements should be re-evaluated. If replacement combination ships are determined to be economically feasible and necessary, two such ships of not less than 20-knot service speed maintaining sailings at approximately three-week intervals, with substantially more passenger accommodations and less cargo capacity than the present ships should provide sufficient express schedule service on this route.

Any person, firm or corporation having any interest in the foregoing who desires to offer comments and views or requests a hearing thereon, should submit same in writing to the Chief, Office of Government Aid, Maritime Administration, Department of Commerce, Washington, D. C., within fifteen (15) days from the date of publication of this notice in the FEDERAL REGISTER. In the event a hearing is requested, a statement must be included giving the reasons therefor. Any hearing thereby afforded will be before an Examiner on an informal advisory basis only. The Maritime Administrator will consider these comments and views and take such action with respect thereto as in his discretion he deems warranted.

Dated: May 3, 1957.

By order of the Maritime Administrator.

JAMES L. PIMPER,  
Secretary.

[F. R. Doc. 57-3756; Filed, May 7, 1957;  
8:50 a. m.]

## DEPARTMENT OF LABOR

### Office of the Secretary

[Gen. Order 92]

ADMINISTRATIVE OFFICER, DIVISION OF BUDGET AND FISCAL CONTROL ET AL.

DELEGATION OF AUTHORITY TO SIGN CERTAIN PAPERS AND DOCUMENTS

By virtue of and pursuant to the authority vested in me by the act of March 4, 1913 (5 U. S. C. 611); R. S. 161 (5 U. S. C. 22) and Reorganization Plan No. 6 of 1950 (15 F. R. 3174, 64 Stat. 1263); and the act of April 17, 1946 (60 Stat. 91; 5 U. S. C. 611c): *It is hereby ordered,* That the following persons in the Office of the Administrative Assistant Secretary are authorized to act for the Secretary of Labor in performing the functions and duties specified:

1. The Administrative Officer, Division of Budget and Fiscal Control, and the Fiscal Accounting Officer, Division of Accounts and Audits, are authorized to sign (a) all payrolls and all classes of vouchers payable from funds appropriated or made available to the Department of Labor or to any bureau, division, office, or service of the Department; (b) schedules covering all classes of vouchers and claims; (c) all accounts, schedules, forms, and statements with respect to funds appropriated or made available

to the Department rendered by or to the Disbursing Officer of the Treasury Department, the Bureau of the Budget, and other government departments and agencies.

2. The Chief, Branch of Administrative Audit and Payroll, the Chief, Section of Audit, and the Time, Leave, and Payroll Supervisor in the Division of Accounts and Audits are authorized to sign all classes of vouchers payable from funds appropriated or made available to the Department of Labor or to any bureau, division, office, or service of the Department.

3. The Chief, Division of Office Services, is authorized to negotiate and execute leases for rental of premises and contracts for telephone, electric, drayage, and other recurring services obligating funds available for such expenses appropriated or allotted to the Department of Labor or to any bureau, division, office, or service of the Department.

4. The Chief, Division of Procurement, Supplies, and Reproduction Processes is authorized to negotiate and execute contracts for supplies, equipment, and services obligating funds available for such purposes appropriated or allotted to the Department of Labor or to any bureau, division, office, or service of the Department, and for books, newspapers, periodicals, and commercial and labor reporting services ordered by the Librarian.

5. The Administrative Assistant Secretary and the Assistant to the Administrative Assistant Secretary are authorized to perform any or all of the functions and duties described above and to provide for such advertising as may be required by law or necessary for the efficient operations of the Department. The Administrative Assistant Secretary may also issue such rules and regulations as may be deemed necessary to carry out the purposes of this order.

This General Order supersedes Instruction No. 3, Revised and all other prior administrative orders or instructions inconsistent herewith.

JAMES P. MITCHELL,  
Secretary of Labor.

APRIL 23, 1957.

[F. R. Doc. 57-3764; Filed, May 7, 1957;  
8:51 a. m.]

[Gen. Order 93]

PROVIDING FOR THE DECENTRALIZATION OF ADMINISTRATIVE MANAGEMENT FUNCTIONS IN THE EVENT OF A NATIONAL EMERGENCY

By virtue of and pursuant to the authority vested in me by the Act of March 4, 1913 (37 Stat. 736; 5 U. S. C. 611), Reorganization Plan No. 6 of 1950 (64 Stat. 1263; 5 U. S. C. 611, Note) and R. S. 161 (5 U. S. C. 22), and in order to carry out the policies of the Federal Civil Defense Act (64 Stat. 1251; 50 App. U. S. C. 2291 et seq.) and Executive Order 10346 (3 CFR 75 (1952 Supp.)) to provide for the continuity of essential functions of the Executive departments and agencies during a civil defense emergency proclaimed

under the Federal Civil Defense Act; *It is hereby ordered:*

1. In the event of such civil defense emergency the following duties and responsibilities now vested in various employees of the Office of the Administrative Assistant Secretary by General Order 92,<sup>1</sup> and in various employees of the bureaus by Secretary's Instruction No. 17, and all other authorities specifically delegated herein or from time to time specifically delegated by the Administrative Assistant Secretary shall, with respect to their regions, automatically be vested in field personnel then serving as Mobilization Field Management Representatives as designated by the Administrative Assistant Secretary from time to time during the pre-emergency period:

- a. To designate certifying officers.
- b. To incur obligations against and make expenditures from any funds available to the Department deemed necessary to continue the Department's operations.
- c. To approve and certify all vouchers for expenditures.
- d. To maintain accounts and make necessary reports thereon.
- e. To authorize changes of official station for employees.
- f. To authorize and to designate others to authorize all travel by employees in the region, including travel and transportation of families and household goods in connection with changes of official station.
- g. To authorize and obtain advances of funds for the purposes set out in section "f".
- h. To negotiate and execute contracts for personal property and services and to negotiate and execute leases for rental of premises.
- i. To place such advertising as may be deemed necessary for the efficient operations of the Department.
- j. To negotiate and determine all matters involving fiscal relationships with the Treasury Department, the General Accounting Office and other Federal agencies.
- k. To prescribe procedures necessary to carry out the functions and authorities enumerated in sections "a" through "j" above and any which may subsequently be delegated.

2. The Administrative Assistant Secretary, upon determining that the national situation justifies redelegating the functions vested in field personnel by or pursuant to this order, may redelegate such functions to the officials of the Department who performed them prior to the occurrence of the civil defense emergency.

3. This order supersedes any prior orders or instructions to the extent that they may be inconsistent herewith.

Signed and effective April 25, 1957.

JAMES T. O'CONNELL,  
Acting Secretary of Labor.

[F. R. Doc. 57-3765; Filed, May 7, 1957;  
8:52 a. m.]

<sup>1</sup> See F. R. Document 57-3764, *supra*.

## FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 11803; FCC 57-440]

### BOSQUE RADIO

#### ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re application of George H. Cook tr/as Bosque Radio, Clifton, Texas, Docket No. 11803, File No. BP-10361; for construction permit.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 1st day of May 1957;

The Commission having under consideration the above-captioned application of George H. Cook tr/as Bosque Radio for a construction permit for a new standard broadcast station to operate on 1420 kilocycles with a power of 500 watts, directional antenna, daytime only, at Clifton, Texas;

It appearing, that the applicant is legally, technically, financially and otherwise qualified except as may appear from the issues specified below, to operate the proposed station, but that interference received by the proposed operation from Stations KFYN, Bonham, Texas (1420 kc, 250 w, Day) and KGNB, New Braunfels, Texas (1420 kc, 1 kw, Day) may affect more than 10 percent of the population in the proposed primary service area in contravention of § 3.28 (c) of the Commission's rules; 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 January 18, 1957, of the aforementioned interference 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, by amendment filed February 11, 1957, contends that the proposal would comply with § 3.28 (c) of the rules; but that no amendment to the directional antenna pattern was proposed and it still appears that the proposed operation would not be in compliance with § 3.28 (c) of the rules; and

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

*It is ordered*, That, pursuant to § 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 would receive primary service from the proposed operation, and the availability of other primary service to such areas and populations.

2. To determine whether, because of the interference received, the proposed operation would comply with § 3.28 (c) of the Commission's rules; and if compliance with § 3.28 (c) is not achieved, whether circumstances exist which would warrant a waiver of said section of the rules.

3. To determine, in the light of the evidence adduced pursuant to the foregoing issues, whether the above-captioned application should be granted.

*It is further ordered*, That, to avail himself of the opportunity to be heard, the applicant, pursuant to § 1.387 of the Commission's rules, in person or by attorney, shall within 20 days of the mailing of this order, file with the Commission, in triplicate, a written appearance stating an intention to appear on the date fixed for the hearing and present evidence on the issues specified in this order.

Released: May 3, 1957.

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

[F. R. Doc. 57-3761; Filed, May 7, 1957;  
8:51 a. m.]

## FEDERAL POWER COMMISSION

[Docket No. G-12499]

### NORTH PENN GAS CO.

#### ORDER PROVIDING FOR HEARING AND SUSPENDING PROPOSED TARIFF CHANGES

MAY 2, 1957.

North Penn Gas Company (North Penn) on April 5, 1957, tendered for filing Fourth Revised Sheets Nos. 4 and 5 to its FPC Gas Tariff, First Revised Volume No. 1, proposing an annual increase in Rates of approximately \$392,800, or 10.2 percent, based on jurisdictional sales for the year ended December 31, 1956. North Penn requests an effective date of May 5, 1957.

In purported support of the increased rates and charges, North Penn states that they are necessary because of, among other things, (1) the recent rate increase application filed by Tennessee Gas Transmission Company (Tennessee Gas) which was suspended until July 14, 1957, by order of the Commission issued February 13, 1957, in Docket No. G-11980; (2) a need for a rate of return of 6¼ percent on a rate base which is computed on the basis of an adjusted depreciation reserve rather than the greater reserve per books; and (3) increases in operating expenses to reflect wage, salary, and pension increases.

Since the proposed increased rates and charges of Tennessee Gas have been suspended and have not yet been shown to be justified, North Penn's reliance on the proposed increased rates and charges of Tennessee Gas is subject to the same infirmity. Additionally, North Penn has not fully supported other aspects of its proposed increased rate and charges, including—but not limited to—rate of return and increases in operating expenses to reflect wage, salary and pension increases.

The increased rates and charges provided for in the above-mentioned revised gas tariff sheets filed by North Penn on April 5, 1957, have not been shown to be justified and may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.



The Commission finds: It is necessary and proper in the public interest, and to aid in the enforcement of the provisions of the Natural Gas Act, that the Commission enter upon a hearing concerning the lawfulness of the proposed changes in rates, charges, classifications, or services, and that the above-designated revised gas tariff sheets be suspended and the use thereof deferred as hereinafter ordered.

The Commission orders:

(A) Pursuant to the authority of the Natural Gas Act, particularly sections 4 and 15 thereof, the Commission's rules of practice and procedure, and the regulations under the Natural Gas Act (18 CFR Chapter I), a public hearing be held on a date to be designated by notice from the Secretary of the Commission, concerning the lawfulness of the rates, charges, classifications, and services contained in North Penn's FPC Gas Tariff First Revised Volume No. 1 as proposed to be amended by the sheets described in paragraph B hereof.

(B) Pending such hearing and decision thereon, North Penn's Fourth Revised Sheets Nos. 4 and 5 to its FPC Gas Tariff, First Revised Volume No. 1, are each hereby suspended and the use thereof deferred until July 14, 1957, and until such further time as they may be made effective in the manner prescribed in the Natural Gas Act.

(C) Interested State Commissions may participate as provided by §§ 1.8 and 1.37 (f) (18 CFR 1.8 and 1.37 (f)) of the Commission's rules of practice and procedure.

By the Commission.

[SEAL] JOSEPH H. GUTRIDE,  
Secretary.

[F. R. Doc. 57-3736; Filed, May 7, 1957; 8:46 a. m.]

[Docket No. G-11779]

NEW YORK STATE NATURAL GAS CORP.  
NOTICE OF APPLICATION AND DATE OF HEARING  
MAY 2, 1957.

Take notice that New York State Natural Gas Corporation (Applicant), a New York corporation with its principal place of business in Pittsburgh, Pennsylvania, filed an application on January 24, 1957, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act authorizing the development of the Woodhull Pool in Potter and Tioga Counties, Pennsylvania and Steuben County, New York, as an underground storage, and the construction, replacement and operation of certain pipeline facilities incidental to utilization of the proposed Woodhull storage, as hereinafter described, subject to the jurisdiction of the Commission, all as more fully represented in the application which is on file with the Commission, open to public inspection.

The facilities proposed to be constructed and operated and those to be replaced, together with the year of completion and their estimated costs are summarized as follows:

FACILITIES TO BE CONSTRUCTED

	1957	1958	1959	Total
<i>Woodhull storage</i>				
1. Drilling, re-drilling, reconditioning wells.....	\$672,000	\$562,000	\$605,000	\$1,839,000
2. Field lines:				
8.90 miles, 12¾ inch.....	185,000	399,000	-----	584,000
4.55 miles, 8¾ inch.....	76,000	110,000	11,000	197,000
9.47 miles, 6¾ inch.....	42,000	236,000	122,000	400,000
Measuring stations.....	30,000	92,000	17,000	139,000
Compressor station (11,100 h. p.).....	-----	3,405,000	1,180,000	4,585,000
Miscellaneous.....	-----	75,000	-----	75,000
Contingencies.....	50,000	130,000	58,000	238,000
Subtotal Woodhull Storage.....	1,055,000	5,009,000	1,993,000	8,057,000
<i>Main transmission lines</i>				
3. 13.2 miles, 20-inch transmission line (Woodhull storage to point on 10-inch No. 2 line).....	913,000	-----	-----	913,000
4. 5.9 miles 20-inch transmission line (Sabinsville station to terminus in (3) replacing 5.9 miles of existing 10-inch).....	410,000	-----	-----	410,000
5. 12 miles 20-inch transmission line (Harrison station to Sabinsville station replacing 12 miles of 12-inch).....	804,000	-----	-----	804,000
6. 14.5 miles 26-inch transmission line terminus in (3) to Boom Station replacing 6.5 miles of 10-inch and 7.9 miles of 20-inch.....	-----	1,426,000	-----	1,426,000
Subtotal main transmission lines.....	2,127,000	1,426,000	-----	3,553,000
Total excluding retirement.....	3,182,000	6,435,000	1,993,000	11,610,000

The applicant states that the proposed pipeline facilities will handle the outputs of Applicant's existing Harrison and Sabinsville storages, the proposed Woodhull storage, and will facilitate the flow of other gas in that portion of its system between Sabinsville and Boom stations for disposal to its markets northeast of the Boom station.

The application states that a study of the market requirements of Applicant for the years 1953 to 1960, show an increasing demand for natural gas, principally for house heating. That the Woodhull storage and facilities proposed herein exemplifies Applicant's continued policy for service of its expanding markets.

