

own motion or pursuant to petition therefor.

(b) *Petition for establishment, amendment or repeal of a quantity limit rule.* Any interested party may at any time file with the Commission, in writing, a request or petition for the establishment of a quantity limit rule for any commodity or class of commodities, or for the revision or repeal of a previously established rule. Such petition shall state the petitioner's interest and such relevant facts, documented if possible, as may tend to show the need for the action requested.

(c) *Investigation.* If the Commission believes that consideration should be given to the fixing or establishing of quantity limits for a particular commodity or class of commodities, it shall initiate an investigation thereof by appropriate resolution. Such investigation shall include the ascertainment of facts and information concerning the quantity differentials granted to purchasers in the distribution of the particular commodity or class of commodities, the number of available purchasers of given quantities, and facts and information pertinent to competitive conditions existing in the distribution thereof. The investigation shall be non-public and facts and information so obtained, such as the names of purchasers, the volume of their purchases, prices paid, conditions of sale and the details of competitive relations, shall not be published except in composite form so as not to reveal facts as to specific parties.

(1) *Voluntary process.* Investigation shall be conducted by any authorized agent or agents of the Commission, who may, by interview, conference, correspondence or otherwise, request any person believed to have information or documents relevant to the inquiry to furnish such information orally or in writing, or to produce or permit the copying of such documents.

(2) *Compulsory process.* In the conduct of such investigation, the Commission may invoke any or all of the compulsory processes authorized by law and every person in any manner required to respond to such process shall be given actual notice of the purpose of the investigation.

The compulsory process which may be invoked shall include the following:

(i) The issuance of a subpoena directing the party named therein to appear before the officer designated therein and to testify to facts and matters under investigation or produce documents relating thereto, or both. Oral information obtained by this compulsory process shall be under oath and a stenographic record shall be made thereof;

(ii) The issuance of a notice to a corporation, to produce for examination and copying documents relating to any matter under investigation;

(iii) The issuance of an order requiring a corporation to file a special report or answers in writing to specific questions.

(3) *Rights of witnesses under compulsory process.* (i) Any person required to attend and testify or submit documents or other data shall be entitled to retain or, on payment of lawfully prescribed cost, procure a copy of any docu-

ment produced by such person and a copy of the transcript of his own testimony;

(ii) Any person compelled to appear at an investigation may be accompanied and advised by counsel or other qualified representative or by both, but such counsel or qualified representative may not, as a matter of right, otherwise participate in the investigation.

(d) *Hearing on proposed quantity-limit rule.* (1) *Formulation of proposed rule.* When, after due consideration of the facts and information so obtained, it shall appear to the Commission that available purchasers in greater quantities are so few as to render differentials on account thereof unjustly discriminatory or promotive of monopoly in any line of commerce, it shall formulate a proposed quantity-limit rule.

(2) *Publication of proposed rule.* The proposed quantity-limit rule shall be published in the FEDERAL REGISTER and otherwise, to the extent practicable, made available to interested parties, and the notice thereof shall include the following:

(i) The rule, amended rule, or repeal proposed;

(ii) A statement of the purpose to be accomplished by the proposed rule, together with a reference to the authority under which the rule is proposed and the ultimate matters of fact in support thereof;

(iii) A statement of the time within which any interested person may present to the Commission in writing, in accordance with paragraph (c) (3) (i) of this section, any data, views or argument concerning the proposed rule and within which time to present, if desired, a request for opportunity to be heard orally thereon.

(3) *Method of presenting views, data and argument.* (i) *Written data.* Seven copies of such written views, data and argument shall be submitted to the Commission, and shall conform to the requirements of § 2.12 (Rule XII) of the Commission's rules of practice.

(ii) *Oral hearing.* Oral hearing may be granted within the discretion of the Commission.

(e) *Promulgation of quantity-limit rule.* After the consideration of the results of its investigation or investigations and of the data, views and arguments presented by interested parties, the Commission will, if it deems such action warranted, promulgate a quantity-limit rule. Such rule, which may be the proposed rule or a modification or revision thereof, shall fix and establish maximum quantities of the particular commodity or class of commodities upon which differentials on account of quantity may thereafter be granted. Such quantity-limit rule shall be published in the FEDERAL REGISTER, together with a reference to the authority or authorities therefor, a statement of its basis and purpose, and the effective date thereof, which shall be not less than thirty (30) days after the date of such publication.

(f) *Amendment or repeal of quantity-limit rule.* The procedure for the amendment or repeal of a quantity-limit rule shall be the same as that for the establishment of a new quantity-limit rule.

