

the filing of such additional comments is established.

10. 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: November 1, 1956.

Released: November 2, 1956.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] MARY JANE MORRIS,
Secretary.

[F. R. Doc. 56-9056; Filed, Nov. 6, 1956;
8:51 a. m.]

[47 CFR Part 3]

[Docket No. 11861; FCC 56-1067]

TELEVISION BROADCAST STATIONS;
AGUADILLA, P. R.

TABLE OF ASSIGNMENTS

In the matter of amendment of § 3.606, Table of Assignments, Rules Governing Television Broadcast Stations (Aguadilla, Puerto Rico).

1. Notice is hereby given of rule making in the above-entitled matter.

2. The Commission has before it for consideration a petition filed October 4, 1956, by Hector Reichard, for rule making to amend § 3.606, Table of Assignments, Television Broadcast Stations, so as to shift Channel 13 from Arecibo to Aguadilla, Puerto Rico.

3. In support of its request, petitioner asserts that the residents of the Aguadilla area are desirous of obtaining a local television service; that because of terrain factors, a local channel is needed to render adequate television service to Aguadilla, a city of 18,276 persons, and to the surrounding area; that the proposed assignment conforms with the Commission's Rules and Regulations; and that, if Channel 13 is allocated to Aguadilla, petitioner will apply for a station on that channel.

4. Channel 13 is presently assigned to Arecibo, a city of 28,659 persons approximately 28 miles from Aguadilla.

5. 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.

6. 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

December 10, 1956, a written statement setting forth his comments. Comments supporting the proposed amendment may also be filed on or before the same date. Comments in reply to original comments may be filed within 15 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.

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

8. In accordance with the provisions of § 1.764 of the rules, an original and 14 copies of all written comments shall be furnished the Commission.

Adopted: November 1, 1956.

Released: November 2, 1956.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] MARY JANE MORRIS,
Secretary.

[F. R. Doc. 56-9057; Filed, Nov. 6, 1956;
8:51 a. m.]

NOTICES

DEPARTMENT OF THE TREASURY

Office of the Secretary

[T. D. 54234]

[Treasury Dept. Order 165, Revised, Amdt. 2]

COMMISSIONER OF CUSTOMS

DELEGATION OF AUTHORITY TO TAKE FINAL ACTION IN CERTAIN PENALTY AND LIQUIDATED DAMAGES CASES

OCTOBER 29, 1956.

By virtue of the authority vested in me by Reorganization Plan No. 26 of 1950 (3 CFR, 1950 Supp. Ch. III), it is hereby ordered that subparagraph (h) of Treasury Department Order No. 165, Revised, issued on November 2, 1954 (T. D. 53654; 19 F. R. 7241), as amended December 5, 1955 (T. D. 53966; 20 F. R. 9320), is further amended to read as follows:

(h) No decision with respect to any claim (including claim for liquidated damages), fine, or penalty (including forfeiture) in excess of \$20,000 shall be made without the approval of the Secretary of the Treasury, except that such approval shall not be required with respect to any claim (including claim for liquidated damages), fine, or penalty (including forfeiture) incurred or arising under:

(1) Section 3114, Revised Statutes, as amended (19 U. S. C. 257), for failure to report, make entry, and pay duties on certain equipments and repairs for certain vessels;

(2) Section 432, Tariff Act of 1930 (19 U. S. C. 1432), for omitting from the

vessel manifest any articles to be retained on board as sea stores, ship's stores, or bunker coal or bunker oil, or for landing any such articles without the required permit;

(3) Section 453, Tariff Act of 1930 (19 U. S. C. 1453), for lading or unlading merchandise or baggage valued at \$500 or more without obtaining the required license or permit;

(4) Section 460, Tariff Act of 1930, as amended (19 U. S. C. 1460), for failure to report or to file a manifest as required by section 459, Tariff Act of 1930, as amended (19 U. S. C. 1459) in the following cases:

(i) Violations due to ignorance of the reporting requirements or to inadvertence and either no merchandise, or only typical personal or souvenir merchandise which would have been free of duty, if entered, is carried on the vessel or vehicle, or

(ii) Where the violation is the first offense, although not due to ignorance or inadvertence, and no intended commercial use or threat to the revenue is involved;

(5) Section 584, Tariff Act of 1930, as amended (19 U. S. C. 1584), for having on board, or unlading from, a vessel or vehicle, any merchandise which is not included or described in the manifest or does not agree therewith;

(6) Section 8 or 204 (b), Anti-Smuggling Act, approved August 5, 1935 (19 U. S. C. 1708, 1584), for failure of a vessel not exceeding 500 net tons importing spirits, wines, or other alcoholic liquors to have the certificate required by sec-

tion 7 of the Anti-Smuggling Act (19 U. S. C. 1707);