Applicant proposes no new service, or increase in rates as a result of the proposed construction of facilities and development of the Woodhull storage.

The project will be financed by issuing notes or stock, or both, to Applicant's parent company, Consolidated Natural Gas Company.

This matter is one that should be disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held on June 6, 1957 at 9:30 a. m., e. d. s. t., in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D. C., concerning the matters involved in and the issues presented by such application: *Provided, however*, That the Commission may, after a non-contested hearing, dispose of the proceedings pursuant to the provisions of § 1.30 (c) (1) or (2) of the Commission's rules of practice and procedure. Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

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 (18 CFR 1.8 or 1.10) on or before May 23, 1957. Failure of any

party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

[SEAL] JOSEPH H. GUTRIDE,  
Secretary.

[F. R. Doc. 57-3737; Filed, May 7, 1957; 8:46 a. m.]

[Project No. 2146]

ALABAMA POWER CO.

ORDER GRANTING INTERVENTION AND FIXING HEARING

MAY 2, 1957.

On February 13, 1956, as supplemented August 3, 1956, and April 17, 1957, Coosa River Valley Land Protective Association, Forest Pearson, Harry Boatfield and Sam C. Lawrence, an unincorporated association of members owning, leasing and farming property located in Cherokee County, Alabama, filed a petition to intervene in the above-entitled proceeding involving an application for license filed by Alabama Power Company for proposed Project No. 2146 to be located on the Coosa River. The Petitioners are opposed to the proposed Leesburg Dam only, to be located in Cherokee County, and request a public hearing.

The Commission finds: (1) The participation of the Petitioners in this proceeding may be in the public interest.

(2) It is in the public interest that a public hearing be held on this matter as hereinafter provided.

The Commission orders:

(A) The Petitioners named herein are permitted to become interveners in this proceeding: *Provided, however*, That participation by the Petitioners shall be limited to matters affecting asserted rights and interests specifically set forth in the petition for leave to intervene: *And provided, further*, That the admission of the Petitioners shall not be construed as recognition by the Commission that Petitioners may be aggrieved because of any order or orders issued by the Commission in this proceeding.

(B) Pursuant to the authority contained in and subject to the jurisdiction conferred upon it by the Federal Power Act, particularly sections 4 and 308 thereof, and the Commission's rules of practice and procedure, a public hearing shall be held commencing May 20, 1957 at 10:00 a. m., e. d. s. t., in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington 25, D. C., upon the issues raised by Petitioners' petition for intervention.

By the Commission.

JOSEPH H. GUTRIDE,  
Secretary.

[F. R. Doc. 57-3738; Filed, May 7, 1957;  
8:46 a. m.]

[Project No. 2145]

**PUBLIC UTILITY DISTRICT NO. 1 OF CHELAN COUNTY, WASHINGTON**

**ORDER OMITTING INTERMEDIATE DECISION PROCEDURE AND FIXING ORAL ARGUMENT**

MAY 2, 1957.

On April 25, 1957, at the close of the hearing in this proceeding, Public Utility District No. 1 of Chelan County, Washington (the Chelan District) made an oral motion, concurred in by staff counsel, requesting that the intermediate decision procedure be omitted and that the Commission proceed forthwith to a consideration of the evidence concerning the issues presented for determination and render a final decision. Intervener, Public Utility District No. 1 of Douglas County, Washington opposed the motion.

Stated briefly, the issues presented for determination, as referred to in the opinion of the court remanding the proceeding to us (Public Utility District No. 1 of Douglas County v. Federal Power Commission, CA 9, No. 15347, Feb. 28, 1957) are: (1) Whether the Rocky Reach project with maximum normal pool elevation at 707 feet will reduce the available power potential between the Rocky Reach and Chief Joseph projects to the point of rendering the Wells stretch of the Columbia River economically infeasible for development; and (2) what conditions, if any, should be included as Article 42 of the license for the Rocky Reach project (Project No. 2145) for protection of the Wells stretch of the Columbia River for future development by the United States or its licensee.

The application for license for the Rocky Reach project (Project No. 2145) was filed on January 13, 1956. On March 22, 1956, intervener filed its protest and petition to intervene, which was subsequently amended. We received a joint statement on June 22, 1956 from the Intervener and the Chelan District requesting an immediate decision on the application of the Chelan District for a license so that construction of the Rocky Reach project could get started during the year 1956. We complied with that joint request and construction of the Rocky Reach project commenced on or about October 2, 1956.

Construction is continuing at this time. It was not until intervener filed

its petition for court review of our order issuing license that we were advised the joint statement signed by three commissioners on behalf of intervener was not an official act of intervener and should not be construed as a waiver of a hearing.

Whatever the reasons were for entering into the aforesaid joint request filed with us on June 22, 1956, the result has been the sale of a substantial amount of bonds and the commencement of construction of the Rocky Reach project. An early disposition of this matter is essential to completion of construction without adversely affecting the cost of the power output of the Rocky Reach project. The Commission finds: (1) Due and timely execution of the functions of the Commission imperatively and unavoidably requires that the intermediate decision procedure be omitted in this proceeding.

(2) It is appropriate and in the public interest that the parties be given opportunity to present oral argument before the Commission respecting the issues involved in this proceeding.

The Commission orders:

(A) The intermediate decision procedure in this proceeding be and the same hereby is omitted.

(B) Oral argument shall be held before the Commission at 10:00 a. m., e. d. s. t., on May 20, 1957, in the Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D. C., respecting the issues involved in this proceeding.

(C) Any party to this proceeding desiring to participate in the oral argument shall advise the Secretary of the Commission on or before May 13, 1957, to that effect and shall state the amount of time they wish to have allotted to them for argument.

(D) The dates heretofore fixed by the presiding examiner for the filing of briefs and proposed findings of fact shall be and remain the same.

By the Commission.

[SEAL] JOSEPH H. GUTRIDE,  
Secretary.

[F. R. Doc. 57-3739; Filed, May 7, 1957;  
8:47 a. m.]

**GENERAL SERVICES ADMINISTRATION**

[Delegation of Authority 291]

SECRETARY OF THE INTERIOR

**DELEGATION OF AUTHORITY TO NEGOTIATE A CONTRACT FOR MEASUREMENT OF STREAM VELOCITIES BY ULTRASONIC TECHNIQUES**

1. Pursuant to authority vested in me by the Federal Property and Administrative Services Act of 1949 (63 Stat. 377), as amended, herein called the act, authority is hereby delegated for the period ending June 30, 1958, to the Secretary of the Interior to negotiate, without advertising, under section 302 (c) (10) of the act, a contract required by the Geological Survey in the administration of its program for research and development work in connection with the application of ultrasonic principles to the measurement of stream velocities.

2. This authority shall be exercised in accordance with applicable limitations and requirements of the act, particularly sections 304, 305 and 307 thereof, and in accordance with policies, procedures, and controls prescribed by the General Services Administration.

3. Subject to the provisions of 2 above, the authority herein delegated may be redelegated to any officer or employee of the Department of the Interior.

4. This delegation shall be effective as of the date hereof.

Dated: May 2, 1957.

FRANKLIN G. FLOETE,  
Administrator.

[F. R. Doc. 57-3763; Filed, May 7, 1957;  
8:51 a. m.]

**ATOMIC ENERGY COMMISSION**

[Docket No. 50-8]

NORTH CAROLINA STATE COLLEGE

**AMENDMENT OF FACILITY LICENSE AUTHORIZING OPERATION OF RESEARCH REACTOR**

Please take notice that the Atomic Energy Commission on May 1, 1957, amended facility license No. R-1, authorizing the North Carolina State College to operate a research reactor. The license is substantially as set forth in the notice of proposed action published in the FEDERAL REGISTER on April 17, 1957, 22 F. R. 2681.

A copy of the license is on file in the AEC Public Document Room located at 1717 H Street NW., Washington, D. C.

Dated at Washington, D. C., this 1st day of May, 1957.

For the Atomic Energy Commission.

H. L. PRICE,  
Director.

Division of Civilian Application.

[F. R. Doc. 57-3755; Filed, May 7, 1957;  
8:50 a. m.]

**SECURITIES AND EXCHANGE COMMISSION**

[File No. 70-3579]

POTOMAC EDISON CO.

**ORDER AUTHORIZING ISSUE AND SALE AT COMPETITIVE BIDDING OF FIRST MORTGAGE AND COLLATERAL TRUST BONDS**

APRIL 30, 1957.

The Potomac Edison Company ("Company"), a registered holding company and a public-utility subsidiary of The West Penn Electric Company, also a registered holding company, has filed a declaration and an amendment thereto pursuant to section 7 of the Public Utility Holding Company Act of 1935 ("act") and Rule U-50 thereunder, regarding the following proposed transaction:

The Company proposes to issue and sell at competitive bidding, pursuant to Rule U-50, \$14,000,000 principal amount of First Mortgage and Collateral Trust Bonds, -- percent Series due 1987. It is expected that a public invitation for bids will be issued on or about May 1, 1957. Each bid shall specify the coupon rate

(which shall be a multiple of 1/8 percent) to be borne by the bonds, and the price (exclusive of accrued interest) to be paid to the Company for the bonds, which shall be not less than 100 percent nor more than 102 3/4 percent of the principal amount.

The bonds will be issued under an Indenture dated as of October 1, 1944 between the Company and Chemical Corn Exchange Bank, Trustee, as supplemented and as to be supplemented by a Supplemental Indenture to be dated as of May 1, 1957.

The net proceeds will be used in part to finance the construction program of the Company, and in part to make additional investments in its subsidiaries for the purpose of assisting them in financing their construction programs.

The Maryland Public Service Commission has approved the issue and sale of the bonds as proposed.

Due notice having been given of the filing of said declaration (Holding Company Act Release No. 13447), and a hearing not having been requested of or ordered by the Commission; and the Commission finding that the applicable provisions of the act and the rules thereunder are satisfied and that no adverse findings are necessary, and deeming it appropriate in the public interest and in the interest of investors and consumers that the declaration as amended be permitted to become effective forthwith:

It is ordered, Pursuant to Rule U-23 and the applicable provisions of the act, that said declaration as amended be, and hereby is, permitted to become effective forthwith, subject to the terms and conditions prescribed in Rule U-24 and Rule U-50.

By the Commission.

[SEAL] ORVAL L. DUBOIS,  
Secretary.

[F. R. Doc. 57-3741; Filed, May 7, 1957; 8:47 a. m.]

[File No. 70-3577]

ALABAMA POWER CO.

ORDER AUTHORIZING ISSUANCE AND SALE OF BONDS AT COMPETITIVE BIDDING

APRIL 30, 1957.

Alabama Power Company ("Company") a public-utility subsidiary of The Southern Company ("Southern"), a registered holding company, has filed with this Commission an application and amendments thereto pursuant to section 6 (b) of the Public Utility Holding Company Act of 1935 ("act") and Rule U-50 promulgated thereunder regarding the following proposed transaction:

The Company proposes to issue and sell, subject to the competitive bidding requirements of Rule U-50, \$14,500,000 principal amount of First Mortgage Bonds, -- percent Series due 1987. The interest rate (which shall be a multiple of 1/8 of 1 percent) and the price to be paid to the Company (which shall be not less than 100 percent nor more than 102 3/4 percent of the principal amount, exclusive of accrued interest to date of

delivery) will be determined by competitive bidding. The new bonds will be issued under the Company's Indenture dated as of January 1, 1942, as heretofore supplemented and as to be further supplemented by a Supplemental Indenture dated as of May 1, 1957.

The Company proposes to use the net proceeds from the sale of the new bonds for the construction or acquisition of permanent improvements, extensions and additions to its property. The Company estimates that its total construction expenditures for 1957 will aggregate approximately \$48,708,000 and in order to finance such program, the Company will use its cash on hand in excess of operating requirements, interest, and dividends, including in such cash the proceeds from the sale of the proposed bonds and \$8,500,000 to be received in 1957 from the sale to Southern of additional shares of common stock of the Company.

The fees and expenses incurred or to be incurred by Alabama in connection with the proposed transaction are estimated as follows:

Alabama mortgage privilege tax.....	\$21,750
Federal original issue tax.....	15,950
Filing fee—Securities and Exchange Commission .....	1,494
Charges of trustee (including counsel) .....	6,825
Cost of definitive bonds.....	4,840
Printing and preparation of registration statement, financial statements, prospectus, competitive bidding papers, supplemental indenture, etc.....	10,000
Recording supplemental indenture—Services of Southern Services, Inc....	1,500
Fees of counsel (Winthrop, Stimson, Putnam & Roberts, New York City) .....	5,000
Fees of accountants (Arthur Andersen & Co.).....	10,000
Miscellaneous, including telephone and telegraph charges and traveling expenses.....	4,000
	3,000
Total .....	84,359

The legal fee of Reid & Priest, who have been selected as counsel for the underwriters, is estimated at \$7,000 and is to be paid by the underwriters.

The issuance and sale of the new bonds have been expressly authorized by the Public Service Commission of Alabama, in which State the Company is organized and doing business. The Company requests that the order of the Commission herein be made effective upon issuance.

Due notice of the filing of the application having been given in the manner provided in Rule U-23 promulgated under the act (Holding Company Act Release No. 13444), and a hearing not having been requested of or ordered by the Commission; and the Commission finding that the applicable provisions of the act, and the rules thereunder have been satisfied and that no adverse findings are necessary, and deeming it appropriate in the public interest and the interest of investors and consumers to grant the application, as amended, effective forthwith:

It is ordered, Pursuant to Rule U-23 and the applicable provisions of the act, that the application, as amended, be, and hereby is, granted, effective forthwith,

subject to the terms and provisions prescribed in Rule U-50 and Rule U-24.

By the Commission.

[SEAL] ORVAL L. DUBOIS,  
Secretary.

[F. R. Doc. 57-3742; Filed, May 7, 1957; 8:47 a. m.]

[File No. 8-4311]

G. V. GRACE CO.

MEMORANDUM OPINION AND ORDER SUSPENDING FROM NATIONAL SECURITIES ASSOCIATION

APRIL 30, 1957.

In the matter of George Vincent Grace doing business as G. V. Grace Company, Pine Hollow Road, East Norwich, L. I., New York.

Appearances:

Harry Greenwald, of the New York Regional Office, for the Division of Trading and Exchanges.

Charles M. Carpenter, for George Vincent Grace.

This is a proceeding under sections 15 (b) and 15A of the Securities Exchange Act of 1934 ("act") to determine whether to revoke the registration as a broker and dealer of George Vincent Grace, doing business as G. V. Grace Company ("registrant") and whether to suspend or expel him from membership in the National Association of Securities Dealers, Inc. ("NASD").<sup>1</sup>

The order for proceedings alleges that registrant failed to file financial reports during the years 1949, 1951, 1953 and 1955 as required by Rule X-17A-5 adopted pursuant to section 17 (a) of the act which provides, among other things, that each registered broker or dealer shall file with this Commission a report of financial condition during each calendar year.