(g) *Enforcement of quantity-limit rule.* Procedure in cases of violations of a quantity-limit rule shall be in accordance with the Commission's applicable rules of practice, §§ 2.1 to 2.30. (Sec. 6, 38 Stat. 721, sec. 2, 49 Stat. 1526; 15 U. S. C. 46, 13)

Promulgated as of this date in pursuance of the action of the Federal Trade Commission under date of December 22, 1948, effective on date of publication thereof in the FEDERAL REGISTER.

By direction of the Commission.

[SEAL]

D. C. DANIEL,
Secretary.

[F. R. Doc. 49-347; Filed, Jan. 13, 1949;
8:55 a. m.]

PART 7—GENERAL PROCEDURES

PROCEDURE IN FIXING QUANTITY LIMITS FOR ANY COMMODITY OR CLASS OF COMMODITIES

The Commission, on December 22, 1948, amended its statement of General Procedures (§§ 7.1 to 7.10), by adding to said statement § 7.11 *Procedure in fixing quantity limits for any commodity or class of commodities*. Said § 7.11 will appear as section 18 in the Commission's statement, Organization, Procedures, and Functions, as included in its publication Rules, Policy, Organization and Acts, of even date herewith. Section 7.11 reads as follows:

§ 7.11 *Procedure in fixing quantity limits for any commodity or class of commodities.* The fixing of quantity limits for any commodity or class of commodities pursuant to the quantity-limits proviso of section 2 (a) of the Clayton Act as amended, or revising or setting aside such limits previously fixed, is carried out by the Commission in accordance with the aforesaid provisions of the Clayton Act and the procedural provisions of section 4 of the Administrative Procedure Act, without any delegation of final authority.

(a) *Investigation.* (1) When it appears to the Commission, by reason of applications therefor by interested parties or otherwise, that consideration should be given to whether quantity limits should be fixed for a particular commodity or class of commodities, due investigation is initiated by appropriate resolution of the Commission. Except as otherwise especially designated, such investigation is made under the immediate supervision of the Bureau of Legal Investigations, the Bureau of Industrial Economics, or the Bureau of Litigation, or any one or more of these. It includes ascertainment of differentials on account of quantity granted in the distribution of the particular commodity or class of commodities, the number of available purchasers in differing quantities, and facts bearing upon competitive conditions existing in the distribution thereof. Relevant facts are obtained by informal inquiry and the usual statutory processes. Information such as names of purchasers, the volume of their purchases, the prices paid, and the details of competi-

tive relationships will not be made public except in composite form which does not reveal specific facts as to specific sellers or purchasers.

(2) The Commission duly considers the results of such investigation to determine whether, with respect to the particular commodity or class of commodities, it appears that available purchasers in greater quantities are so few as to render differentials on account thereof unjustly discriminatory or promotive of monopoly in any line of commerce. If it does so appear, the Commission formulates a proposed quantity-limit rule.

(b) *Rule making.* (1) When a proposed rule is formulated as a result of such investigation, the Commission conducts a rule-making proceeding to hear all interested parties, and initiates such proceeding by causing notice thereof to be published in the FEDERAL REGISTER and, to the extent practicable, makes copies of such notice available to interested parties. Such notice contains, in addition to the proposed rule, a statement of the basis for and purpose of the rule, including underlying ultimate matters of fact as developed by the investigation made. Such published notice will also fix the time within which any interested party may present to the Commission in writing, with or without request that it be kept confidential, any data, views, or arguments concerning the proposed rule, including (but without limitation) any alternate or substitute proposal, the necessity for the proposed rule or for any rule, and the factual basis for the rule proposed. The Commission may, in its discretion, pursuant to timely request made therefor, grant oral argument in addition to a written presentation, but such argument is not to be utilized for the initial presentation of facts and data, except upon good cause shown why such facts and data were not presented in writing within the time fixed for such purpose.

(2) The Commission will give full consideration to the results of its investigation, to the data, views, and arguments presented at the hearings in such rule-making proceeding and to the results of any investigation made of matters there presented. If it finds that with respect to the particular commodity or class of commodities available purchasers in greater quantities are so few as to render differentials on account thereof unjustly discriminatory or promotive of monopoly in any line of commerce, the Commission will establish a quantity-limit rule, either the proposed rule or any modification or revision thereof. Such rule will fix and establish as the maximum quantities of the particular commodity or class of commodities upon which differentials on account of quantity may thereafter be granted, those quantities with respect to which the Commission finds there will be a sufficient number of available purchasers so as not to render such maximum differentials unjustly discriminatory or promotive of monopoly in any line of commerce. Such rule will be published in the FEDERAL REGISTER, together with reference to the authority for it, a statement of its basis and purpose, and the effective date of the rule, which shall be not less than 30 days after the date of publication. To the extent practicable,

copies of the rule as established will be made available to interested parties.

