

[Administrative Order 2659]

OKLAHOMA
LOAN ANNOUNCEMENT

MAY 10, 1950.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Amount
Oklahoma 35G Haskell..... \$1,000,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 50-4593; Filed, May 26, 1950;
8:53 a. m.]

[Administrative Order 2660]

NORTH CAROLINA
LOAN ANNOUNCEMENT

MAY 11, 1950.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Amount
North Carolina 51H Hoke..... \$450,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 50-4594; Filed, May 26, 1950;
8:53 a. m.]

[Administrative Order 2661]

ILLINOIS
LOAN ANNOUNCEMENT

MAY 11, 1950.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Amount
Illinois 30K Adams..... \$757,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 50-4595; Filed, May 26, 1950;
8:53 a. m.]

[Administrative Order 2662]

MINNESOTA
LOAN ANNOUNCEMENT

MAY 11, 1950.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Amount
Minnesota 97H Roseau..... \$180,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 50-4596; Filed, May 26, 1950;
8:53 a. m.]

[Administrative Order 2663]

INDIANA
LOAN ANNOUNCEMENT

MAY 11, 1950.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Amount
Indiana 47M Orange..... \$10,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 50-4597; Filed, May 26, 1950;
8:54 a. m.]

[Administrative Order 2664]

ARKANSAS
LOAN ANNOUNCEMENT

MAY 11, 1950.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Amount
Arkansas 26R Fulton..... \$885,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 50-4598; Filed, May 26, 1950;
8:54 a. m.]

[Administrative Order 2665]

KANSAS
LOAN ANNOUNCEMENT

MAY 11, 1950.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Amount
Kansas 48F Ford..... \$250,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 50-4599; Filed, May 26, 1950;
8:54 a. m.]

[Administrative Order 2666]

KANSAS
LOAN ANNOUNCEMENT

MAY 11, 1950.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended,

a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Amount
Kansas 29G Republic..... \$411,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 50-4600; Filed, May 26, 1950;
8:54 a. m.]

[Administrative Order 2667]

COLORADO
LOAN ANNOUNCEMENT

MAY 12, 1950.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Amount
Colorado 43C M. E..... \$25,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 50-4601; Filed, May 26, 1950;
8:54 a. m.]

[Administrative Order 2668]

ALLOCATION OF FUNDS FOR LOANS

MAY 12, 1950.

Inasmuch as Itasca-Mantrap Co-op. Electrical Ass'n has transferred certain of its properties and assets to Clearwater-Polk Electric Co-operative, Inc., and Clearwater-Polk Electric Co-operative, Inc. has assumed in part the indebtedness to United States of America, of Itasca-Mantrap Co-op. Electrical Ass'n, arising out of loans made by United States of America pursuant to the Rural Electrification Act of 1936, as amended, I hereby amend:

(a) Administrative Order No. 526, dated October 2, 1940, by changing the project designation appearing therein as "Minnesota 1083B1 Hubbard" in the amount of \$230,000 to read "Minnesota 1083B1 Hubbard" in the amount of \$106,188.38 and "Minnesota 101 Clearwater (Minnesota 1083B1 Hubbard)" in the amount of \$123,811.62.

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 50-4602; Filed, May 26, 1950;
8:54 a. m.]

[Administrative Order 2669]

ALLOCATION OF FUNDS FOR LOANS

MAY 15, 1950.

Inasmuch as The C & W Rural Electric Cooperative Association, Inc., has transferred certain of its properties and assets to The Nemaha-Marshall Electric Cooperative Association, Inc., and The

Nemaha-Marshall Electric Cooperative Association, Inc., has assumed in part the indebtedness to United States of America, of The C & W Rural Electric Cooperative Association, Inc., arising out of loans made by United States of America pursuant to the Rural Electrification Act of 1936, as amended, I hereby amend:

(a) Administrative Order No. 311, dated December 3, 1938, by changing the project designation appearing therein as "Kansas R9024A1 Clay" in the amount of \$276,000 to read "Kansas R9024A1 Clay" in the amount of \$270,650.18 and "Kansas 30 Nemaha (Kansas R9024A1 Clay)" in the amount of \$5,349.82.