After appropriate notice a hearing was held before a hearing examiner who filed a recommended decision finding that registrant willfully failed to file reports as alleged and recommending that registrant be suspended from the NASD for a period of 10 days. Our Division of Trading and Exchanges filed an exception to the recommendation of the hearing examiner. Our findings are based upon an independent review of the record.

The record shows that registrant failed to file reports during the years 1949, 1951, 1953 and 1955 notwithstanding repeated reminders of the requirement that they be filed, and it is clear that he willfully violated section 17 (a) of the act

<sup>1</sup> Section 15 (b) of the act, as here applicable, provides that we may revoke the registration of a broker or dealer if we find that it is in the public interest and that such broker or dealer has willfully violated any provision of the act or of any rule or regulation thereunder.

Section 15 (l) (2) authorizes us to suspend or expel from a national securities association any member thereof who has violated any provision of the act or any rule or regulation thereunder if such action is necessary or appropriate in the public interest or for the protection of investors.

and Rule X-17A-5. The only substantial question in the proceeding is as to what action should be taken by us in the public interest.

The Division of Trading and Exchanges urges that registrant's registration be revoked because of his repeated violations. Registrant's activities as a broker and dealer have been confined to selling shares in mutual funds on a part-time basis, and he did file financial reports for 1950, 1952, 1954, and 1956 which have not been the subject of any question with respect to their adequacy. Under all the circumstances, and giving due recognition to the fact that the willful violations which we have found and the action we take herein would be taken into consideration in the event that in some future proceeding registrant should be found to have violated section 17 (a) of the act and Rule X-17A-5 or any other provision of the act and the rules thereunder, we think it sufficient in the public interest to suspend registrant from the NASD for a period of 30 days.

Accordingly, it is ordered, That George Vincent Grace, doing business as G. V. Grace Company, be, and he hereby is, suspended from membership in the National Association of Securities Dealers, Inc., for a period of 30 days, beginning May 6, 1957.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 57-3743; Filed, May 7, 1957;  
8:48 a. m.]

[File No. 8-2352]

PAUL SCARBOROUGH, JR.

MEMORANDUM OPINION AND ORDER REVOKING  
BROKER-DEALER REGISTRATION AND EX-  
PELLING FROM NATIONAL SECURITIES AS-  
SOCIATION

APRIL 30, 1957.

In the matter of Paul Scarborough, Jr.,  
10 South King Street, Hampton, Virginia.

This is a proceeding under sections 15 (b) and 15A of the Securities Exchange Act of 1934 ("Exchange Act") to determine whether to revoke the registration as a broker and dealer of Paul Scarborough, Jr. ("registrant") and whether to suspend or expel him from membership in the National Association of Securities Dealers, Inc. ("NASD").<sup>1</sup>

<sup>1</sup>Section 15 (b), as here applicable, provides that we may revoke the registration of a broker or dealer if we find that it is in the public interest and that such broker or dealer has been convicted of any felony or misdemeanor involving the purchase or sale of securities or is enjoined by any court of competent jurisdiction from engaging in any conduct or practice in connection with the purchase or sale of securities.

Section 15 (l) (2) authorizes us to suspend or expel from a national securities association any member thereof who has violated any provision of the Exchange Act or any rule or regulation thereunder if such action is necessary or appropriate in the public interest or for the protection of investors.

After appropriate notice, a hearing was held before a hearing examiner who filed a recommended decision recommending the revocation of registrant's registration and his expulsion from the NASD.

Registrant was convicted on December 4, 1956, in the United States District Court for the Eastern District of Virginia, Norfolk Division, of felonious violations of anti-fraud provisions of the Exchange Act and the Securities Act of 1933 and the Mail Fraud Statute (18 U. S. C. 1341) involving the misappropriation of customers' funds and securities, and was sentenced to imprisonment for seven years. He is also permanently enjoined by a judgment of the same Court, dated October 25, 1956, from engaging in fraudulent practices in connection with the purchase and sale of securities. We find that the public interest requires the revocation of registrant's registration and his expulsion from the NASD.

Accordingly, it is ordered, That the registration of Paul Scarborough, Jr., as a broker and dealer be, and it hereby is, revoked and that Paul Scarborough, Jr., be and he hereby is, expelled from membership in the National Association of Securities Dealers, Inc., effective May 6, 1957.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 57-3744; Filed, May 7, 1957;  
8:48 a. m.]

[File No. 1-1735]

NORTH AMERICAN RESOURCES, CORP.

ORDER AND NOTICE OF HEARING

MAY 2, 1957.

I. Miners Gold Mining Company whose name has since been changed to North American Resources Corporation (the "registrant"), a corporation organized and incorporated under the laws of the State of Nevada, filed an application for registration of its common stock, 10c par value, with the Salt Lake Stock Exchange ("the Exchange") on May 29, 1935, on Form 10, pursuant to section 12 of the Securities Exchange Act of 1934 (the "1934 Act") and the rules and regulations adopted by the Commission thereunder, and filed a duplicate original with the Commission on June 3, 1935. The registration of such securities on the Exchange became effective on July 16, 1935. In October of 1956 registrant changed its corporate name from Miners Gold Mining Company to North American Resources Corporation.

II. The Commission has reason to believe that the registrant has failed to comply with the provisions of section 13 of the 1934 Act in the following regard:

The registrant has failed to file a current report on Form 8-K furnishing information with respect to the issuance of 6,750,000 shares of its common stock in exchange for the assets of Reno Mines, Inc., a corporation organized and incorporated under the laws of Nevada.

III. On September 26, 1956 the registrant filed with the Commission a proxy statement pursuant to section 14 of the act and regulation X-14 adopted thereunder with respect to a special meeting of stockholders to be held October 12, 1956. The Commission has reason to believe that the said proxy statement was false and misleading in the following particulars:

1. In representing to stockholders in connection with soliciting authorization to increase the number of authorized shares from 2,000,000 to 10,000,000 that no particular transaction was pending for the issuance of any such additional authorized shares.

2. In omitting to state that negotiations were pending for the acquisition of Reno Mines, Inc. in exchange for a large block of the to-be-authorized shares of registrant and omitting to state the nature and approximate amount of the assets of Reno Mines, Inc.

IV. It is ordered, That a public hearing, pursuant to section 19 (a) (2) of the 1934 act, be held at 10:00 a. m., m. s. t. on Wednesday, May 29, 1957, at the offices of the Salt Lake City Branch Office of the Commission, 301 Boston Building, Salt Lake City, Utah, to determine whether it is necessary or appropriate for the protection of investors to suspend for a period not exceeding twelve months, or to withdraw, the registration of the common stock of registrant on the Salt Lake Stock Exchange for failure to comply with section 13 of the act and the rules and regulations adopted thereunder, as set forth in paragraph II above and for making false and misleading statements in a proxy statement filed with the Commission under section 14 of the act and the rules and regulations adopted thereunder, as set forth in paragraph III above.

It is further ordered, That Mr. James G. Ewell is hereby designated and assigned as Hearing Officer in this proceeding and is authorized to exercise the powers and perform the duties specified in the rules of practice of the Commission and any other duties which he may be authorized to perform in accordance with law.

Notice of such hearing is hereby given to registrant, the Salt Lake Stock Exchange and to any other person or persons whose participation in such proceeding may be necessary or appropriate in the public interest or for the protection of investors. Any such further persons desiring to be heard in such proceeding should file with the Hearing Officer or the Secretary of the Commission on or before May 24, 1957, his application therefor as provided by the rules of practice of the Commission, setting forth therein any of the above matters or issues of fact or law upon which he desires to be heard and any additional issues he deems raised by the aforesaid order.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 57-3745; Filed, May 7, 1957;  
8:48 a. m.]

[File No. 7-1867]

EL PASO NATURAL GAS CO.

NOTICE OF APPLICATION FOR UNLISTED TRADING PRIVILEGES, AND OF OPPORTUNITY FOR HEARING

MAY 2, 1957.

In the matter of application by the Philadelphia-Baltimore Stock Exchange for unlisted trading privileges in El Paso Natural Gas Company common stock.

The above named stock exchange, pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1 promulgated thereunder, has made application for unlisted trading privileges in the specified security, which is listed and registered on the New York and Pacific Coast Stock Exchanges.

Upon receipt of a request, on or before May 17, 1957, from any interested person, the Commission will determine whether to set the matter down for hearing. Such request should state briefly the nature of the interest of the person making the request and the position he proposes to take at the hearing. In addition, any interested person may submit his views or any additional facts bearing on this application by means of a letter addressed to the Secretary of the Securities and Exchange Commission, Washington 25, D. C. If no one requests a hearing on this matter, this application will be determined by order of the Commission on the basis of the facts stated in the application and other information contained in the official file of the Commission pertaining to the matter.

By the Commission.

[SEAL] ORVAL L. DUBOIS,  
Secretary.

[F. R. Doc. 57-3746; Filed, May 7, 1957; 8:48 a. m.]

[File No. 7-1866]

AMERICAN NATURAL GAS CO.

NOTICE OF APPLICATION FOR UNLISTED TRADING PRIVILEGES, AND OF OPPORTUNITY FOR HEARING

MAY 2, 1957.

In the matter of application by the Philadelphia-Baltimore Stock Exchange for unlisted trading privileges in American Natural Gas Company common stock.

The above named stock exchange, pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1 promulgated thereunder, has made application for unlisted trading privileges in the specified security, which is listed and registered on the New York Stock Exchange.

Upon receipt of a request, on or before May 17, 1957, from any interested person, the Commission will determine whether to set the matter down for hearing. Such request should state briefly the nature of the interest of the person making the request and the position he proposes to take at the hearing. In addition, any interested person may submit his views or any additional facts bearing on this application by means of a letter addressed to the Secretary of the Securities

and Exchange Commission, Washington 25, D. C. If no one requests a hearing on this matter, this application will be determined by order of the Commission on the basis of the facts stated in the application and other information contained in the official file of the Commission pertaining to the matter.

By the Commission.

[SEAL] ORVAL L. DUBOIS,  
Secretary.

[F. R. Doc. 57-3747; Filed, May 7, 1957; 8:48 a. m.]

UNITED STATES TARIFF COMMISSION

[Investigation 59]

TOYO CLOTH CAPS

NOTICE OF HEARING

The United States Tariff Commission announces a public hearing, to begin at 10 a. m., e. d. s. t., on August 20, 1957, in the Hearing Room of the Tariff Commission, Eighth and E Streets NW., Washington, D. C., in connection with Investigation No. 59 under section 7 of the Trade Agreements Extension Act of 1951, as amended, and section 332 of the Tariff Act of 1930, instituted April 5, 1957, with respect to caps, known as toyo caps or toyo-cloth caps, classifiable under the provision in paragraph 1413 of the Tariff Act of 1930 for "manufactures of paper, or of which paper is the component material of chief value, not specially provided for." Public notice of this investigation was previously given (22 F. R. 2517).

Request to appear at hearings: Parties interested will be given opportunity to be present, to produce evidence, and to be heard at the above-mentioned hearing. Such parties desiring to appear at the hearing should notify the Secretary of the Commission, in writing, at least three days in advance of the date of the hearing.

By order of the United States Tariff Commission, the 1st day of May, 1957.

Issued: May 3, 1957.

[SEAL] DONN N. BENT,  
Secretary.

[F. R. Doc. 57-3753; Filed, May 7, 1957; 8:49 a. m.]

INTERSTATE COMMERCE COMMISSION

[Notice 163]

MOTOR CARRIER APPLICATIONS

MAY 3, 1957.

The following applications are governed by the Interstate Commerce Commission's special rules governing notice of filing of applications by motor carriers of property or passengers and by brokers under sections 206, 209, and 211 of the Interstate Commerce Act and certain other procedural matters with respect thereto (49 CFR 1.241).

All hearings will be called at 9:30 o'clock a. m., United States standard time (or 9:30 o'clock a. m., local daylight

saving time, if that time is observed), unless otherwise specified.

APPLICATIONS ASSIGNED FOR ORAL HEARING OR PRE-HEARING CONFERENCE

MOTOR CARRIERS OF PROPERTY

No. MC 346 (Sub No. 1), filed February 28, 1957, MARVIN CUDNEY, 1313 McLean, Falls City, Nebr. For authority to operate as a common carrier, over irregular routes, transporting: (1) Lumber and building material, and fertilizer, from Kansas City, Kans., Kansas City and St. Joseph, Mo., to points in Richardson County, Nebr.; (2) Junk, from points in Richardson County, Nebr., to Kansas City and St. Joseph, Mo.

HEARING: June 18, 1957, at the Hotel Pickwick, Kansas City, Mo., before Joint Board No. 140.

No. MC 1968 (Sub No. 70), filed April 22, 1957, DAVID C. HALL, doing business as D. C. HALL MOTOR TRANSPORTATION, 1401 Foch Street, P. O. Box 1349, Fort Worth, Tex. Applicant's attorney: Harold R. Ainsworth, National Bank of Commerce Building, New Orleans 12, La. For authority to operate as a common carrier, over a regular route, 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 Baton Rouge, La., and Natchez, Miss., from Baton Rouge over U. S. Highway 61 to Natchez, and return over the same route, serving no intermediate points, as an alternate route for operating convenience only, in connection with applicant's authorized regular route operations between Baton Rouge, La., and McComb, Miss.; from McComb, Miss., to Hazlehurst, Miss.; from Hazlehurst, Miss., to Fayette, Miss.; and from Fayette, Miss., to Natchez, Miss. Applicant is authorized to conduct operations in Texas, Louisiana, Mississippi, Tennessee, and Oklahoma.

HEARING: June 24, 1957, at the Jung Hotel, New Orleans, La., before Joint Board No. 28, or, if the Joint Board waives its right to participate, before Examiner Mack Myers.

No. MC 2130 (Sub No. 51), filed February 25, 1957, COUCH MOTOR LINES, INC., 1401 Abbie Street, Shreveport, La. Applicant's attorney: Robert L. Garrett, 321 Commercial Building, Shreveport, La. For authority to operate as a common carrier, transporting: General commodities, except those of unusual value, Class A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, (A) OVER IRREGULAR ROUTES: Between Elizabeth, La., and all points on applicant's regular routes in Alabama, Arkansas, Louisiana, Mississippi, and Tennessee authorized in Certificate No. MC 2130. (This contemplates the same type of irregular route operations applicant now holds in a from and to movement as to freight destined to Elizabeth, and requested to be canceled, if the authority sought is granted, so as to provide for a between movement). (B) REGULAR ROUTES: Serving Elizabeth, La., as an off-route point in connection with appli-

cant's authorized regular route operations between (1) Alexandria, La., and Eunice, La., over U. S. Highway 71 to Meeker, La., thence from Meeker to Turkey Creek, La., over U. S. Highway 167, thence from Turkey Creek to Eunice, over Louisiana Highway 13 (formerly Louisiana Highway 26); (2) Shreveport, La. and Leesville, La., over U. S. Highway 171. Applicant is authorized to conduct operations in Alabama, Arkansas, Louisiana, Mississippi and Tennessee.