(3) Proceedings for the revision or setting aside of a previously established rule fixing quantity limits will be similar to those for the establishment of such rule.

(4) Proceedings for the violation of any duly promulgated rule fixing quantity limits will be by complaint, with subsequent procedure under the Commission's rules of practice.

(5) Any interested party may at any time file a request or petition in writing for the fixing of quantity limits for any commodity or class of commodities, or for the revision or setting aside of such limits previously fixed. No such proceeding will be commenced, however, unless it satisfactorily appears to the Commission that necessity therefor may exist in order to effectuate the purposes of the quantity-limits proviso of section 2 (a). (Sec. 6, 38 Stat. 721, sec. 2, 49 Stat. 1526; 15 U. S. C. 46, 13)

Promulgated as of this date in pursuance of the action of the Federal Trade Commission under date of December 22, 1948, effective on date of publication thereof in the FEDERAL REGISTER.

By direction of the Commission.

[SEAL]

D. C. DANIEL,

Secretary.

[F. R. Doc. 49-348; Filed, Jan. 13, 1949; 8:55 a. m.]

TITLE 17—COMMODITY AND SECURITIES EXCHANGES

Chapter II—Securities and Exchange Commission

PART 230—GENERAL RULES AND REGULATIONS, SECURITIES ACT OF 1933

REGISTRATION; FILING OF PROSPECTUSES

The Securities and Exchange Commission has heretofore published certain amendments to § 230.424 (Rule 424) of its general rules and regulations under the Securities Act of 1933 by redesignating paragraphs (b), (c) and (d) of Rule 424 as paragraphs (c), (d) and (e), and the insertion of a new paragraph (b) requiring the filing with the Commission of copies of every proposed form of prospectus sent or given to any person in accordance with § 230.131 (Rule 131).

It now appears that the insertion of the new paragraph in Rule 424 at the place indicated and the redesignation of the paragraphs mentioned will interfere with established procedures with respect to the handling of prospectuses filed with the Commission pursuant to Rule 424. The Commission has determined that the previous arrangement of the rule should be restored and that the new paragraph should be added at the end of the rule. Accordingly, the Commission, acting pursuant to the Securities Act of 1933, particularly section 19 (a) thereof, hereby amends Rule 424 by rearranging the rule to read as follows:

§ 230.424 *Filing of prospectuses; number of copies.* (a) In addition to the three copies of the proposed prospectus included in the body of the registration statement proper, five copies of such prospectus shall be filed with the regis-

tration statement at the time the statement is filed. A copy of the cross reference sheet required by § 230.404 (c) shall accompany each copy of the prospectus so filed.

(b) Within 5 days after the commencement of the public offering, 20 copies of each form of prospectus used in connection with such offering shall be filed, in the exact form used, with the office of the Commission with which the registration statement was filed.

(c) No prospectus which purports to comply with section 10 of the act and which varies from any form of prospectus filed pursuant to paragraph (b) of this section shall be used until 20 copies thereof shall have been filed with the office of the Commission with which the registration statement was filed.

(d) Every prospectus consisting of a radio broadcast shall be reduced to writing. At least 5 days before the prospectus is broadcast or otherwise issued to the public five copies thereof shall be filed with the office of the Commission with which the registration statement was filed.

(e) Five copies of every proposed form of prospectus sent or given to any person in accordance with § 230.131 shall be filed with, or mailed for filing to, the Commission not later than the date such form of prospectus is first sent or given to any person pursuant to § 230.131. Such copies shall be filed in addition to copies of the proposed form of prospectus filed pursuant to paragraph (a) of this section.

The Commission finds that the foregoing action is mechanical in nature and involves no substantial change in the rule amended and that prior notice of such amendment need not be published pursuant to section 4 (a) of the Administrative Procedure Act. In view of the desirability of having the amendment effective at the same time as the amendments previously published, it shall become effective January 17, 1949.

(Sec. 19 (a), 48 Stat. 85; 15 U. S. C. 77s)

By the Commission.

[SEAL]

ORVAL L. DuBOIS,

Secretary.

JANUARY 10, 1949.