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 50-4603; Filed, May 26, 1950;
8:54 a. m.]

DEPARTMENT OF LABOR

ORGANIZATION

1. The statement of organization of the Wage and Hour Division of the Department of Labor, published at 12 F. R. 6971, is revised as follows:

That part of the description of functions of the Wage and Hour Division previously published in section 500.1 of such statement (29 CFR 500.1) is amended by adding a new paragraph to the existing paragraph to read as follows:

Pursuant to the provisions of Reorganization Plan No. 6 of 1950, the Secretary of Labor has, through the issuance of a General Order, provided that effective May 24, 1950 all functions heretofore performed by or under the direction and control of the Wage and Hour Administrator, including the exercise of powers under section 9 of the Fair Labor Standards Act of 1938, as amended, are assigned to the Administrator and he or his duly authorized representatives are authorized to continue to perform them, subject to the general direction and control of the Secretary. The issuance of rulings and interpretations by the Administrator shall be on the advice of the Solicitor of Labor with respect to the Act and the Regulations thereunder. In his General Order the Secretary has provided that the function of preparing and submitting to the Congress the annual report of the Wage and Hour Division and the bringing of legal proceedings under the Act are reserved as functions of the Secretary of Labor. The order stipulates that:

Except to the extent that they may be inconsistent with the provisions of this order, all rules, regulations, orders or interpretations heretofore issued by or by virtue of authority vested in the Administrator of the Wage and Hour Division pursuant to the Fair Labor Standards Act of 1938, as amended, are hereby continued in full force and effect until amended, modified, or rescinded by the Secretary of Labor or the Administrator pursuant to the provisions of this order.

Previous delegations of authority by the Secretary of Labor with respect to the child labor provisions of the Fair Labor Standards Act of 1938, as amended, are continued in effect.

2. The statement of organization of the Department of Labor, published at 13 F. R. 2195, is revised as follows:

(a) The description of the functions of the Secretary of Labor formerly published in section 2.001 (a) (1) (vii) of such statement (29 CFR 2.001 (a) (1) (vii)) is revised by substituting the following for the first paragraph thereof:

The Fair Labor Standards Act of 1938, as amended (52 Stat. 1060, as amended, 29 U. S. C. and Sup., 201 et seq.) is administered under the general direction and control of the Secretary, as described in the statement of organization of the Wage and Hour Division.

(b) The description of the functions of the Secretary of Labor formerly published in section 2.001 (a) (1) is amended by adding at the end thereof the following:

(xiv) The Secretary of Labor exercises all functions relating to employees' compensation vested in him by Reorganization Plan No. 19 of 1950, as set forth in the descriptions of organization of the Bureau of Employees' Compensation and the Employees' Compensation Appeals Board.

Pursuant to the provisions of Reorganization Plan No. 19 of 1950, the Secretary of Labor has, through the issuance of a general order, provided that effective May 24, 1950, all functions heretofore performed by the Director of the Bureau of Employees' Compensation and all functions vested in the Secretary of Labor under section 1 of said Plan are assigned to, and shall be performed by or under the direction of, the Director of the Bureau of Employees' Compensation, subject to the general direction and control of the Secretary. In his general order the Secretary has provided that functions and duties under section 41 of the Longshoremen's and Harbor Workers' Compensation Act, as amended (33 U. S. C., sec. 901) and section 209 of the Federal Employees' Compensation Act Amendment of 1949 (Pub. Law, 357, 81st Cong.), and the function of preparing and submitting annual and other reports and recommendations of the Bureau and of the Employees' Compensation Appeals Board to the Congress are reserved to the Secretary of Labor.