**NOTE:** Applicant's authority concerning freight destined to Elizabeth, La., is contained on Sheet No. 10 of Certificate No. MC 2130, IRREGULAR ROUTES.

**HEARING:** June 24, 1957, at the Jung Hotel, New Orleans, La., before Examiner Mack Myers.

No. MC 30605 (Sub No. 94), filed March 19, 1957, THE SANTA FE TRAIL TRANSPORTATION COMPANY, a corporation, Broadway and English Streets, Wichita, Kans. Applicant's attorney: Francis J. Steinbrecher, Law Department, The Atchison, Topeka and Santa Fe Railway System, 80 East Jackson Boulevard, Chicago 4, Ill. For authority to operate as a *common carrier*, over a regular route, 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 Kansas City, Kans., and the Kansas-Oklahoma State line at or near South Haven, Kans., as follows: From Kansas City on the Kansas-Missouri State line, over the Kansas Turnpike Tollroad to the Kansas-Oklahoma State line, at or near South Haven, and return over the same route, serving all approaches and interchanges over city streets or highways to and from applicant's authorized regular route authority. Applicant is authorized to conduct operations in Arkansas, Colorado, Kansas, Missouri, Nebraska, New Mexico, Oklahoma, and Texas.

**NOTE:** Applicant states it now holds authority to transport dangerous explosives, except liquid nitroglycerine, over regular routes paralleling the proposed operation over the Kansas Turnpike subject to the following conditions as set forth in its Certificate MC 30605 (Sub No. 65), dated October 11, 1949: (a) The service to be performed by the carrier in the transportation of dangerous explosives shall be limited to service which is auxiliary to, or supplemental of, railway service of the railway; and (b) The carrier shall not serve or interchange traffic at, any point not a station on a rail line of the railway. Applicant further states it is applying for the same authority as that conferred in said Certificate MC 30605 (Sub No. 65), over the proposed regular route over the Kansas Turnpike.

**HEARING:** June 20, 1957, at the Hotel Kansan, Topeka, Kans., before Joint Board No. 52.

No. MC 30605 (Sub No. 95), filed March 20, 1957, THE SANTA FE TRAIL TRANSPORTATION COMPANY, a corporation, Broadway and English Streets, Wichita, Kans. Applicant's attorney: Francis J. Steinbrecher, Law Department, The Atchison, Topeka and Santa Fe Railway System, 80 East Jackson Boulevard, Chicago 4, Ill. For authority to operate

as a *common carrier*, over a regular route, transporting: (1) *General commodities*, except those of unusual value, Class A and B explosives, livestock, household goods as defined by the Commission, and those requiring special equipment, between Jetmore, Kans., and Garden City, Kans., over U. S. Highway 50N, a distance of approximately 59 miles, serving no intermediate points, as an alternate route for operating convenience only in connection with applicant's authorized regular route operations (a) between Wichita, Kans., and Pueblo, Colo., (Item 48) and (b) between Hutchinson, Kans., and Dodge City, Kans. (Item 52). **RESTRICTION:** (a) The service to be performed by the carrier shall be limited to service which is auxiliary to, or supplemental of, train service of the railway; (b) The carrier shall not render any service to, or from, or interchange traffic at, any point not a station on the railway; (c) In operating under the rights acquired to which these conditions relate, or under a combination of those rights and rights otherwise confirmed in it, the carrier shall not transport any shipment between any of the following points, or through, or to, or from, more than one of said points: Wichita and Hutchinson, Kans., and Pueblo, Colo.; (d) All contractual arrangements between the carrier and the railway shall be reported to the Commission and shall be subject to revisions, if and as the Commission finds it to be necessary in order that such arrangements shall be fair and equitable to the parties; and (e) Such further specific conditions as the Commission in the future, may find it necessary to impose in order to insure that the service shall be auxiliary to, or supplemental of, train service; and (2) *Class A and B explosives*, except liquid nitroglycerine, between Jetmore, Kans., and Garden City, Kans., over U. S. Highway 50N, a distance of approximately 59 miles, serving no intermediate points, as an alternate route for operating convenience only, in connection with applicant's authorized regular route operations (a) between Wichita, Kans., and Pueblo, Colo.; (b) between Hutchinson, Kans., and Dodge City, Kans.; (c) between Dodge City, Kans., and junction U. S. Highway 50S and unnumbered highway, immediately north of Sylvia, Kans.; and (d) between Hutchinson, Kans., and Kinsley, Kans. Applicant is authorized to conduct similar operations in Arkansas, Colorado, Kansas, Missouri, Nebraska, New Mexico, Oklahoma, and Texas. **RESTRICTIONS:** (a) The service to be performed by the carrier in the transportation of dangerous explosives shall be limited to service which is auxiliary to, or supplemental of, rail service of the railway; (b) The carrier shall not serve, or interchange traffic at, any point not a station on a rail line of the railway; and (c) No shipments shall be transported by the carrier between any of the following points, or through, or to, or from more than one of said points: Wichita and Hutchinson, Kans., and Pueblo, Colo.

**NOTE:** Applicant states that in (1) above its authorized regular route between Jetmore and Garden City, Kans., via Dodge City, over which the above alternate route is sought, is

contained in Certificate MC 30605, dated November 23, 1948; and that in (2) above, its authorized regular route between the same two points, is contained in Certificate MC 30605 (Sub No. 65), dated October 11, 1949.

**HEARING:** June 20, 1957, at the Hotel Kansan, Topeka, Kans., before Joint Board No. 52.

No. MC 32838 (Sub No. 8), filed April 15, 1957, WEAVER W. SCHERFF, doing business as SCHERFF'S TRUCK LINE, 305 East Main Street, California, Mo. Applicant's attorney: J. R. Rose, Jefferson City, Mo. For authority to operate as a *common carrier*, over a regular route, transporting: *Charcoal and charcoal briquettes*, in bags or in bulk, from Meta, Mo., to Kansas City, Kans., and points in the Kansas City, Kans.-Mo., Commercial Zone as defined by the Commission, from Meta over Missouri Highway 133 to junction U. S. Highway 63, thence over U. S. Highway 63 to junction U. S. Highway 50, thence over U. S. Highway 50 to Kansas City, Kans., serving Kansas City, Mo., as an intermediate point, and points in the Kansas City, Kans.-Mo., Commercial Zone as intermediate and off-route points.

**HEARING:** June 18, 1957, at the Hotel Pickwick, Kansas City, Mo., before Joint Board No. 36.

No. MC 41432 (Sub No. 74), filed March 18, 1957, EAST TEXAS MOTOR FREIGHT LINES, INC., 623 North Washington Street, Dallas 10, Tex. Applicant's attorney: Rollo E. Kidwell, 305 Empire Bank Building, 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, livestock, household goods as defined by the Commission, rock, gravel, sand, commodities in bulk, and those requiring special equipment, between points in Texas, as follows: (1) between Troup, Tex., and Jacksonville, Tex., over Texas Highway 135, serving no intermediate or off-route points, as an alternate route for operating convenience only in connection with applicant's authorized regular route operations between the same termini; and (2) between Jacksonville, Tex., and San Antonio, Tex., from Jacksonville over Texas Highway 79 to Round Rock, Tex., thence over U. S. Highway 81 to San Antonio, and return over the same route, serving no intermediate or off-route points, as an alternate route for operating convenience only in connection with applicant's authorized regular route operations between the same termini. Applicant is authorized to conduct similar operations in Arkansas, Illinois, Missouri, Tennessee, and Texas.

**NOTE:** Applicant states that no duplicating authority is sought by this application.

**HEARING:** June 7, 1957, at the Baker Hotel, Dallas, Tex., before Joint Board No. 77, or, if the Joint Board waives its right to participate, before Examiner David Waters.

No. MC 42329 (Sub No. 133), filed April 22, 1957, HAYES FREIGHT LINES, INC., 628 East Adams Street, Springfield, Ill. Applicant's attorney: Carl L. Steiner, 39 South LaSalle Street, Chicago 3, Ill. For authority to operate

as a common carrier, over irregular routes, transporting: *Asbestos cement conduit or pipe containing asbestos fiber, and asbestos couplings and rubber washers* when moving at the same time and on the same vehicle with the conduit or pipe, from St. Louis, Mo., to points in Texas, Louisiana, Mississippi and Alabama. Applicant is authorized to conduct operations in Missouri, Iowa, Illinois, Indiana, Ohio, Kentucky, Tennessee, Michigan, Pennsylvania, and West Virginia.

**HEARING:** June 10, 1957, in Room 852, U. S. Custom House, 610 South Canal Street, Chicago, Ill., before Examiner Robert A. Joyner.

No. MC 42405 (Sub No. 7), filed April 17, 1957, MISTLETOE EXPRESS SERVICE, a corporation, 111 Harrison, Oklahoma City, Okla. Applicant's attorney: Max G. Morgan, 443-54 American National Building, Oklahoma City 2, Okla. For authority to operate as a common carrier, over regular routes, transporting: *General commodities, except Class A and B explosives, moving in express service, (1) between Fort Smith, Ark., and Muskogee, Okla., over U. S. Highway 64; (2) between Fort Smith, Ark., and Wilburton, Okla., from Fort Smith in a westerly direction over U. S. Highway 271 to junction U. S. Highway 270, thence over U. S. Highway 270 to Wilburton; (3) between Spiro, Okla., and Eufaula, Okla., over Oklahoma Highway 9; (4) between Heavener, Okla., and Wagoner, Okla., from Heavener over U. S. Highway 59 to Westville, Okla., thence over U. S. Highway 62 to Wagoner, (also from Stillwell, Okla., over Oklahoma Highway 51 to junction U. S. Highway 62, near Eldon, Okla.); (5) between Tulsa, Okla., and Miami, Okla., over U. S. Highway 66; (6) between Claremore, Okla., and Pryor, Okla., over Oklahoma Highway 20; (7) between junction U. S. Highways 66 and 60, near Vinita, Okla., and Nowata, Okla., over U. S. Highway 60; (8) between Wilburton, Okla., and Tahleah, Okla., from Wilburton over Oklahoma Highway 2 to junction Oklahoma Highway 63, thence over Oklahoma Highway 63 to Tahleah; and (9) between McAlester, Okla., and Vinita, Okla., over U. S. Highway 69; and return over the above routes, serving all intermediate points, and serving Muskogee, Tulsa, and Wilburton, Okla., as points of joinder only; and *General commodities, except Class A and B explosives, moving in express service, between junction U. S. Highways 62 and 64 and Tulsa, Okla., over U. S. Highway 64, serving no intermediate points, as an alternate route for operating convenience only in connection with applicant's authorized regular route operations (a) between Tulsa, Okla., and Erick, Okla., over U. S. Highway 66, (b) between Hollis, Okla., and Muskogee, Okla., over U. S. Highway 62, and (c) between Okmulgee, Okla., and Sapulpa, Okla., over U. S. Highway 75.* Applicant is authorized to conduct operations in Oklahoma and Texas.*

**HEARING:** June 18, 1957, at the U. S. Court Rooms, Little Rock, Ark., before Joint Board No. 217, or, if the Joint

Board waives its right to participate, before Examiner Mack Myers.

No. MC 45386 (Sub No. 4), filed April 19, 1957, BEE LINE TRUCK DISPATCH, a Corporation, 2713 San Pablo Avenue, Oakland, Calif. Applicant's attorney: Marvin Handler, 465 California Street, San Francisco 4, Calif. For authority to operate as a contract carrier, over irregular routes, transporting: *Explosives, from Creed, Calif., to points in California, Arizona, Idaho, Montana, New Mexico, Utah, Nevada and Oregon, and to ports of entry at the International Boundary Line between the United States and Mexico at San Ysidro and Calexico, Calif.* Applicant is authorized to transport explosives from specified points in California to points in Arizona, California, Idaho, Montana, Nevada, New Mexico, Oregon, Utah, and Washington, and between specified points in California.

**HEARING:** June 19, 1957, in Room 226, Old Mint Building, Fifth and Mission Streets, San Francisco, Calif., before Examiner F. Roy Linn.

No. MC 50132 (Sub No. 21), filed March 29, 1957, CENTRAL & SOUTHERN TRUCK LINES, INC., 312 West Morris Street, Caseyville, Ill. For authority to operate as a contract carrier, over irregular routes, transporting: *Urea (agricultural grade), from Woodstock, Tenn., to points in Florida and Ohio.*

**HEARING:** July 3, 1957, at the Dinkler-Andrew Jackson Hotel, Nashville, Tenn., before Examiner Mack Myers.

No. MC 52920 (Sub No. 25), filed April 22, 1957, PACIFIC HIGHWAY TRANSPORT, INC., Sixth Avenue South and Holgate Street, Seattle, Wash. Applicant's attorney: William B. Adams, Pacific Building, Portland 4, Oreg. For authority to operate as a common carrier, over irregular routes, transporting: *General commodities, except household goods as defined by the Commission, petroleum products, in bulk, and commodities requiring special equipment (other than such equipment required for use in transporting machinery, tanks and other commodities requiring the use of flat-bed trucks), between points in Snohomish County, Wash. on and west of Washington Highway 1-A.* Applicant is authorized to conduct operations in Washington and Oregon.

**HEARING:** June 21, 1957, in Room 400, U. S. Court House, Fifth and Madison Streets, Seattle, Wash., before Joint Board No. 80.

No. MC 59206 (Sub No. 14), filed March 25, 1957, HOLLAND MOTOR EXPRESS, INC., 1 West Fifth Street, Holland, Mich. Applicant's attorney: Kirkwood Yockey, 108 East Washington Street, 806 Morris Plan Building, Indianapolis 4, Ind. 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, and commodities requiring special equipment, serving the site of the Clayton & Lambert Plant at or near Buckner, Ky. as an off-route point in connection with applicant's authorized regular route operations between*

Chicago, Ill. and Louisville, Ky. over U. S. Highways 41, 52, 31, 31A, 31E, and Indiana Highway 431. Applicant is authorized to conduct operations in Michigan, Illinois, Indiana, Ohio, and Kentucky.

**HEARING:** June 12, 1957, at the Kentucky Hotel, Louisville, Ky., before Joint Board No. 105, or, if the Joint Board waives its right to participate, before Examiner Mack Myers.

No. MC 59531 (Sub No. 73), filed February 28, 1957, AUTO CONVOY CO., a Corporation, 3020 Haskell Avenue, Dallas, Tex. Applicant's attorney: Reagan Sayers, Century Life Building, Fort Worth, Tex. For authority to operate as a common carrier, over irregular routes, transporting: *New trucks and new chassis, in secondary movements, by drive-away and truckaway methods, from Anthony, N. Mex., to points in Oklahoma and Texas; and new automobiles, new trucks, and new chassis, in secondary movements, by drive-away and truckaway methods, from Texico, N. Mex., to points in Oklahoma and Texas. Damaged shipments of the above-specified commodities from the above-described destination points to the above-specified origin points.* Applicant is authorized to conduct similar operations in Louisiana, Oklahoma, and Texas.