[F. R. Doc. 49-331; Filed, Jan. 13, 1949; 8:50 a. m.]

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs, Department of the Treasury

PART 6—AIR COMMERCE REGULATIONS DOCUMENTS FOR ENTRY AND CLEARANCE

CROSS REFERENCE: For amendments to §§ 6.8 and 6.9, see Title 8, Chapter I, Part 116, *supra*.

TITLE 42—PUBLIC HEALTH

Chapter I—Public Health Service, Federal Security Agency

PART 71—FOREIGN QUARANTINE DOCUMENTS FOR ENTRY AND CLEARANCE

CROSS REFERENCE: For amendments to §§ 71.508 and 71.509, see Title 8, Chapter I, Part 116, *supra*.

PROPOSED RULE MAKING

DEPARTMENT OF AGRICULTURE

Production and Marketing Administration

[7 CFR, Part 936]

FRESH BARTLETT PEARS, PLUMS AND ELBERTA PEACHES IN CALIFORNIA

NOTICE OF REFERENDUM TO BE CONDUCTED AMONG PRODUCERS; DESIGNATION OF REFERENDUM AGENTS TO CONDUCT SUCH REFERENDUM

Pursuant to the applicable provisions of Marketing Agreement No. 85, as amended and Order No. 36, as amended (7 CFR, Cum. Supp., 936.1 et seq.), and the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.), it is hereby directed that a referendum be conducted among the producers who, during the current marketing season beginning on April 1, 1948, have been engaged, in the State of California, in the production of Bartlett pears, plums, or Elberta peaches for shipment in fresh form to determine whether a majority of such producers favor the termination of the aforesaid amended marketing agreement and order, as to any one or more of the fruits covered thereby. D. M. Rubel, G. A. Nahstoll, R. M. Walker, and James H. Bryce, Jr., in the Fruit and Vegetable Branch, Production and Marketing Administration, United States Department of Agriculture, are hereby designated as agents of the Secretary of Agriculture to perform, jointly or severally, the following functions in connection with the referendum:

(a) Conduct said referendum in the manner herein prescribed:

(1) By giving opportunity to each of the aforesaid producers to cast his ballot in the manner herein authorized, relative to the aforesaid termination of the amended marketing agreement and order, on a copy of the appropriate ballot form. A cooperative association of such producers, bona fide engaged in marketing fresh Bartlett pears, plums, or Elberta peaches grown in the State of California or in rendering services for or advancing the interests of the producers of any such fruits may vote for the producers who are members of, stockholders in, or under contract with, such cooperative association (such vote to be cast on a copy of the appropriate ballot form), and the vote of such cooperative association shall be considered as the vote of such producers.

(2) By conducting and concluding said referendum not later than January 31, 1949.

(3) By giving public notice, as prescribed in (a) (4) hereof, (i) of the time during which the referendum will be conducted, (ii) that any ballot may be cast by mail, and (iii) that all ballots so cast must be addressed to James H. Bryce, Jr., Western Marketing Field Office, Fruit and Vegetable Branch, Room 100 Plaza Bldg., 921 10th Street, Sacramento 14, California, and must be postmarked not later than January 31, 1949.

(4) By giving public notice (i) by utilizing available agencies of public information (without advertising expense), including both press and radio facilities in the State of California; (ii) by mailing a notice thereof, including a copy of the appropriate ballot form, to each such cooperative association and to each producer whose name and address is known; and (iii) by such other means as said referendum agents or any of them may deem advisable.

(5) By conducting meetings of producers and arranging for balloting at the meeting places, if said referendum agents or any of them determines that voting shall be at meetings. At each such meeting balloting shall continue until all of the producers who are present, and who desire to do so, have had an opportunity to vote. Any producer may cast his ballot at any such meeting in lieu of voting by mail.

(6) By giving ballots to producers at the meetings; and receiving any ballots when they are cast.

(7) By securing the name and address of each person casting a ballot, and inquiring into the eligibility of such person to vote in the referendum.

(8) By giving public notice of the time and place of any meetings authorized hereunder by posting a notice thereof, at least two days in advance of each such meeting, at each such meeting place, and in two or more public places within the applicable area; and, so far as may be practicable, by giving additional notice in the manner prescribed in paragraph (a) (4) hereof.