With respect to the Employees' Compensation Appeals Board, the general order provides that the Board as constituted on May 23, 1950, shall continue to have authority to hear and, subject to applicable law and the rules and regulations of the Secretary of Labor, to make final decisions on appeals taken from determinations and awards with respect to claims of employees of the Federal Government or of the District of Columbia. Finally, the order provides that:

Except to the extent that they may be inconsistent with the provisions of this order, all existing rules and regulations heretofore issued under the authority of the above acts and Reorganization Plan No. 2 of 1946 are hereby continued in full force and effect until amended, modified, or rescinded by the Secretary of Labor pursuant to the provisions of this order.

Signed at Washington, D. C., this 24th day of May 1950.

MAURICE J. TOBIN,
Secretary of Labor.

[F. R. Doc. 50-4637; Filed, May 26, 1950;
9:54 a. m.]

CIVIL AERONAUTICS BOARD

[Docket No. 3601]

BRANIFF AIRWAYS, INC.

NOTICE OF HEARING

In the matter of the compensation for the transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith, of Braniff Airways, Inc., over its domestic system.

Notice is hereby given, pursuant to the provisions of the Civil Aeronautics Act of 1938, as amended, that hearing in the above-entitled proceeding is assigned to be held on May 31, 1950, at 9:30 a. m., e. d. s. t., in Wing "C", Room 116, Temporary Building No. 5, Sixteenth Street and Constitution Avenue NW., Washington, D. C., before Examiner Richard A. Walsh.

Dated at Washington, D. C., May 23, 1950.

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,
Secretary.

[F. R. Doc. 50-4519; Filed, May 26, 1950;
8:46 a. m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 7945, 7946]

JOHNSTON BROADCASTING CO. AND PILOT BROADCASTING CORP. (WTNB)

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of George Johnston & George Johnston Jr., d/b as Johnston Broadcasting Company, Birmingham, Alabama, Docket No. 7945, File No. EP-5016; Pilot Broadcasting Corporation (WTNB), Birmingham, Alabama, Docket No. 7946, File No. BP-5332; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 18th day of May 1950:

The Commission having under consideration the above-entitled applications, both requesting construction permits to operate standard broadcasting stations on 850 kc., with power of 1 kw. night, 5 kw. local sunset, employing a directional antenna for night use, unlimited time, at Birmingham, Alabama;

It appearing, that the Commission by memorandum opinion and order of January 26, 1950, released January 27, 1950, granted the Pilot Broadcasting Corporation, successor in interest to Thomas N. Beach, permission to file an amendment with the Commission in the above-entitled proceedings within thirty days

showing that the said corporation is now the applicant for a construction permit to change facilities for the operation of Radio Station WTNB; and that if the said corporation should file such an amendment, its application for a construction permit would be set for a comparative hearing with the mutually exclusive application of Johnston Broadcasting Company;

It further appearing, that, pursuant to the authority contained in the aforementioned memorandum opinion and order, on February 27, 1950, the Pilot Broadcasting Corporation petitioned to amend Docket No. 7946, File No. BP-5332 to change applicant's name from Thomas N. Beach to that of the said corporation, which petition was granted and which amendment filed simultaneously therewith was accepted by Commission order of March 10, 1950;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the proceeding involving the said applications of Johnston Broadcasting Company and Pilot Broadcasting Corporation, as successor to Thomas N. Beach, is hereby designated for further hearing in a consolidated proceeding to commence at 10:00 a. m. June 22, 1950, in Washington, D. C., upon the issues set forth in the Commission's orders of November 7, 1946, designating the applications of Thomas N. Beach and Johnston Broadcasting Company for hearing in a consolidated proceeding and on the following additional issues:

1. To determine the legal, technical, financial and other qualifications of the Pilot Broadcasting Corporation, its officers, directors and stockholders to construct and operate Station WTNB as proposed.

2. To determine on a comparative basis whether the public interest would best be served by a grant of the application of the Johnston Broadcasting Company or by a grant of the application of the Pilot Broadcasting Corporation.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[P. R. Doc. 50-4551; Filed, May 26, 1950;
8:49 a. m.]