**HEARING:** June 11, 1957, at the Baker Hotel, Dallas, Tex., before Joint Board No. 210, or, if the Joint Board waives its right to participate, before Examiner David Waters.

No. MC 77404 (Sub No. 9), filed April 29, 1957, MOHAWK MOTOR, INC., 40 Harrison Street, Tiffin, Ohio. Applicant's attorney: Taylor C. Burneson, 3510 Leveque-Lincoln Tower, Columbus 15, Ohio. For authority to operate as a common carrier, transporting: *General commodities, except those of unusual value, Class A and B explosives, livestock, furs, household goods as defined by the Commission, and those requiring special equipment serving the site of the Detroit Edison Atomic Energy Reactor Plant, located near Newport, Mich., as an off-route point in connection with applicant's authorized regular route operations from and to Detroit, Mich.* Applicant is authorized to transport similar commodities in Indiana, Michigan, and Ohio.

**HEARING:** May 21, 1957, at the Olds Hotel, Lansing, Mich., before Joint Board No. 76.

No. MC 77404 (Sub No. 10), filed April 29, 1957, MOHAWK MOTOR, INC., 40 Harrison Street, Tiffin, Ohio. Applicant's attorney: Taylor C. Burneson, 3510 Leveque-Lincoln Tower, Columbus 15, Ohio. For authority to operate as a common carrier, transporting: *General commodities, except those of unusual value, Class A and B explosives, livestock, furs, household goods as defined by the Commission, and those requiring special equipment, serving the site of the Brush Beryllium Plant, located near the intersection of Ohio Highways 105 and 590, east of Elmore, Ohio, as an off-route point in connection with applicant's authorized regular route operations between Cleveland, Ohio, and Detroit,*

Mich. Applicant is authorized to transport similar commodities in Indiana, Michigan, and Ohio.

HEARING: May 27, 1957, in Room 255, New Post Office Building, Columbus, Ohio, before Joint Board No. 117.

No. MC 80428 (Sub No. 24), filed April 17, 1957, H. LEON McBRIDE, FRANK McBRIDE, AND H. LEON McBRIDE, JR., doing business as H. L. & F. McBRIDE, Main Street, Goshen, N. Y. Applicant's attorney: Martin Werner, 295 Madison Avenue, New York 17, N. Y. For authority to operate as a *common carrier*, over irregular routes, transporting: *Vinegar*, in bulk, in tank vehicles, from Newark, N. J., to Marion, N. Y.

HEARING: June 11, 1957, at 346 Broadway, New York, N. Y., before Examiner Allen W. Hagerty.

No. MC 82118 (Sub No. 5), filed March 25, 1957, SOUTHERN TRANSPORTATION CO., INC., Seventh and Jackson Streets, Columbus, Ind. Applicant's attorney: Kirkwood Yockey, Suite 806 Morris Plan Building, 108 East Washington Street, Indianapolis 4, Ind. For authority to operate as a *common carrier*, transporting: *General commodities*, except those of unusual value, livestock, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, serving the site of the Clayton & Lambert Plant at or near Buckner, Ky., as an off-route point in connection with applicant's regular route operations between Shelbyville, Ind., and Louisville, Ky., over U. S. Highways 31 and 31E. Applicant is authorized to transport similar commodities in Indiana and Kentucky.

HEARING: June 12, 1957, at the Kentucky Hotel, Louisville, Ky., before Joint Board No. 105, or, if the Joint Board waives its right to participate, before Examiner Mack Myers.

No. MC 92983 (Sub No. 209), filed March 13, 1957, ELDON MILLER, INC., 330 East Washington Street, Iowa City, Iowa. For authority to operate as a *common carrier*, over irregular routes, transporting: *Caustic soda*, in bulk, in tank vehicles, from Pine Bluff, Ark., to points in Oklahoma. Applicant is authorized to transport similar commodities in Arkansas, Colorado, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Minnesota, Missouri, Nebraska, North Dakota, Ohio, Oklahoma, South Dakota, Tennessee, Texas, West Virginia, and Wisconsin.

HEARING: June 19, 1957, at the U. S. Court Rooms, Little Rock, Ark., before Joint Board No. 217, or, if the Joint Board waives its right to participate, before Examiner Mack Myers.

No. MC 93132 (Sub No. 4), filed April 11, 1957, GEORGE H. LOESCHER, doing business as DIXON RAPID TRANSFER, Box 35, East River Road, Dixon, Ill. Applicant's attorney: Ralph H. Haen, 620 Empire Building, Rockford, Ill. For authority to operate as a *contract carrier*, over a regular route, transporting: *Malt beverages*, from Terre Haute, Ind., over U. S. Highway 40 to junction U. S. Highway 150 at West Terre Haute, Ind., thence over U. S. Highway 150 to junction U. S. Highway 36, thence over U. S.

Highway 36 to junction U. S. Highway 51 at Decatur, Ill., thence over U. S. Highway 51 to junction U. S. Highway 52, thence over U. S. Highway 52 to Dixon, Ill., thence over Illinois Highway 2 to Sterling, Ill., (also over Illinois Highway 26 from Dixon, Ill., to Freeport, Ill.), serving no intermediate points, and *empty containers* used in the transportation of malt beverages over the above-described route on return.

NOTE: Applicant is authorized to transport malt beverages and advertising matter over irregular routes, from St. Louis, Mo., to Dixon, Freeport, and Sterling, Ill., and empty malt-beverage containers, from Dixon, Freeport, and Sterling, Ill., to St. Louis, Mo.

HEARING: June 24, 1957, in Room 852, U. S. Custom House, 610 South Canal Street, Chicago, Ill., before Joint Board No. 21.

No. MC 93616 (Sub No. 6), filed March 28, 1957, F. C. INGHAM, P. O. Box 161, Monahans, Tex. Applicant's attorney: Thomas E. James, Brown Building, Austin 1, Tex. For authority to operate as a *contract carrier*, over a regular route, transporting: *Sodium sulphate*, in bulk, between Ozark Mahoning Company plant site located approximately 14½ miles east of Brownfield, Tex., and a rail siding located 1 mile north of Brownfield, Tex. (for subsequent movement by rail): from Ozark Mahoning Company plant site (14½ miles east of Brownfield) over unnumbered highway to junction with U. S. Highway 380, and thence over U. S. Highway 380 to rail siding (1 mile north of Brownfield), and return over the same route, serving no intermediate points. Applicant is authorized to transport sodium sulphate and brine from and to specified points in Texas and New Mexico.

HEARING: June 17, 1957, at the Federal Office Building, Franklin and Fannin Streets, Houston, Tex., before Joint Board No. 77, or, if the Joint Board waives its right to participate, before Examiner David Waters.

No. MC 100666 (Sub No. 25), filed February 6, 1957, B. E. MELTON, P. O. Box 312, Nashville, Ark. Applicant's attorney: Max G. Morgan, 450 American National Building, Oklahoma City 2, Okla. For authority to operate as a *common carrier*, over irregular routes, transporting: *Lumber and lumber mill products*, from points in Ashley County, Ark., to points in Illinois, Indiana, Mississippi, Tennessee and points in Kentucky on and west of U. S. Highway 27; *wooden pallets*, from points in Ashley County, Ark., to points in Missouri, Tennessee, Mississippi, Louisiana, Texas, Illinois, Oklahoma, and Kansas. Applicant is authorized to transport similar commodities in Arkansas, Kansas, Louisiana, Missouri, Oklahoma, and Texas.

HEARING: June 17, 1957, at the U. S. Court Rooms, Little Rock, Ark., before Examiner Mack Myers.

No. MC 101271 (Sub No. 14), filed February 20, 1957, HERMAN BIRD AND J. P. CUTSHAW, doing business as BIRD AND CUTSHAW, Myers Street, Greeneville, Tenn. Applicant's attorney: N. R. Coleman, Jr., Greeneville, Tenn. For authority to operate as a *contract car-*

*rier*, over irregular routes, transporting: *Animal feed, poultry feed, and livestock feed*, in bulk and in bags; *fertilizer*, in bulk and in bags; *fabricated metal roofing material*; and *steel fencing wire*, between Louisville, Ky., and Cincinnati, Ohio, on the one hand, and, on the other, Greeneville, Jonesboro, Cosby, Jefferson City, and Morristown, Tenn.

HEARING: July 5, 1957, at the U. S. Court Rooms, Knoxville, Tenn., before Examiner Mack Myers.

No. MC 105265 (Sub No. 35), filed March 18, 1957, DENVER-AMARILLO RED BALL MOTOR FREIGHT, INC., 200 North Fillmore Street, Amarillo, Tex. Applicant's attorney: Reagan Sayers, Century Life Building, Fort Worth 2, Tex. For authority to operate as a *common carrier*, over a regular route, transporting: *General commodities, including Class A and B explosives*, but excluding commodities of unusual value, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, between Hartley, Tex., and intersection of Texas Highway 354 and U. S. Highway 87, from Hartley over U. S. Highway 87 to Dumas, thence over U. S. Highway 87-Texas Highway 287 to intersection of U. S. Highway 87-Texas Highway 287 and Texas Highway 354, and return over the same route, serving all intermediate points. Applicant is authorized to transport similar commodities in Colorado, Texas, New Mexico and Oklahoma.

HEARING: June 10, 1957, at the Baker Hotel, Dallas, Tex., before Joint Board No. 77, or, if the Joint Board waives its right to participate, before Examiner David Waters.

No. MC 109914 (Sub No. 11), filed May 2, 1957, DUNDEE TRUCK LINE, INC., 660 Sterling Street, Toledo 9, Ohio. Applicant's attorney: Walter N. Bieneman, Guardian Building, Detroit 26, Mich. For authority to operate as a *common carrier*, over a regular route, transporting: *General commodities*, except those of unusual value and except Class A and B explosives, household goods, as defined by the Commission, commodities in bulk, and those requiring special equipment, between junction U. S. Highway 25 and Alternate U. S. Highway 24 (near Allen Road) and Toledo, Ohio, over Alternate U. S. Highway 24, serving all intermediate points and the off-route point of the Detroit Edison Atomic Energy Reactor Plant, near Newport, Mich. Applicant is authorized to conduct operations in Ohio, Michigan, and Indiana.

HEARING: May 21, 1957, at the Olds Hotel, Lansing, Mich., before Joint Board No. 57.

No. MC 112254 (Sub No. 2), filed April 2, 1957, R. E. MINTON (doing business as REM TRUCKING COMPANY, 1092 Lynn Garden Drive, Kingsport, Tenn. Applicant's attorney: Clifford E. Sanders, 321 East Center Street, Kingsport, Tenn. For authority to operate as a *contract carrier*, over irregular routes, transporting: *Cinder blocks, concrete blocks and brick*, between Johnson City and Knoxville, Tenn., and Marion, Va., on the one hand, and, points in Whitley, Bell, Knox, Clay, Leslie, Owsley, Knott, Breathitt, Floyd, Magoffin, Johnson, Martin, Pike,



Harlan, Perry, Letcher, and Laurel Counties, Ky., and Mingo, Wyoming, McDowell, Mercer, Logan and Raleigh Counties, W. Va. Applicant is authorized to transport similar commodities in Kentucky, Tennessee, and West Virginia.

**HEARING:** July 8, 1957, at the U. S. Court Rooms, Knoxville, Tenn., before Examiner Mack Myers.

No. MC 112497 (Sub No. 88), filed April 22, 1957, HEARIN TANK LINES, INC., 6440 Rawlins Street, Baton Rouge, La. For authority to operate as a *common carrier*, over irregular routes, transporting: *Acids and Chemicals*, in bulk, in tank vehicles, between points in Ascension, East Baton Rouge, East Feliciana, Iberville, Pointe Coupee, St. Charles, St. James, St. John the Baptist, West Baton Rouge, and West Feliciana Parishes, Louisiana, on the one hand, and, on the other, points in Alabama, Arizona, Arkansas, Colorado, Delaware, District of Columbia, Florida, Georgia, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Maryland, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, Nevada, New Mexico, New York, North Carolina, North Dakota, Ohio, Oklahoma, Pennsylvania, South Carolina, South Dakota, Tennessee, Texas, Utah, Virginia, West Virginia, Wisconsin and Wyoming, EXCEPT: (1) Acids and chemicals, from points in Jefferson and Brazoria Counties, Texas, to points in Louisiana; and from Baton Rouge, Louisiana, to Kansas City, Missouri, and Kansas City, Kans.; (2) Anhydrous Ammonia, from Luling, Louisiana to points in Alabama, Florida, and Texas; and between El Dorado, Arkansas, and Luling, Louisiana; (3) Anhydrous Ammonia, Nitrogen Fertilizer solutions, nitric acid and aqua ammonia, from the plant site of the Spencer Chemical Company near Vicksburg, Mississippi to points in Louisiana; (4) chemicals, between points in Louisiana and Kingsport, Tennessee; from Charlotte, Kernersville, Thomasville, and Greensboro, N. C. and points within 5 miles of each, to points in Louisiana; from Celriver, S. C., to points in Louisiana; (5) chlorinated camphene, from Brunswick, Ga., and Hattiesburg, Miss., to points in Louisiana; (6) Latex, from Baton Rouge, La., to Anniston, Ala., and Charlotte, N. C.; (7) Muriatic acid, from Fort Worth, Tex., to points in Louisiana; (8) Nitric acid, from Luling, La., to Mobile, Ala.; (9) Nitrogen compounds, from North Seadrift, Tex., to points in Louisiana; (10) Nitrogen solutions, from Luling, La., to points in Alabama, Florida, Mississippi, and Texas; between El Dorado, Ark., and Luling, La.; (11) Oakite compounds, from Baton Rouge, La., to points in Tennessee and Texas; (12) phosphoric acid, from Columbia and Godwin, Tenn., to points in Louisiana; (13) sulphuric acid, from Fort Worth, Tex., to points in Louisiana; (14) Synthetic Resins and Formaldehydes, from Demopolis, and Anniston, Ala., to points in Louisiana; (15) Synthetic Resins and Plasticizers, from Anniston, Ala., to points in Louisiana; (16) Vegetable oils, animal oils, lards, cooking oils, shortenings, and blends thereof, between points in Louisiana and points in Colorado, Illinois, Indiana, Iowa, Ken-

tucky, Missouri, Mississippi, Nebraska, Oklahoma, and Texas.

**NOTE:** Applicant states that it seeks no duplication of authority. Applicant is authorized to transport similar commodities in Alabama, Florida, Mississippi, Tennessee, Louisiana, Missouri, Georgia, South Carolina, Texas, and Arkansas.