(9) By forwarding to James H. Bryce, Jr., Western Marketing Field Office, Fruit and Vegetable Branch, Room 100, Plaza Bldg., 921 10th St., Sacramento 14, California, immediately after the close of the referendum, the following:

(i) A register containing the name and address of each producer to whom a ballot form was given;

(ii) A register containing the name and address of each producer from whom an executed ballot was received;

(iii) All of the ballots received by the respective referendum agent in connection with the referendum, together with a certificate to the effect that the ballots forwarded are all of the ballots cast and which were received by the respective agent during the referendum period;

(iv) A statement showing when and where each notice of referendum posted by said agent was posted and, if the notice was mailed to producers, the mailing list showing the names and addresses to which the notice was mailed and the time of such mailing; and,

(v) A detailed statement reciting the method used in giving publicity to such referendum.

(10) By appointing any farm adviser in charge of any county agricultural extension office, and by authorizing the chairman of the State Production and Marketing Administration committee to appoint any member or members of a county Agricultural Conservation As-

sociation committee, located in any of the counties in the districts (as such districts are defined in the aforesaid amended marketing agreement and order), and by appointing any other persons deemed necessary or desirable, to assist the said referendum agents in performing their duties hereunder. Each such person so appointed shall serve without compensation and may be authorized, by the said referendum agents or any of them, to perform any or all of the functions set forth in paragraphs (a), (6), (7), (8), and (9) hereof (which, in the absence of such appointment of subagents, shall be performed by said referendum agents) in accordance with the requirements herein set forth.

(b) Upon receipt by James H. Bryce, Jr., of all ballots cast in accordance with the provisions hereof, and such other information and data as may be required pursuant hereto, he shall forward the ballots, together with the information and data, to the Fruit and Vegetable Branch, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C. The Fruit and Vegetable Branch shall canvass the ballots and prepare and submit to the Secretary a detailed report covering the results of the referendum, the manner in which the referendum was conducted, the extent and kind of public notice given, and all other information pertinent to the full analysis of the referendum and its results.

(c) Each referendum agent and appointee pursuant hereto shall not refuse to accept a ballot submitted or cast; but should they, or any of them, deem that a ballot should be challenged for any reason, or if such ballot is challenged by any other person, said agent or appointee shall endorse above his signature, on the back of said ballot, a statement that such ballot was challenged, by whom challenged, and the reasons therefor; and the number of such challenged ballots shall be stated when they are forwarded as provided herein.

(d) All ballots shall be treated as confidential.

The Director of the Fruit and Vegetable Branch, Production and Marketing Administration, United States Department of Agriculture, is hereby authorized to prescribe additional instructions, not inconsistent with the provisions hereof, to govern the procedure to be followed by the said referendum agents and appointees in conducting said referendum.

Copies of the aforesaid amended marketing agreement and order may be examined in the Office of the Hearing Clerk, United States Department of Agriculture, Washington 25, D. C., and at the Western Marketing Field Office, Fruit and Vegetable Branch, Production and Marketing Administration, United States Department of Agriculture, 921 10th Street, Sacramento 14, California.

Ballots to be cast in the referendum may be obtained from any referendum agent and any appointee hereunder.

Done at Washington, D. C., this 11th day of January 1949.

[SEAL] A. J. LOVELAND,
Acting Secretary of Agriculture.

[F. R. Doc. 49-350; Filed, Jan. 13, 1949;
8:55 a. m.]

FEDERAL TRADE COMMISSION

[16 CFR, Ch. I]

[File No. 21-286]

COSMETICS AND TOILET PREPARATIONS INDUSTRY

NOTICE OF HEARING AND OF OPPORTUNITY TO PRESENT VIEWS, SUGGESTIONS, OR OBJECTIONS

At a regular session of the Federal Trade Commission held at its office in the

city of Washington, D. C., on the 11th day of January 1949.

Opportunity is hereby extended by the Federal Trade Commission to any and all persons, firms, corporations, organizations, or other parties, affected by or having an interest in the proposed trade practice rules for the cosmetics and toilet preparations industry, to present to the Commission their views concerning said rules, including such pertinent information, suggestions, or objections as they may desire to submit, and to be heard in the premises. For this purpose they may obtain copies of the proposed rules upon request to the Commission. Such views, information, suggestions, or objections may be submitted by letter, memorandum, brief, or other communication, to

be filed with the Commission not later than February 10, 1949. Opportunity to be heard orally will be afforded at the hearing beginning at 10 a. m. February 10, 1949, in Room 332, Federal Trade Commission Building, Pennsylvania Avenue at Sixth Street NW., Washington, D. C., to any such persons, firms, corporations, organizations, or other parties who desire to appear and be heard. After due consideration of all matters presented in writing or orally, the Commission will proceed to final action on the proposed rules.