[Docket Nos. 8409, 9674]

PARISH BROADCASTING CORP. AND ASHLEY
COUNTY BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CON-
SOLIDATED HEARING ON STATED ISSUES

In re applications of Parish Broadcasting Corporation, Minden, Louisiana, Docket No. 8409, File No. BP-5749; T. C. Fleet, Sr. and J. H. Fleet, a general partnership d/b as The Ashley County Broadcasting Company, Crossett, Arkansas, Docket No. 9674, File No. BP-7590; for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 18th day of May 1950;

The Commission having under consideration the above-entitled applica-

tions of T. C. Fleet, Sr. and J. H. Fleet, a general partnership d/b as The Ashley County Broadcasting Company, for a construction permit to establish a new standard broadcast station to operate on 1240 kilocycles, with 250 watts power, unlimited time at Crossett, Arkansas; and

It appearing, that the Commission on June 11, 1947, designated the above-entitled application of Parish Broadcasting Corporation for hearing in a consolidated proceeding with a mutually exclusive application from Bastrop, Louisiana, naming Oil Capitol Broadcasting Association, licensee of Station KOCA, Kilgore, Texas, a party to the proceeding and that on August 1, 1947 the said application for Bastrop, Louisiana was amended and removed from the hearing docket and the application of Parish Broadcasting Corporation was retained on the hearing docket because of the interference caused to Station KOCA.

It further appearing, that the Commission on August 19, 1948 considered an application for a change of frequency by Station KRUS, Ruston, Louisiana; and having found that the said Ruston application involved serious mutual interference to the above-entitled Minden application, the said Ruston application was designated for hearing in a consolidated proceeding with the said Minden application; and the order of June 11, 1947 was so amended to include the said Ruston application;

It further appearing, that on January 28, 1949 the said Ruston application was dismissed without prejudice and the application of Parish Broadcasting Company, Minden, Louisiana was retained on the hearing docket because of the interference caused to Station KOCA;

It further appearing, that at the request of the said Parish Broadcasting Company, Minden, Louisiana, the hearing on its application for a new standard broadcast station was on February 4, 1949 continued indefinitely;

It further appearing, that the two above-entitled applications of Parish Broadcasting Corporation and T. C. Fleet, Sr., and J. H. Fleet, a general partnership d/b as The Ashley County Broadcasting Company may involve serious mutual interference and interference to other existing stations and otherwise not comply with the Standards of Good Engineering Practice;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the above-entitled application of T. C. Fleet, Sr., and J. H. Fleet, a general partnership d/b as The Ashley County Broadcasting Company is designated for hearing in a consolidated proceeding with the above-entitled application of Parish Broadcasting Corporation, commencing at 10:00 a. m. on October 12, 1950, Washington, D. C., upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant partnership and its partners to operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station, and the charac-

ter of other broadcast service available to such areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with Station KVRG, Arkadelphia, Arkansas; Station KWAK, Stuttgart, Arkansas; Station KLIC, Monroe, Louisiana, and with any other existing broadcast stations, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the other application in this proceeding or with the services proposed in any other pending applications for broadcast facilities, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

It is further ordered, That Cecil W. Cupp d/b as Arkadelphia Broadcasting Company, licensee of Station KVRG, Arkadelphia, Arkansas; Stuttgart Broadcasting Corporation, licensee of Station KWAK, Stuttgart, Arkansas; and Dr. Frank P. Cerniglia, licensee of Station KLIC, Monroe, Louisiana, are made parties to this proceeding with respect to the application of T. C. Fleet, Sr., and J. H. Fleet, a general partnership d/b as The Ashley County Broadcasting Company.

It is further ordered, That the Commission's Order of June 11, 1947, designating the said application of Parish Broadcasting Corporation for hearing, as modified, is amended to include the application of T. C. Fleet, Sr., and J. H. Fleet, a general partnership d/b as The Ashley County Broadcasting Company.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[P. R. Doc. 50-4545; Filed, May 26, 1950;
8:48 a. m.]