**HEARING:** June 25, 1957, at the Jung Hotel, New Orleans, La., before Examiner Mack Myers.

No. MC 112617 (Sub No. 29), filed March 22, 1957, LIQUID TRANSPORTERS, INC., P. O. Box 35, Cherokee Station, Louisville 5, Ky. For authority to operate as a *common carrier*, over irregular routes, transporting: *Coal tar and coal tar products*, in bulk, in tank vehicles, from points in Lyon and Marshall Counties, Ky., to points in Kentucky, points in Tennessee on and west of U. S. Highway 231, points in Indiana on and south of U. S. Highway 150, points in Illinois on and south of U. S. Highway 50, points in Missouri on and east of U. S. Highway 67, and those in Arkansas on and east of U. S. Highway 63. Applicant is authorized to transport similar commodities in Indiana, Kentucky, and Tennessee.

**HEARING:** June 11, 1957, at 11:00 o'clock a. m., United States standard time (or 11:00 o'clock a. m., local daylight saving time, if that time is observed), at the Kentucky Hotel, Louisville, Ky., before Examiner Mack Myers.

No. MC 113514 (Sub No. 25), filed April 18, 1957, SMITH TRANSIT, INC., 305 Simons Building, Dallas, Tex. Applicant's attorney: W. D. White, 17th Floor Mercantile Bank Building, Dallas 1, Tex. for authority to operate as a *common carrier*, over irregular routes, transporting: *Catalyst*, in bulk, in covered hopper vehicles, from points in Louisiana and Texas, to points in New Mexico. Applicant is authorized to transport similar commodities in Arkansas, Louisiana, Oklahoma, and Texas.

**HEARING:** June 10, 1957, at the Baker Hotel, Dallas, Tex., before Joint Board No. 171, or, if the Joint Board waives its right to participate, before Examiner David Waters.

No. MC 114004 (Sub No. 13), filed April 8, 1957, ARKANSAS TRUCKING CO., INC., P. O. Box 1750, Little Rock, Ark. Applicant's attorney: Ed E. Ashbaugh, 902 Wallace Building, Little Rock, Ark. For authority to operate as a *common carrier*, over irregular routes, transporting: *Trailers designed to be drawn by passenger automobiles*, in truckaway service, in secondary movements, between all points in the United States except from Jacksonville, Ark. and Newport, Ark. and points within nine miles of Newport. Applicant is authorized to conduct operations throughout the United States.

**HEARING:** June 17, 1957, at the U. S. Court Rooms, Little Rock, Ark., before Examiner Mack Myers.

No. MC 114924 (Sub No. 1), filed April 17, 1957, CHARLES TRUMBO, doing business as TRUMBO TRUCKING SERVICE, 34 Bryant Circle, Maysville, Ky. Applicant's attorney: Rudy Yessin, 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 5 miles thereof to Cincinnati, Dayton, Portsmouth and Columbus, Ohio, and points within 25 miles of each in Ohio.

**HEARING:** June 11, 1957, at 11:00 o'clock a. m., United States standard time (or 11:00 o'clock a. m., local daylight saving time, if that time is observed), at the Kentucky Hotel, Louisville, Ky., before Joint Board No. 37, or if the Joint Board waives its right to participate, before Examiner Mack Myers.

No. MC 114989 (Sub No. 3), filed February 25, 1957, EDWARD L. BRACEY AND COLEMAN MARTIN, doing business as BRACEY & MARTIN, 1834 Walnut Street, Hopkinsville, Ky. Applicant's attorney: James C. Havron, Nashville Trust Building, Nashville, Tenn. For authority to operate as a *contract carrier*, over irregular routes, transporting: *Malt beverages (beer)*, from Louisville, Ky., and points in the St. Louis, Mo.-East St. Louis, Ill., Commercial Zone to Clarksville, Tenn., and *empty containers or other such incidental facilities* (not specified) used in transporting the commodities specified, and *damaged shipments* of the commodities specified on return. Applicant is authorized to transport similar commodities in Indiana, Tennessee, Wisconsin, and Missouri.

**HEARING:** July 2, 1957, at the Dinkler-Andrew Jackson Hotel, Nashville, Tenn., before Examiner Mack Myers.

No. MC 115036 (Sub No. 4), filed April 9, 1957, VAN TASSEL, INCORPORATED, Fifth and Grand, Pittsburg, Kans. Applicant's representative: H. V. Eskelin, P. O. Box 2028, Kansas City 42, Mo. For authority to operate as a *contract carrier*, over irregular routes, transporting: *Clay brick and tile*, from Wier, Kans., and Coffeyville, Kans., to points in Oklahoma and Arkansas; and *empty containers or other such incidental facilities* (not specified) used in transporting the commodities specified, on return movements. Applicant is authorized to transport similar commodities in Kansas, Missouri, and Nebraska.

**HEARING:** June 21, 1957, at the Hotel Kansan, Topeka, Kans., before Joint Board No. 285.

No. MC 116077 (Sub No. 20), filed February 11, 1957, ROBERTSON TANK LINES, INC., 5700 Polk Avenue, P. O. Box 9218, Houston, Tex. Applicant's attorneys: Charles D. Mathews and Thomas E. James, 1020 Brown Building, Austin 1, Tex. For authority to operate as a *common carrier*, over irregular routes, transporting: *Methyl vinyl pyridine*, in bulk, in tank vehicles, from points in Harris County, Tex., to Stamford, Conn., and Birmingham, Burlington County, N. J. Applicant is authorized to transport similar commodities in Arkansas, Louisiana, Mississippi, Oklahoma and Texas.

**HEARING:** June 18, 1957, at the Federal Office Building, Franklin and Fannin Streets, Houston, Tex., before Examiner David Waters.

No. MC 116077 (Sub No. 21), filed February 11, 1957, ROBERTSON TANK LINES, INC., 5700 Polk Avenue, P. O.

Box 9218, Houston, Tex. Applicant's attorneys: Charles D. Mathews, and Thomas E. James, 1020 Brown Building, Austin 1, Tex. For authority to operate as a *common carrier*, over irregular routes, transporting: *Fish oil, fish solubles, fish sediments, and liquid fish products*, in bulk, in tank vehicles, (1) from points in Jefferson County, Tex., to points in New Mexico, Louisiana and Arkansas (except to Shreveport and Avondale, La., and Springdale, Ark.); and (2) from points in Louisiana to points in Texas, New Mexico and Arkansas (except from New Orleans, La., to points in Arkansas).

HEARING: June 27, 1957, at the Jung Hotel, New Orleans, La., before Examiner Mack Myers.

No. MC 116077 (Sub No. 25), filed March 27, 1957, ROBERTSON TANK LINES, INC., 5700 Polk Avenue, P. O. Box 9218, Houston, Tex. Applicant's attorney: Charles D. Mathews, Brown Building, Austin 1, Tex. For authority to operate as a *common carrier*, over irregular routes, transporting: *Wine*, in bulk, in tank vehicles, from points in Harris County, Tex. to points in Texas, Louisiana, Tennessee, and Missouri.

HEARING: June 19, 1957, at the Federal Office Building, Franklin and Fannin Streets, Houston, Tex., before Examiner David Waters.

No. MC 116077 (Sub No. 26), filed March 29, 1957, ROBERTSON TANK LINES, INC., 5700 Polk Avenue, P. O. Box 9218, Houston, Tex. Applicant's attorney: Charles D. Mathews, Brown Building, Austin 1, Tex. For authority to operate as a *common carrier*, over irregular routes, transporting: *Acids and chemicals*, in bulk, in tank vehicles, between points in Harris County, Tex., on the one hand, and, on the other, points in Arizona, California, Colorado, Indiana, Iowa, Kansas, Kentucky, Minnesota, Nebraska, Nevada, North Carolina, South Carolina, South Dakota, Tennessee, West Virginia, and Wisconsin. Applicant is authorized to conduct operations in Texas, Louisiana, Arkansas, Mississippi, and Oklahoma.

HEARING: June 20, 1957, at the Federal Office Building, Franklin and Fannin Streets, Houston, Tex., before Examiner David Waters.

No. MC 116087 (Sub No. 1), filed February 20, 1957, BENNIE W. HASKINS, doing business as HASKINS TRUCKING COMPANY, 203 East Collins, Henderson, Tex. Applicant's attorney: Herbert L. Smith, 401 Perry-Brooks Building, Austin 1, Tex. For authority to operate as a *contract carrier*, over irregular routes, transporting: *Semi-finished sawed granite slabs, semi-finished polished granite slabs, and finished granite monuments, markers, and bases*, from Rion, S. C., to points in Texas, Oklahoma, New Mexico, and Colorado, and *damaged, defective, or rejected shipments* of the above-described commodities on return movements.

HEARING: June 11, 1957, at the Baker Hotel, Dallas, Tex., before Examiner David Waters.

No. MC 116448 (Sub No. 1), filed April 11, 1957, FRANK KESLER, Laddonia, Mo. Applicant's attorney: J. R. Rose,

Jefferson City, Mo. For authority to operate as a *common carrier*, over a regular route, transporting: *Agricultural fertilizer*, bagged, in seasonal operations, between February and November of each year, from National City (St. Clair County), Ill., to Laddonia, Mo., from National City over Illinois Highway 3 to junction U. S. Highway 40, thence over U. S. Highway 40 to junction Missouri Highway 19, thence over Missouri Highway 19 to Laddonia, serving E. St. Louis, Ill., as an intermediate point, and farms within 25 miles of Laddonia as off-route points; and *Unprocessed agricultural products and grain*, in bulk, in seasonal operations, between February and November of each year, from Laddonia, Mo., to National City, Ill., from Laddonia over Missouri Highway 19 to junction U. S. Highway 40, thence over U. S. Highway 40 to junction Illinois Highway 3, thence over Illinois Highway 3 to Laddonia, serving the intermediate point of E. St. Louis, Ill., and farms within 25 miles of Laddonia as off-route points.

HEARING: June 12, 1957, at the Mark Twain Hotel, St. Louis, Mo., before Joint Board No. 135.

No. MC 116460 (Sub No. 2), filed April 20, 1957, YEATER TRANSPORT, INCORPORATED, Evans, Wash. Applicant's representative: Alexander C. MacNulty, 1001 Paulsen Building, Spokane 1, Wash. For authority to operate as a *common carrier*, over irregular routes, transporting: *Crushed limestone*, in bulk, in dump trucks, from the site of the plant of the Kelly-Tedrow Company, Evans, Wash., to port of entry on the International Boundary between the United States and Canada at or near Northport, Wash.

HEARING: June 19, 1957, at the Davenport Hotel, Spokane, Wash., before Joint Board No. 237.

No. MC 116487 (Sub No. 1), filed April 15, 1957, SULLIVAN'S MOTOR DELIVERY, INC., 134 North Young Street, Milwaukee, Wis. For authority to operate as a *contract carrier* over irregular routes, transporting: *Fresh bakery products*, from Milwaukee, Wis., to Aurora, La Salle, Galesburg, Great Lakes, Fort Sheridan, and Libertyville, Ill., and Davenport, Iowa, and *empty containers or other such incidental facilities* (not specified) used in transporting the above-specified commodities on return.

HEARING: June 24, 1957, in Room 852, U. S. Custom House, 610 South Canal Street, Chicago, Ill., before Joint Board No. 111.

No. MC 116534, filed March 20, 1957, L. L. NIFONG, doing business as TAGGIN WAGGIN SALES & SERVICE, 2412 Wayside Drive, Houston, Tex. Applicant's attorney: Joe G. Fender, Melrose Building, Houston 2, Tex. For authority to operate as a *common carrier*, over irregular routes, transporting: *House trailers*, in truckaway (towaway) service, between points in Texas, on the one hand, and, on the other, all points in the United States, including the District of Columbia.

HEARING: June 24, 1957, at the Federal Office Building, Franklin and Fan-

nin Streets, Houston, Tex., before Examiner David Waters.

No. MC 116543, filed March 25, 1957, ROY J. VOLLBRACHT, doing business as WM. VOLLBRACHT CO., R. R. No. 4, Brady Hills, North Kansas City, Mo. Applicant's attorney: J. R. Rose, Jefferson City, Mo. For authority to operate as a *contract carrier*, over irregular routes, transporting: *Livestock feed*, (1) from St. Joseph, Mo., to Decatur, Ill., over U. S. Highway 36; (2) from the junction of U. S. Highways 36 and 24 west of Hannibal, Mo., to junction Illinois Highway 104 and U. S. Highway 36, near Jacksonville, Ill., from junction U. S. Highways 36 and 24 west of Hannibal, over U. S. Highway 24 to junction with Illinois Highway 99, thence over Illinois Highway 99 to junction Illinois Highway 104, thence over Illinois Highway 104 to junction with U. S. Highway 36, near Jacksonville; and (3) from Quincy, Ill., to Jacksonville, Ill., over Illinois Highway 104, serving the intermediate points of Camp Point, Timewell, Chapin, Jacksonville, Springfield and Decatur, Ill., and the off-route point of Petersburg, Ill.

HEARING: June 19, 1957, at the Hotel Pickwick, Kansas City, Mo., before Joint Board No. 135.

No. MC 116549, filed March 28, 1957, J. D. ARNOLD, 245 Campbell Street, Jackson, Tenn. For authority to operate as a *contract carrier*, over irregular routes, transporting: *Malt beverages*, (1) from Belleville, Ill., to Jackson, Tenn., (2) from Louisville, Ky., to Jackson, Tenn., (3) from St. Louis, Mo., to Jackson, Tenn., and (4) from Milwaukee, Wis., to Jackson, Tenn., and *empty beer containers* on return.

HEARING: June 13, 1957, at the U. S. District Court Rooms, Memphis, Tenn., before Examiner Mack Myers.

No. MC 116577, filed April 8, 1957, CECIL J. PHILLIPS, Route No. 3, Bristol, Tenn. For authority to operate as a *contract carrier*, over irregular routes, transporting: *Lumber*, from points in Cameron, Elk, Cambria and Franklin Counties, Pa. and Caldwell, Burke, Haywood, and Davidson Counties, N. C., to points in Maryland, North Carolina, Kentucky, Ohio, Pennsylvania, South Carolina, Tennessee, West Virginia, and Virginia.

HEARING: July 8, 1957, at the U. S. Court Rooms, Knoxville, Tenn., before Examiner Mack Myers.

No. MC 116590, filed April 11, 1957, PAUL RUTHERFORD COOPER, doing business as COOPER BULK TRANSPORT COMPANY, 204 Jones Building, Corpus Christi, Tex. For authority to operate as a *common carrier*, over irregular routes, transporting: *Aluminum pigs and pipe; structural and reinforced aluminum and similar materials; cement, in bulk or in bags; chemicals, such as alum, anhydrous ammonia, barite, catalyst, kosmos or carbon black, lime, rock salt, silica gel, silica soda, soda ash, and sulphur; various acids in bulk or in bags, steel drums and other special containers, but not in liquid form in tank vehicles; clay and clay products; commercial fertilizer; contracting equipment; construction supplies; baled or*

compressed cotton; diatomaceous earth; farm machinery and agricultural implements; flour; grains; gravel; insecticides; livestock foodstuff; lumber; ores, in bulk, and concentrates and aggregates; sand, sugar; steel pipe; reinforcing steel; and U. S. Government shipments for the Army, Navy or Air Force, between points in Texas, Arkansas, Louisiana, Oklahoma, New Mexico, Utah, Arizona, and Colorado.