(7) Section 585, Tariff Act of 1930, as amended (19 U. S. C. 1585), in respect of any vessel or vehicle which departs or attempts to depart from any collection district without making the required report or entry, or unlades any merchandise before such report or entry;

(8) Section 592, Tariff Act of 1930 (19 U. S. C. 1592), if the Commissioner finds that the decision is in accordance with an established policy of mitigation or remission which has been approved by the Secretary in a factually similar case;

(9) The act of February 24, 1915 (46 U. S. C. 14, for false oath to obtain a register for a wrecked vessel;

(10) Section 4143, Revised Statutes (46 U. S. C. 21), for false oath as to ownership by owner to obtain registry of vessel;

(11) Section 4163, Revised Statutes (46 U. S. C. 33), for false oath by agent or attorney to obtain registry of a vessel;

(12) Section 4177, Revised Statutes, as amended (46 U. S. C. 45), in respect of documented vessels failing to have the required number permanently marked;

(13) Section 4179, Revised Statutes (46 U. S. C. 50), for changing, or engaging in deceptive practices with respect to, the name of a documented vessel;

(14) Section 4189, Revised Statutes, as amended (46 U. S. C. 60), in respect of any vessel for which any certificate of registry, enrollment or license, or other record or document granted in lieu thereof is knowingly and fraudulently obtained or used;

(15) Section 4153, Revised Statutes, as amended (46 U. S. C. 77), in respect of documented vessels for failing to have the number denoting net tonnage permanently marked;

(16) Section 4339, Revised Statutes (46 U. S. C. 272), for refusal to take, or for taking falsely, the required oath with respect to equipment and repairs for vessels;

(17) Section 4337, Revised Statutes (46 U. S. C. 278), in respect of vessels proceeding on a foreign voyage while enrolled and licensed or licensed;

(18) Section 1 of the act of May 28, 1906 (46 U. S. C. 292), in respect of foreign-built dredges engaging in dredging in the United States;

(19) Section 4365, Revised Statutes (46 U. S. C. 311), in respect of vessels licensed for the fisheries and found within three leagues of the coast with foreign merchandise exceeding \$500 in value on board without having the permission to touch and trade at foreign ports required by section 4364, Revised Statutes (46 U. S. C. 310);

(20) Section 4370, Revised Statutes, as amended (46 U. S. C. 316 (a) and (d)), in respect of any vessel employed in towing in violation of subsection (a) of that section, as amended, or of any foreign vessel engaging in salvaging operations not excepted or authorized by subsection (d) of that section, as amended;

(21) Section 7, act of June 19, 1886, as amended (46 U. S. C. 319), in respect of certain vessels trading coastwise, or engaged in the fishery, without a valid document and in respect of such vessels having on board foreign merchandise or taxable alcoholic liquors on which the duties or taxes have not been paid or secured to be paid;

(22) Section 4377, Revised Statutes, as amended (46 U. S. C. 325), in respect only of licensed vessels employed in any other trade than that for which licensed, found with a forged or altered license or one granted for any other vessel, or found with any foreign merchandise or taxable alcoholic liquors on board on which the duties or taxes have not been paid or secured to be paid;

(23) Section 4240, Revised Statutes (46 U. S. C. 723), in respect of any vessel transporting to a foreign port any property taken from a wreck within United States jurisdiction off the coast of Florida;

(24) Section 27, Merchant Marine Act, 1920, as amended (46 U. S. C. 883), in respect of merchandise transported coastwise in a vessel ineligible under that section to engage in such transportation;

(25) Bonds taken pursuant to section 308, Tariff Act of 1930, as amended (19 U. S. C. 1308), if the Commissioner is satisfied that the importation was properly entered under section 308 and there was no intent to defraud the revenue or delay the payment of duty;

(26) Bonds taken pursuant to section 304, Tariff Act of 1930, as amended (19 U. S. C. 1304), if the marking duty due under section 304 of the tariff act has been deposited and the Commissioner is satisfied that the importer was not guilty of negligence or bad faith in permitting the not-properly-marked articles to be

distributed, has been diligent in attempting to secure compliance with the marking requirements, and has attempted by all reasonable means to effect redelivery;

(27) Bonds taken pursuant to section 551, Tariff Act of 1930, as amended (19 U. S. C. 1551), if the Commissioner is satisfied that all the merchandise in respect of which the claim for liquidated damages was incurred has actually been exported or destroyed and that any failure to obtain customs supervision was without intent to evade any law or regulation;

(28) Bonds taken pursuant to section 565, Tariff Act of 1930 (19 U. S. C. 1565);

(29) Bonds taken pursuant to section 1 (par. 1101), Tariff Act of 1930, as amended (19 U. S. C. 1001, par. 1101), if no loss of revenue is involved; and

(30) Any bond for failure to make entry and deposit estimated duties and taxes or for failure to produce required documents within the time required by the law or regulation, if the Commissioner is satisfied that such failure was not due to any purpose to evade any law or regulation.