[Docket Nos. 9230, 9567, 9673]

COSTON-TOMPKINS BROADCASTING CO.
ET AL.

ORDER DESIGNATING APPLICATION FOR CON-
SOLIDATED HEARING ON STATED ISSUES

In re applications of James Goodrich Coston and Julian Lanier Tompkins tr/as Coston-Tompkins Broadcasting Company, Ironton, Ohio, Docket No. 9230, File No. BP-6302; David W. Jeffries,

Ironton, Ohio, Docket No. 9567, File No. BP-7427; Glacus G. Merrill, Ironton, Ohio, Docket No. 9673, File No. BP-7595; for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 18th day of May 1950:

The Commission having under consideration the above-entitled application of Glacus G. Merrill requesting a permit to construct a new standard broadcast station to operate on frequency 1230 kilocycles, with 250 watts power, unlimited time at Ironton, Ohio:

It appearing, that the above-entitled application of Coston-Tompkins Broadcasting Company requesting a permit to construct a new standard broadcast station to operate on frequency 1230 kilocycles, with 100 watts power, unlimited time at Ironton, Ohio, was designated for hearing on February 9, 1949, on engineering issues only; and

It further appearing, that, the above-entitled application of David W. Jeffries which requests a permit to construct a new standard broadcast station to operate on frequency 1230 kilocycles, with 100 watts power, unlimited time at Ironton, Ohio, was designated for hearing on January 18, 1950, in a consolidated proceeding with the said application of Coston-Tompkins Broadcasting Company and the Commission's order of February 9, 1949, designating the latter application for hearing amended to include the application of David W. Jeffries and to include additional issues and that by Commission order of March 24, 1950, the hearing was continued indefinitely; and

It further appearing, that, the Commission is in receipt of information indicating that one or more of the partners of Coston-Tompkins Broadcasting Company has attempted to dispose of his or their interest in this application:

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application of Glacus G. Merrill is designated for hearing in the above consolidated proceeding upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the individual applicants and of the applicant partnership and the partners to construct and operate the proposed stations.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed stations and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed stations would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed stations would involve objectionable interference each with the

other or with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed stations would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations with particular reference to the areas and populations which may be expected to receive satisfactory service.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding, should be granted.

It is further ordered, That the order of the Commission dated February 9, 1949, designating the above-entitled application of James Goodrich Coston and Julian Lanier Tompkins tr/as Coston-Tompkins Broadcasting Company for hearing is further amended to include the following issue:

8. To determine the purposes of the individual partners of Coston-Tompkins Broadcasting Company in the prosecution of its above-entitled application and to obtain full information concerning the efforts of one or both of the said partners to dispose of his or their interest in the said application.

It is further ordered, That, the order of the Commission dated January 18, 1950, designating for hearing in a consolidated proceeding the above-entitled applications of Coston-Tompkins Broadcasting Company and of David W. Jeffries is amended to include the application of Glacus G. Merrill and to revise issues 1 and 7 therein to conform with issues 1 and 7 as specified herein and that, the hearing in the above consolidated proceeding shall commence at 10:00 a. m. on October 11, 1950, at Washington, D. C.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[P. R. Doc. 50-4544; Filed, May 26, 1950;
8:48 a. m.]

[Docket No. 9440]

CANISTEO RADIO CORP. (WLEA)
ORDER DESIGNATING APPLICATION FOR
HEARING ON STATED ISSUES

In re application of Canisteeo Radio Corporation (WLEA), Hornell, New York, Docket No. 9440, File No. BP-7115; for construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 18th day of May 1950:

The Commission having under consideration the above-entitled application of the Canisteeo Radio Corporation requesting a construction permit to change the facilities of Station WLEA, Hornell, New York, from frequency 1320 kc., 1 kw. power, daytime only, to frequency 1420 kc., 500 watts power night-

time, 1 kw. to local sunset, unlimited hours of operation; and to change transmitter location and to install a directional antenna for night use; and

If appearing, that, the applicant is legally, technically, financially and otherwise qualified except as to the evidence that may be adduced under Issue Number 3 herein, but that the operation of Station WLEA as proposed may involve objectionable interference with one or more existing stations or otherwise not comply with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations:

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the above-entitled application of Canisteeo Radio Corporation is designated for hearing to commence at 10:00 a. m., on the 5th day of October 1950 at Washington, D. C., upon the following issues:

1. To determine the areas and populations which may be expected to gain or lose primary service from the operation of Station WLEA as proposed, and the character of other broadcast service available to those areas and populations.