HEARING: June 13, 1957, at the Federal Building, Corpus Christi, Tex., before Examiner David Waters.

No. MC 116603, filed April 18, 1957, HAROLD O'NEIL and WILLIAM O'NEIL, a partnership, doing business as O'NEIL BROTHERS, P. O. Box 530, Danville, Ill. For authority to operate as a common carrier, over irregular routes, transporting: (a) Contractor's construction and excavating equipment, machinery, parts thereof and materials and supplies, including such contractor's equipment which, because of size or weight, requires the use of specialized motor carrier equipment; (b) Commodities, usually and ordinarily transported in dump trucks and unloaded by dumping, such as aggregates, mineral and bituminous, brick, crushed or ground, cement, cinders, cinder slag, clay, coal, concrete, broken, refuse, concrete mix, dry, dry or wet batch, dirt or earth, gravel, bank run or screened, gravel and sand, mixed, lime, agricultural and caustic sand, screened or otherwise, stone, broken, crushed or ground; and (c) Concrete-Ready Mix, in specialized truck with mixer type equipment, concrete blocks, building, concrete tile, drain or sewer, and culverts, concrete or metal, between points in that part of Illinois bounded by a line beginning at the Illinois-Indiana state line and extending west along U. S. Highway 24 to its junction with U. S. Highway 51, thence along U. S. Highway 51 to its junction with U. S. Highway 40, thence along U. S. Highway 40 to the Illinois-Indiana state line, on the one hand, and, on the other, points in that part of Indiana bounded by a line beginning at the Indiana-Illinois state line and extending east along U. S. Highway 40 to its junction with U. S. Highway 31, thence along U. S. Highway 31 to its junction with U. S. Highway 24, thence along U. S. Highway 24 to the Indiana-Illinois state line, serving points on the portions of the highways specified in Illinois and Indiana.

HEARING: June 10, 1957, in Room 112, Centennial Building, Springfield, Ill., before Joint Board No. 21.

No. MC 116606, filed April 22, 1957, GEORGE SCHAFFER, JR., doing business as ELM CITY TRANSFER, P. O. Box 80, Princeton, Ill. For authority to operate as a contract carrier, over irregular routes, transporting: Such commodities as are sold by retail mail order houses, between points in Illinois, including Chicago, Ill., and St. Louis, Mo.

HEARING: June 11, 1957, in Room 112, Centennial Building, Springfield, Ill., before Joint Board No. 135.

MOTOR CARRIERS OF PASSENGERS

No. MC 99891 (Sub No. 1), filed April 3, 1957, HENRY LIENHART AND R. L.

DUNCAN, doing business as ARROW COACH LINE, 2715 West Tenth Street, Little Rock, Ark. Applicant's attorney: Louis Tarlowski, Rector Bldg., Little Rock, Ark. For authority to operate as a common carrier, over a regular route, transporting: Passengers and their baggage, express, mail and newspapers, in the same vehicle with passengers, between Pine Bluff, Ark., and Dermott, Ark., from Pine Bluff over Arkansas Highway 15 to the junction of Arkansas Highway 4, thence over Arkansas Highway 4 to the junction of Arkansas Highway 35, thence over Arkansas Highway 35 to Dermott, and return over the same route, serving all intermediate points.

NOTE: Applicant presently authorized to conduct the above operations under the second proviso of section 206 (a) (1), Interstate Commerce Act. Applicant states that the purpose of this application is to obtain a certificate from the Commission in lieu of the second proviso filing so it may conduct charter operations outside the state of Arkansas, and if and when such certificate is granted, applicants are willing that their registration authority be cancelled.

HEARING: June 14, 1957, at the U. S. Court Rooms, Little Rock, Ark., before Joint Board No. 215, or, if the Joint Board waves its right to participate, before Examiner Mack Myers.

No. MC 111784 (Sub No. 4), filed March 14, 1957, COMMUNITY COACH COMPANY, a Corporation, 4300 Nameoki Road, Granite City, Ill. Applicant's attorney: Burton C. Bernard, Commerce Building, 1925 Edison Avenue, Granite City, Ill. For authority to operate as a common carrier, over a regular route, transporting: Passengers and their baggage in the same vehicle with passengers, between Granite City, Ill., and St. Louis, Mo.: from applicant's terminal in Granite City at Niedringhaus Ave. and Adams St. over city streets to Illinois Highway 3 at Eighteenth St. in Granite City, thence southwesterly on Illinois Highway 3 through Madison, Ill. into Venice, Ill., and thence over city streets in Venice to and across the McKinley Bridge to St. Louis, and return over the same route, serving the intermediate points of Granite City, Madison and Venice, Ill.

NOTE: Applicant refers to Finance Docket 19559 involving proceedings of Illinois Terminal Railroad Company; specifically to proposed abandonment of its street car operations over the route hereinabove set forth.

HEARING: June 17, 1957, at the Mark Twain Hotel, St. Louis, Mo., before Joint Board No. 135.

No. MC 116569, filed April 3, 1957, H. R. WHALEY, doing business as TOWN CAB, Gatlinburg, Tenn. For authority to operate as a contract carrier, over regular routes, transporting: Passengers and their baggage, in the same vehicle with passengers, in special operations, on round-trip sightseeing or pleasure tours, during the period from April 1 to October 31, inclusive, of each year, beginning and ending at Gatlinburg, Tenn., and extending to points in Tennessee and North Carolina, as follows: Tour No. 1. From Gatlinburg, Tenn., over Tennessee Highway 71 to junction Tennessee Highway 73 at Park Headquarters, thence over Tennessee Highway 73 through Townsend, Tenn., to

Maryville, Tenn., thence over U. S. Highway 129 through Deals Gap, N. C., to Fontana Village, N. C., thence over U. S. Highway 19 through Bryson City, N. C., to Cherokee, N. C., thence over U. S. Highway 441 to Newfound Gap, N. C.-Tenn., thence to Clingmans Dome, and return to Newfound Gap, thence over U. S. Highway 441 to Gatlinburg, serving no intermediate points. Tour No. 2. From Gatlinburg, Tenn., over U. S. Highway 441 to junction Tennessee Highway 73, thence over Tennessee Highway 73 through Emerts Cove and Pittman Center, Tenn., to Cosby, Tenn., thence over Tennessee Highway 32 to Davenport Gap, N. C., thence over North Carolina Highway 284 to Dellwood, N. C., thence over U. S. Highway 19 to Maggie, N. C., thence continuing over U. S. Highway 19 through Soco Gap, N. C., to Cherokee, N. C., thence over U. S. Highway 441 to Newfound Gap, N. C.-Tenn., thence to Clingmans Dome, and return to Newfound Gap, thence over U. S. Highway 441 to Gatlinburg, serving no intermediate points. Tour No. 3. From Gatlinburg, Tenn., south over U. S. Highway 441 to Newfound Gap, N. C.-Tenn., thence to Clingmans Dome, and return to Newfound Gap, thence over U. S. Highway 441 to Cherokee, N. C., thence over U. S. Highway 19 to Lauada, N. C., thence over North Carolina Highway 28 to Franklin, N. C., thence over U. S. Highway 64 to Highlands, N. C., thence over North Carolina Highway 107 to Cashiers, N. C., thence continuing over North Carolina Highway 107 to Dillsboro, N. C., thence over U. S. Highway 441 to Cherokee, N. C., thence continuing over U. S. Highway 441, and back over the mountain to Gatlinburg, serving no intermediate points. Tour No. 4. From Gatlinburg, Tenn., over U. S. Highway 441 turning right at Mountain View Hotel to junction new Tennessee Highway 73, thence over new Tennessee Highway 73 through Pittman Center and Greenbriar, Tenn., to Cosby, Tenn., thence over Tennessee Highway 32 to Davenport Gap, N. C., thence over North Carolina Highway 284 to Dellwood, N. C., thence over U. S. Highway 19 to Cherokee, N. C., thence over U. S. Highway 441 to Newfound Gap, N. C.-Tenn., thence to Clingmans Dome, and return to Newfound Gap, thence over U. S. Highway 441 to Gatlinburg, serving no intermediate points. Tour No. 5. From Gatlinburg, Tenn., over U. S. Highway 441 to Newfound Gap, N. C.-Tenn., thence to Clingmans Dome, and return to Newfound Gap, thence over U. S. Highway 441 to Cherokee Reservation, N. C., thence return over U. S. Highway 441 to Newfound Gap, thence continuing over U. S. Highway 441 to Gatlinburg, serving no intermediate points. Tour No. 6. From Gatlinburg, Tenn., over Tennessee Highway 71 to Newfound Gap, N. C.-Tenn., thence to Clingmans Dome, and return to Newfound Gap, thence over U. S. Highway 441 to Gatlinburg, serving no intermediate points. Tour No. 7. From Gatlinburg, Tenn., over U. S. Highway 441 to Pigeon Forge, Tenn., thence left over unnumbered highway through Wears Cove, Tenn., to junction Tennessee Highway 73, thence over Tennessee Highway

73 to Townsend, Tenn., thence turn right off Tennessee Highway 73 to Cades Cove, Tenn., thence return to junction Tennessee Highway 73, thence right over Tennessee Highway 73 to Gatlinburg, serving no intermediate points. *Tour No. 8.* From Gatlinburg, Tenn., over Tennessee Highway 71, turning right at Mountain View Hotel to junction new Tennessee Highway 73, thence over new Tennessee Highway 73 through Emerts Cove and Pittman Center, Tenn., to Cosby, Tenn., thence return to Emerts Cove, thence to Greenbriar Cove, thence return to Gatlinburg, serving no intermediate points. *Tour No. 9.* From Gatlinburg, Tenn., over Tennessee Highway 71 through Pigeon Forge and Sevierville, Tenn., to Knoxville, Tenn., thence continuing over Tennessee Highway 71 through Fountain City, Tenn., to Norris Dam and Lake City, Tenn., thence over U. S. Highway 25-W to Clinton, Tenn., thence over Tennessee Highway 61 to Oak Ridge, Tenn., thence return to Clinton, thence over U. S. Highway 25-W to Knoxville, Tenn., thence over Tennessee Highway 73 through Alcoa and Maryville, Tenn., to Gatlinburg, serving no intermediate points.

**HEARING:** July 1, 1957, at the Dinkler-Andrew Jackson Hotel, Nashville, Tenn., before Joint Board No. 8, or, if the Joint Board waives its right to participate, before Examiner Mack Myers.

#### APPLICATIONS IN WHICH HANDLING WITHOUT ORAL HEARING IS REQUESTED

##### MOTOR CARRIERS OF PROPERTY

No. MC 936 (Sub No. 28) (Amended), filed February 15, 1957, published in the March 7, 1957, issue, page 1473, VALLEY MOTOR LINES, INC., 1107 D Street, Fresno, Calif. 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 commodities requiring special equipment, between points in California as follows: (1) between Bakersfield and Tulare over U. S. Highway 99; (2) between Famoso and Yettem, from Famoso over unnumbered highway connecting with U. S. Highway 99 at or near Famoso to junction unnumbered highway and California Highway 65 at or near Ducor, thence over California Highway 65 to junction unnumbered county highway at or near Elderwood, and thence over unnumbered county highway to Yettem; (3) between Visalia and Woodlake, from Visalia over California Highway 198 to Lemoncove, thence approximately one mile over California Highway 198 to junction California Highway 198 and unnumbered highway, thence over said unnumbered highway to Woodlake; (4) between Tulare and Lindsay over unnumbered highway; (5) between junction of California Highway 190 with U. S. Highway 99 at or near Tipton and junction California Highway 190 and California Highway 65 at or near Porterville over California Highway 190; (6) between Pixley and Terra Bella over unnumbered highway; (7) between Earlimart and Ducor over unnumbered highway; (8) between junction of unnum-

bered highway with U. S. Highway 99 approximately three (3) miles north of Delano and Richgrove over said unnumbered highway; (9) between Fresno and Reedley over California Highway 180 to Minkler and thence over Reed Avenue to Reedley; and return over the afore-described same routes, serving all intermediate points and the off-route points of Oil City, Oildale, Rosedale, Shafter, Wasco, Plano, Porterville, Exeter, Ivanhoe, Farmersville, Woodville, and Sanger. Applicant is authorized to conduct operations in California.

Note: Applicant by this application seeks a certificate of public convenience and necessity from this Commission in lieu of operations conducted under the second proviso of section 206 (a) (1), Interstate Commerce Act, authorized May 8, 1952 in No. MC 936 (Sub No. 23) and cancelled September 21, 1956, pursuant to proceedings in No. MC-F 5054 wherein Consolidated Copperstate Lines, Los Angeles, Calif., was granted control of Valley Motor Lines, Inc.

No. MC 92983 (Sub No. 218), filed April 17, 1957, ELDON MILLER, INC., 330 East Washington Street, Iowa City, Iowa. For authority to operate as a *common carrier*, over irregular routes, transporting: *Monoethanolamine*, in bulk, in tank vehicles, from Seadrift, Tex., to Kansas City, Kans.

##### MOTOR CARRIERS OF PASSENGERS

No. MC 7914 (Sub No. 2), filed April 22, 1957, UTICA ROME BUS CO., INC., 247 Elizabeth Street, Utica, N. Y. Applicant's attorney: Robert E. Morris, Room 212, Niagara-Mohawk Power Building, 258 Genesee Street, Utica 2, N. Y. For authority to operate as a *common carrier*, over irregular routes, transporting: *Passengers and their baggage*, in the same vehicle with passengers, in special or charter operations, beginning and ending at points in Oneida, Herkimer, and Madison Counties, N. Y., and extending to points in the United States, including the District of Columbia. Applicant is authorized to transport Passengers and their baggage, over regular routes, between specified points in New York.

##### APPLICATIONS UNDER SECTIONS 5 AND 210a (b)

The following applications are governed by the Interstate Commerce Commission's special rules governing notice of filing of applications by motor carriers of property or passengers under sections 5 (2) and 210a (b) of the Interstate Commerce Act and certain other procedural matters with respect thereto (49 CFR 1.240).

##### MOTOR CARRIERS OF PROPERTY

No. MC-F 6566. Authority sought for purchase by ALLIED VAN LINES, INC., P. O. Box 527, 25th and Roosevelt Road, Broadview, Ill., of the operating rights of BEHRENS MOVING COMPANY, 5219 West Lisbon Avenue, Milwaukee, Wis., and a portion of the operating rights of JOHN C. EVANS doing business as EVANS CARTAGE COMPANY, 506 South Front Street, La Crosse, Wis. Applicants' attorney: John R. Turney, 2001 Massachusetts Avenue, NW., Washington, D. C. Operating rights sought

to be transferred (BEHRENS) *Household goods* as defined by the Commission, as a *common carrier* over irregular routes between points in Milwaukee and Waukesha Counties, Wis., on the one hand, and, on the other, Louisville, Ky., St. Louis, Mo., and points in Minnesota, Iowa, Illinois, Indiana, Michigan, and Ohio; (EVANS) *Household goods* as defined by the Commission, as a *common carrier* over irregular routes between points in Wisconsin, Illinois, Minnesota, Iowa, Michigan and Indiana. Vendee is authorized to operate as a *common carrier* in all States in the United States and the District of Columbia. Application has not been filed for temporary authority under section 210a (b).