[SEAL] DAVID W. KENDALL,
Acting Secretary of the Treasury.

[F. R. Doc. 56-9035; Filed, Nov. 6, 1956;
8:47 a. m.]

DEPARTMENT OF THE INTERIOR

Geological Survey

[Power Site Cancellation No. 115]

INDIAN CREEK, CALIFORNIA

Pursuant to authority vested in me by the act of March 3, 1879 (20 Stat. 394; 43 U. S. C. 31), and by Departmental Order No. 2333 of June 10, 1947 (43 C. F. R. 4.623; 12 F. R. 4025), Power Site Classification No. 425, approved June 24, 1952, is hereby cancelled insofar as and to the extent that it affects the following described land:

MOUNT DIABLO MERIDIAN

T. 26 N., R. 9 E.,
Sec. 13, NE $\frac{1}{4}$ SE $\frac{1}{4}$.

The area described aggregates 40 acres.

Date: October 31, 1956.

R. H. LYDDAN,
Acting Director.

[F. R. Doc. 56-9021; Filed, Nov. 6, 1956;
8:45 a. m.]

[Power Site Cancellation No. 107]

WHITEWATER RIVER, CALIFORNIA

Pursuant to authority vested in me by the act of March 3, 1879 (20 Stat. 394; 43 U. S. C. 31) and by Departmental Order No. 2333 of June 10, 1947 (43 C. F. R. 4.623; 12 F. R. 4025), Power Site Classification No. 256, approved June 28, 1930, is hereby canceled.

The lands involved are described as follows:

SAN BERNARDINO MERIDIAN

T. 1 S., R. 2 E.,
Sec. 23 (unsurveyed), E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$,
and SE $\frac{1}{4}$ SE $\frac{1}{4}$;

Sec. 26, NW $\frac{1}{4}$ and W $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 27 (unsurveyed), SE $\frac{1}{4}$ NE $\frac{1}{4}$ and E $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 34, NE $\frac{1}{4}$ NE $\frac{1}{4}$.
T. 2 S., R. 2 E.,
Sec. 12, W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$,
and E $\frac{1}{2}$ SE $\frac{1}{4}$.
T. 2 S., R. 3 E.,
Sec. 4, SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 5, NW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 6, lots 3, 4, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, and
N $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 9, NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, and
SE $\frac{1}{4}$;
Sec. 10, SW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 15, W $\frac{1}{2}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 21, SW $\frac{1}{4}$ NE $\frac{1}{4}$;
Sec. 22, E $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, and E $\frac{1}{2}$ SE $\frac{1}{4}$
SE $\frac{1}{4}$;
Sec. 23, SW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 26, W $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$
SW $\frac{1}{4}$;
Sec. 34, NE $\frac{1}{4}$ NE $\frac{1}{4}$;
Sec. 35, SW $\frac{1}{4}$ NE $\frac{1}{4}$.
T. 3 S., R. 3 E.,
Sec. 2, W $\frac{1}{2}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 12, N $\frac{1}{2}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$;
Sec. 13, SW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 14, E $\frac{1}{2}$ E $\frac{1}{2}$;
Sec. 23, NE $\frac{1}{4}$ NE $\frac{1}{4}$;
Sec. 24, N $\frac{1}{2}$ NE $\frac{1}{4}$.

The area described aggregates approximately 3,066 acres.

Dated: October 31, 1956.

R. H. LYDDAN,
Acting Director.

[F. R. Doc. 56-9022; Filed, Nov. 6, 1956;
8:45 a. m.]

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

CHIEF OF U. S. WAREHOUSE ACT BRANCH
AND CHIEF OF FREIGHT RATE SERVICE
BRANCH

DELEGATION OF AUTHORITY

Pursuant to authority (21 F. R. 304) delegated to the Director of the Special Services Division, it is hereby ordered as follows:

The Chief of the U. S. Warehouse Act Branch is authorized to perform all the duties and to exercise all the functions and powers in connection with the administration of the U. S. Warehouse Act (7 U. S. C. 241-273) except the issuance and amendment of rules and regulations, the suspension of licenses temporarily without hearing under section 25 or 9 of the act (7 U. S. C. 246, 248) and the performance of functions reserved to the Judicial Officer of the Department of Agriculture (19 F. R. 76).

The Chief of the Freight Rate Service Branch is authorized to take all actions necessary in connection with proceedings under section 201 of the Agricultural Adjustment Act of 1938 (7 U. S. C. 1291) and section 203 (j) of the Agricultural Marketing Act of 1946 (7 U. S. C. 1622 (j)) when participation therein on behalf of the Secretary is authorized by the Director, and otherwise to perform all the duties and to exercise all the functions and powers in connection with the administration of said sections.

Each of said Chiefs may delegate any authority conferred upon him hereby to such officers or employees of the respective Branch as he deems appropriate. No