2. To determine whether the operation of WLEA as proposed, would involve objectionable interference with Station WHK, Cleveland, Ohio, or with any other existing station or the facilities proposed in any pending application, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

3. To determine the overlap, if any, that will exist between the service areas of WLEA, as proposed, and the service areas of Station WCBA, Corning, New York, or any other station in which the applicant or the individual officers, directors or stockholders are interested and, if so, whether such overlap is in contravention of § 3.35 of the Commission's rules.

4. To determine whether the operation of Station WLEA, as proposed, will be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

It is further ordered, That, United Broadcasting Company, licensee of Station WHK, Cleveland, Ohio, is made a party to this proceeding.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[P. R. Doc. 50-4542; Filed, May 26, 1950;
8:47 a. m.]

[Docket Nos. 9479, 9606, 9667]

CONSTITUTION PUBLISHING Co. (WCCN)
ET AL.

CORRECTED ORDER DESIGNATING APPLICATIONS
FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of The Constitution Publishing Company (WCCN), Atlanta, Georgia, Docket No. 9606, File No. BMP-

4863, for modification of construction permit; News Journal Corporation (WNDB), Daytona Beach, Florida, Docket No. 9687, File No. BP-6983; Ralph D. Epperson (WPAQ), Mount Airy, North Carolina, Docket No. 9479, File No. BP-7153; for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 12th day of May 1950:

The Commission having under consideration the above-entitled applications of (1) The Constitution Publishing Company requesting a modification of construction permit (File No. BP-4086, as modified) to change the directional antenna system from a six element array to a four element array with a change in the directional antenna patterns; (2) News Journal Corporation requesting a construction permit to change the facilities of Station WNDB, Daytona Beach, Florida from 1150 kc., 1 kw. power daytime operation only to unlimited operation on 550 kc., with 1 kw. power using a directional antenna at night; (3) a petition filed September 22, 1949, by Miami Broadcasting Co., licensee of Station WQAM, Miami, Florida, requesting that the aforesaid application of News Journal Corporation be designated for hearing and that the petitioner be made a party thereto; (4) an opposition to the petition filed October 10, 1949, by News Journal Corporation; (5) a reply to the opposition filed October 20, 1949; (6) an answer to the reply filed October 27, 1949; and (7) the above-entitled application of Ralph D. Epperson requesting a construction permit to change the facilities of Station WPAQ, Mount Airy, North Carolina from 740 kc., 1 kw. power, daytime only to 550 kc., 1 kw. power, unlimited time of operation, and to install a directional antenna for day and night use and to change the stations' transmitter location; and

It appearing, that, on March 13, 1950, the Commission designated for hearing the above-entitled application of The Constitution Publishing Company to determine among other things, interference to existing foreign stations and to pending applications for broadcast facilities and that said hearing is currently scheduled to commence June 26, 1950, at Washington, D. C.; and

It further appearing, that The Constitution Publishing Company and Ralph D. Epperson are legally qualified to construct and operate Stations WCON and WPAQ, as proposed in their respective applications but that the operations as proposed in the above-entitled applications may involve objectionable interference to each other or to existing stations or otherwise not be in compliance with the Commission's rules and standards:

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the applications of News Journal Corporation and Ralph D. Epperson are designated for hearing in consolidation with the application of The Constitution Publishing Company upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the

News-Journal Corporation to construct and operate Station WNDB, as proposed with particular reference to the nature and extent of the control and/or interests of John H. Perry, Jr., director of the News-Journal Corporation, in the licensee of Station WDLF, Panama City, Florida, and whether or not he had knowledge and/or approved of that station's operations not in accordance with the terms of its license.