No. MC-F 6567. Authority sought for control by RUBERT F. BITER, 1800 North Olden Avenue, Trenton, N. J., of THE GORE FREIGHT LINE, INCORPORATED, 914 Main Street, Stamford, Conn. Applicant's attorney: Robert H. Shertz, 811-819 Lewis Tower Building, 225 South 15th Street, Philadelphia 2, Pa. Operating rights sought to be controlled: *General commodities*, with certain exceptions including household goods and commodities in bulk, as a *common carrier* over regular routes between Hoboken, N. J., and Springfield, Mass., serving certain intermediate and off-route points; *sulphur*, from Warners, N. J., to Stamford, Conn., serving no intermediate points; *magnesia and whitening*, from Philadelphia, Pa., to Stamford, Conn., serving no intermediate points; *litharge*, from Trenton, N. J., to Stamford, Conn., serving no intermediate points; *vegetable oil fibre*, solid or liquid, and *lead oleate* and *leather dressing*, from Stamford, Conn., to Philadelphia, Pa., and Providence, R. I., serving certain intermediate and off-route points; *wines and liquors* and *empty containers therefor*, between Hartford, Conn., and Providence, R. I., between New Haven, Conn., and Boston, Mass., and between East Hartford, Conn., and New London, Conn., serving certain intermediate and off-route points; *general commodities*, with certain exceptions including household goods and commodities in bulk, over irregular routes between East Port Chester, Conn., and Port Chester, N. Y., on the one hand, and, on the other, points in Connecticut and New York within 15 miles of Port Chester, N. Y.; *vegetable oil fibre*, solid or liquid, *lead oleate*, *leather dressing*, *contractors' equipment and supplies*, *heavy machinery*, *boats and materials used in the repair and construction of boats*, and *scrap metals*, from, to or between points and areas, varying with the commodity transported, in Connecticut, Massachusetts, New Jersey, New York, and Rhode Island; and *castor*, *corn*, *soy bean*, *rape seed*, *chinawood*, *linseed*, *mustard seed*, *cottonseed*, *sunflower*, *tea seed*, and *rubber seed oils*, in tank trucks, from Jersey City, Guttenberg, and Bayway, N. J., to Stamford, Conn. RUBERT F. BITER is not an interstate motor carrier, but is in control of BITER'S TRANSFER CO., INC., which is authorized to operate as a common carrier in Pennsylvania, New Jersey and New York. Application has

not been filed for temporary authority under section 210a (b).

No. MC-F 6568. Authority sought for control by R. C. MOTOR LINES, INC., 2500 Laura Street, Jacksonville, Fla., of COTTON STATES MOTOR LINES, INC., P. O. Box 66, Waynesboro, Ga., and for acquisition by B. S. REID and G. T. MILLER, both of Jacksonville, of control of COTTON STATES MOTOR LINES, INC., through the acquisition by R. C. MOTOR LINES, INC. Applicant's attorney: McCarthy Crenshaw, Barnett Building, Jacksonville, Fla. Operating rights sought to be controlled: *General commodities*, with certain exceptions including household goods and commodities in bulk, as a *common carrier* over regular routes between Augusta, Ga., and Columbia, S. C., between Augusta, Ga., and Charleston, S. C., between Aiken, S. C., and Barnwell, S. C., between Aiken, S. C. and Leesville, S. C., and between Aiken, S. C., and Wagener, S. C., serving all intermediate and certain off-route points; *general commodities*, with certain exceptions including household goods and excluding commodities in bulk, over irregular routes between Augusta and Savannah, Ga., on the one hand, and, on the other, points in Georgia and South Carolina, and between Augusta and Savannah, Ga., Richmond, Va., and points in North Carolina, on the one hand, and, on the other, points in Richland, Lexington, and Calhoun Counties, S. C.; *glass bottles and glass food containers*, from Laurens, S. C., to Birmingham, Dothan, Montgomery, Opelika, and Roanoke, Ala., Dover and Wilmington, Del., Chattanooga, Johnson City, Knoxville, and Morristown, Tenn., and points in Florida, Georgia, Maryland, Virginia, North Carolina and the District of Columbia; *canned foodstuffs*, from points in Maryland and those in that portion of Virginia east of the Chesapeake Bay to Augusta, Ga., and points in South Carolina; *fresh fruits and vegetables*, from points in Florida to Columbia, S. C.; *veneer*, from certain points in South Carolina to certain points in North Carolina and Bassett, Galax and Martinsville, Va. R. C. MOTOR LINES, INC., is authorized to operate as a *common carrier* in Florida, Maryland, South Carolina, North Carolina, Virginia, Georgia, Pennsylvania, New Jersey, New York, and Delaware. Application has been filed for temporary authority under section 210a (b).

No. MC-F 6569. Authority sought for purchase by INDIANHEAD TRUCK LINE, INC., 1947 West County Road C, St. Paul, Minn., of the operating rights and property of G. F. ARDERY, doing business as G. F. ARDERY OIL TRANSPORT, Charles City, Iowa, and for acquisition by LESTER A. WILSEY, also of St. Paul, of control of such rights and property through the purchase. Applicants' attorneys: Adolph J. Bieberstein and Glenn W. Stephens, both of 121 West Doty Street, Madison 3, Wis. Operating rights sought to be transferred: *Asphalt, road oils, and residual fuel oils*, in bulk, in tank vehicles, as a *common carrier* over irregular routes from Kansas City, Mo., to certain points in Iowa; *liquid fer-*

*tilizer*, in bulk, in tank vehicles, from Sioux City, Iowa, to points in Nebraska and South Dakota on and east of U. S. Highway 281, and points in Minnesota; *fertilizer*, in bags, from Charles City, Iowa, to points in Minnesota and Wisconsin, and those in South Dakota on and east of U. S. Highway 81. Vendee is authorized to operate as a *common carrier* in Wisconsin, Minnesota, Illinois, Michigan, Iowa, South Dakota, and North Dakota. Application has been filed for temporary authority under section 210a (b).

No. MC-F 6570. Authority sought for control by LESTER A. ELLIOTT, doing business as ELLIOTT MOTOR LINES, Box 770, Winchester, Va., of ELLIOTT DELIVERY SERVICE, INC., 2130 24th Place NE., Washington, D. C. Applicant's attorney: Harry C. Ames, Jr., 216 Transportation Building, Washington 6, D. C. Operating rights sought to be controlled: *Newspapers*, as a *contract carrier* over regular routes from Washington, D. C., to Norfolk, Va., serving all intermediate points; *motion picture films and such supplies* as are incidental to and used in the exhibition of motion picture films and the maintenance and operation of motion picture theaters, *newspapers, magazines, and periodicals*, as a *common carrier* over regular routes between Washington, D. C., and Lexington, Va., serving all intermediate points; *motion picture films and supplies* incidental to and used in the exhibition of motion picture films and the maintenance and operation of motion picture theaters, *newspapers, magazines, periodicals, notions, novelties, groceries, bakery supplies, and dry ice*, between junction U. S. Highways 50 and 29, and junction U. S. Highway 29 and the northern boundary of Amherst County, Va., serving no intermediate points; *motion picture films and such supplies* as are incidental to and used in the exhibition of motion picture films and the maintenance and operation of motion picture theaters, *newspapers, magazines, and periodicals*, over irregular routes between Bristol, Tenn., and certain points in West Virginia and certain points in Virginia; *such notions and novelties* as are usually sold in newstands and novelty stores, *groceries and bakery supplies, and dry ice*, between Washington, D. C., on the one hand, and, on the other, certain points in Virginia, certain points in West Virginia, and Bristol, Tenn. LESTER A. ELLIOTT, doing business as ELLIOTT MOTOR LINES, is authorized to operate as a *common carrier* in Virginia, Pennsylvania, West Virginia, Maryland, and the District of Columbia. Application has not been filed for temporary authority under section 210a (b).

No. MC-F 6571. Authority sought for purchase by J. M. BLYTHE, doing business as J. M. BLYTHE MOTOR LINES, 1303 French Avenue, Sanford, Fla., of the operating rights and property of GRANT J. MEAD, doing business as MEAD TRUCK LINES, 36 Gardeau Street, Perry, N. Y. Applicants' attorney: Raymond A. Richards, 13 Lapham Park, Box 25, Webster, N. Y. Operating rights sought to be transferred: *Cheese*, as a *common carrier* over irregular

routes from Rochester and West Amboy, N. Y., to points in Florida; *citrus fruits*, from points in Florida to Buffalo, N. Y., and points within 10 miles thereof; *frozen foods*, from points in Monroe, Genesee, Erie, and Ontario Counties, N. Y., to points in Florida, and from Plant City and Dade City, Fla., to Buffalo, N. Y.; *dairy products and frozen foods*, from Buffalo, N. Y., to Jacksonville, Fla.; *frozen grape concentrate*, from Westfield, N. Y., to points in Virginia, North Carolina, South Carolina, Georgia, Alabama and Florida; *frozen fruits*, from certain points in New York to points in Alabama, Florida and Georgia; *frozen citrus products*, from points in Florida to certain points in New York and certain points in Pennsylvania; *coal*, from points in Lackawanna County, Pa., to certain points in New York; *elevator machinery*, between Warsaw, N. Y., on the one hand, and, on the other, points in that part of Pennsylvania on and north of U. S. Highway 6; *elevators and elevator materials*, between Warsaw, N. Y., on the one hand, and, on the other, points in New Jersey, Maryland, the District of Columbia, and points in that part of Pennsylvania on and south of U. S. Highway 6; *passenger and freight elevators, passenger and freight elevator parts, and materials* used in the installation thereof, between Warsaw, N. Y., on the one hand, and, on the other, points in Connecticut, Delaware, Massachusetts, New Hampshire, Ohio, Rhode Island, Vermont, Virginia, West Virginia, and points in that part of Pennsylvania north of U. S. Highway 6. Vendee is authorized to operate as a *common carrier* in Florida, New York, Maine, New Hampshire and Vermont. Application has been filed for temporary authority under section 210a (b).

No. MC-F 6572. Authority sought for purchase by MILLER PETROLEUM TRANSPORTERS, LTD., Post Office Box 1123, Jackson, Miss., of a portion of the operating rights and certain property of ROGERS CARTAGE CO., 1934 South Wentworth Avenue, Chicago, Ill., and for acquisition by H. D. MILLER, also of Jackson, of control of such rights and property through the purchase. Applicants' attorneys: Axelrod, Goodman & Steiner, 39 South La Salle Street, Chicago 3, Ill., and Phineas Stevens, 900 Milner Building, Jackson, Miss. Operating rights sought to be transferred: *Anhydrous ammonia*, in bulk, in tank vehicles, as a *common carrier* over irregular routes from Woodstock, Tenn., to points within 400 miles of Woodstock; *carbon dioxide*, in bulk, in tank vehicles, from Woodstock, Tenn., to points within 400 miles of Woodstock. Vendee is authorized to operate as a *common carrier* in Mississippi, Louisiana, Tennessee, Alabama, Georgia, Arkansas and Florida. Application has not been filed for temporary authority under section 210a (b).

By the Commission.

[SEAL] HAROLD D. MCCOY,  
Secretary.

[F. R. Doc. 57-3752; Filed, May 7, 1957; 8:49 a. m.]

[Rev. S. O. 562, Taylor's I. C. C. Order 85]

GRAYSONIA, NASHVILLE & ASHDOWN  
RAILROAD CO.

DIVERSION OR REROUTING OF TRAFFIC

In the opinion of Charles W. Taylor, Agent, the Graysonia, Nashville & Ashdown Railroad Company is unable to transport traffic routed over its lines between Ashdown and Schaal, Arkansas, account floods and high water: *It is ordered, That:*

(a) Rerouting traffic: The Graysonia, Nashville & Ashdown Railroad Company is unable to transport traffic in accordance with shippers' routing because of floods and high water between Ashdown and Schaal, Arkansas, and is hereby authorized to divert such traffic over any available route to expedite the movement regardless of the routing shown on the waybill. The billing covering all such cars rerouted shall carry a reference to this order as authority for the rerouting.

(b) Concurrence of receiving roads to be obtained: The railroads desiring to divert or reroute traffic under this order shall confer with the proper transportation officer of the railroad or railroads to which such traffic is to be diverted or rerouted, and shall receive the concurrence of such other railroads before the rerouting or diversion is ordered.

(c) Notification to shippers: Each carrier rerouting cars in accordance with this order shall notify each shipper at the time each car is rerouted or diverted and shall furnish to such shipper the new routing provided under this order.

(d) Inasmuch as the diversion or rerouting of traffic by said Agent is deemed to be due to carrier's disability, the rates

applicable to traffic diverted or rerouted by said Agent shall be the rates which were applicable at the time of shipment on the shipments as originally routed.

(e) In executing the directions of the Commission and of such Agent provided for in this order, the common carriers involved shall proceed even though no contracts, agreements, or arrangements now exist between them with reference to the divisions of the rates of transportation applicable to said traffic; divisions shall be, during the time this order remains in force, those voluntarily agreed upon by and between said carriers; or upon failure of the carriers to so agree, said divisions shall be those hereafter fixed by the Commission in accordance with pertinent authority conferred upon it by the Interstate Commerce Act.

(f) Effective date: This order shall become effective at 11:00 a. m., April 30, 1957.

(g) Expiration date: This order shall expire at 11:59 p. m., May 14, 1957, unless otherwise modified, changed, suspended, or annulled.

*It is further ordered,* That this order shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., April 30, 1957.

INTERSTATE COMMERCE  
COMMISSION,  
CHARLES W. TAYLOR,  
Agent.

[F. R. Doc. 57-3751; Filed, May 7, 1957;  
8:49 a. m.]

[Rev. S. O. 562, Amdt. 1 to Taylor's I. C. C. Order 82]

DULUTH, WINNIPEG AND PACIFIC RAILWAY  
Co.

DIVERSION OR REROUTING OF TRAFFIC

Upon further consideration of Taylor's I. C. C. Order No. 82 and good cause appearing therefor: *It is ordered, That:*

Taylor's I. C. C. Order No. 82, be, and it is hereby, amended by substituting the following paragraph (g) for paragraph (g) thereof:

(g) *Expiration date.* This order shall expire at 11:59 p. m., May 14, 1957, unless otherwise modified, changed, suspended or annulled.

*It is further ordered,* That this amendment shall become effective at 11:59 p. m., April 30, 1957, and that this order shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement, and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., April 30, 1957.

INTERSTATE COMMERCE  
COMMISSION,  
CHARLES W. TAYLOR,  
Agent.

[F. R. Doc. 57-3750; Filed, May 7, 1957;  
8:49 a. m.]