By the Commission.

[SEAL]

D. C. DANIEL,
Secretary.

[F. R. Doc. 49-298; Filed, Jan. 13, 1949;
8:46 a. m.]

NOTICES

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

CALIFORNIA No. 109

SMALL TRACT CLASSIFICATION ORDER

NOVEMBER 30, 1948.

Pursuant to the authority delegated to me by the Director, Bureau of Land Management, by Order No. 319 dated July 19, 1948 (43 CFR 50.451 (b) (3), 13 F. R. 4278), I hereby classify under the Small Tract Act of June 1, 1938 (52 Stat. 609), as amended July 14, 1945 (59 Stat. 467, 43 U. S. C. section 682a), the tract of public land in California, described below, for lease and sale for any purpose except business:

T. 3 S., R. 4 E., S. B. M.,
Sec. 18, SE $\frac{1}{4}$ SW $\frac{1}{4}$ —40 acres.

Applications were pending for all the above land prior to receipt by the District Land Office of notice of impending classification on April 16, 1948.

Leases will be for a period of five years at an annual rental of \$5.00 payable for the entire period in advance of the issuance of lease. Lease will contain an option or purchase clause at the appraised value of \$20.00 an acre.

Leases will be subject to such easements for road rights of way as may be necessary to permit ingress or egress by other lessees to or from other lands leased under authority of this order.

L. T. HOFFMAN,
Regional Administrator.

[F. R. Doc. 49-319; Filed, Jan. 13, 1949;
8:46 a. m.]

CALIFORNIA CLASSIFICATION ORDER

DECEMBER 17, 1948.

1. Pursuant to the authority delegated to me by the Director, Bureau of Land Management, by Order No. 319 dated July 19, 1948 (43 CFR 50.451 (b) (3), 13 F. R. 4278), I hereby classify under the

Small Tract Act of June 1, 1938 (52 Stat. 609), as amended July 14, 1945 (59 Stat. 467, 43 U. S. C. section 682a), as herein-after indicated, the following described land in the Los Angeles, California, land district, embracing 500 acres,

CALIFORNIA SMALL TRACT CLASSIFICATION No. 116

For lease only for all purposes mentioned in the act except business.

T. 2 N., R. 4 E., S. B. M.,
Sec. 27, SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$,
NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ N $\frac{1}{2}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$,
SE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$.
Sec. 36, SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$
SE $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$
SE $\frac{1}{4}$.

2. As to applications regularly filed prior to 8:30 a. m., July 1, 1948, and are for the type of site for which the land is classified, this order shall become effective upon the date it is signed.

3. As to the land not covered by applications referred to in paragraph 2, this order shall not become effective to permit leasing under the Small Tract Act until 10:00 a. m., February 18, 1949. At that time such land shall, subject to valid existing rights, become subject to application as follows:

(a) Ninety-day preference period for qualified veterans of World War II from 10:00 a. m., February 18, 1949, to the close of business on May 19, 1949.

(b) Advance period for veterans' simultaneous filings from 8:30 a. m., July 1, 1948, to the close of business on February 18, 1949.

4. Any of the land remaining unappropriated shall become subject to application under the Small Tract Act by the public generally, commencing at 10:00 a. m., May 20, 1949.

(a) Advance period for simultaneous nonpreference filings from 8:30 a. m., July 1, 1948, to the close of business on May 20, 1949.

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

6. All of the land will be leased in tracts of approximately 5 acres, each be-

ing approximately 330 by 660 feet, the longer dimensions to extend north and south, except in the NE $\frac{1}{4}$ Sec. 27, east and west.

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

8. Where only one five-acre tract in a 10-acre subdivision is embraced in a preference right application, an application for the remaining five-acre tract extending in the same direction will be accepted in order to fill out the subdivision notwithstanding the direction specified in paragraph 6.

9. Leases will be for a period of five years at an annual rental of \$5.00 payable for the entire lease period in advance of the issuance of the lease.

10. Leases will be subject to such easements for road rights of way as may be necessary to permit ingress or egress by other lessees to or from other lands leased under authority of this order.

11. All inquiries relating to these lands should be addressed to the Acting Manager, District Land Office, Los Angeles, California.

L. T. HOFFMAN,
Regional Administrator.

[F. R. Doc. 49-320; Filed, Jan. 13, 1949;
8:46 a. m.]

CALIFORNIA CLASSIFICATION ORDER

DECEMBER 17, 1948.

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