2. To determine the technical, financial and other qualifications of The Constitution Publishing Company and Ralph D. Epperson to construct and operate Stations WCON and WPAQ as proposed in their respective applications.

3. To determine the areas and populations which may be expected to gain or lose service from the operation of Stations WCON, WPAQ and WNDB as proposed in their respective applications and the nature and extent of other broadcast service available to those areas and populations.

4. To determine whether the operation of Station WCON as proposed would involve objectionable interference with Station CMW, Havana, Cuba, or with any other existing foreign station and, if so, whether such interference would be in violation of any international agreement or the Commission's rules and Standards of Good Engineering Practice.

5. To determine whether the operations of Stations WCON, WNDB or WPAQ would involve objectionable interference with any existing broadcast stations and, if so, the areas and populations affected thereby and the nature of other broadcast service available to such areas and populations.

6. To determine whether the operation of Stations WPAQ and WNDB as proposed would involve objectionable interference with any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby.

7. To determine whether the operations of Stations WPAQ and WNDB, as proposed, would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

8. To determine whether the operation of WNDB as proposed would involve overlap with Stations WTMC, Ocala, Florida; or WJHP, Jacksonville, Florida, or any other station in which the News-Journal Corporation, its officers, directors, and stockholders are interested, and, if so, whether such overlap would be in contravention of § 3.35 of the Commission's rules.

9. To determine which, if any, of the applications in this proceeding should be granted or whether all the applications should be granted.

It is further ordered, That, the petition of Miami Broadcasting Company, licensee of Station WQAM, Miami, Florida, is granted and the petitioner is made a party to this proceeding; and

It is further ordered, That, the Commission's order of March 13, 1950, designating the above-entitled application of The Constitution Publishing Company

for hearing is amended to include the issues and parties specified herein.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 50-4540; Filed, May 26, 1950;
8:47 a. m.]

[Docket Nos. 9535, 9678, 9679]

CAPITOL BROADCASTING CORP. (WCAW)
ET AL.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARINGS ON STATED ISSUES

In re applications of Capitol Broadcasting Corporation (WCAW), Charleston, West Virginia, Docket No. 9535, File No. BP-6805; Kanawha Valley Broadcasting Company (WGKV), Charleston, West Virginia, Docket No. 9678, File No. BP-7614; Fayetteville Broadcasters, Inc., (WFLB), Fayetteville, North Carolina, Docket No. 9679, File No. BP-7168; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 18th day of May 1950:

The Commission having under consideration the above-entitled applications of Capitol Broadcasting Corporation, which requests a construction permit to change the facilities of Station WCAW, Charleston, West Virginia, from frequency 1400 kilocycles to 1300 kilocycles, 250 watts power to 1 kw. power, install a new transmitter, install directional antenna for day and night use, and change transmitter location; Kanawha Valley Broadcasting Company, which requests a construction permit to change the facilities of Station WGKV, Charleston, West Virginia, from frequency 1490 kilocycles to 1300 kilocycles, increase power from 250 watts to 1 kw. and install a directional antenna for day and night use; and Fayetteville Broadcasters, Inc., which requests a construction permit to change the facilities of Station WFLB, Fayetteville, North Carolina from frequency 1490 kilocycles to 1300 kilocycles, increase power from 250 watts to 1 kw., install a new transmitter and install a directional antenna system for nighttime operation;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said applications are designated for hearing in a consolidated proceeding commencing at 10:00 a. m. on October 17, 1950, at Washington, D. C., upon the following issues:

1. To determine the technical, financial and other qualifications of Capitol Broadcasting Corporation, Kanawha Valley Broadcasting Company, and Fayetteville Broadcasters, Inc., their officers, directors and stockholders, to construct and operate Stations WCAW, WGKV and WFLB as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed stations and the character of other broadcast service available to those areas and populations.