[S. O. 178, Special Permit 131]

LOADING OF EMPTY BEER CONTAINERS AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph (§ 95.328, 9 F.R. 542) of Service Order No. 178 of January 11, 1944, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 178 insofar as it applies to the loading of one refrigerator car, FGE 14570, with empty beer containers and the movement of that car so loaded over the C&NW Railroad from Chicago, Illinois, not later than September 5, 1944, to St. Paul, Minnesota, as it was loaded in error, car would be moving in direction of empty movement, and will be unloaded sooner.

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 4th day of September 1944.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 44-13746; Filed, Sept. 7, 1944; 11:07 a. m.]

[2d Rev. S. O. 224, Special Permit 7]

REICING OF HONEYDEW MELONS FROM HURON, CALIF.

Pursuant to the authority vested in me by paragraph (g) of the first ordering paragraph of Second Revised Service Order No. 224 of August 24, 1944, (9 F.R. 10429) permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Second Revised Service Order No. 224 insofar as it applies to the reicing in transit to full bunker capacity of car CP 285004, honeydew melons, moving August 30, 1944, from Costa Distributing Company, Huron, California, to J. E. Corcoran, Pittsburgh, Pennsylvania (SP-D&RGW-Mo.Pac.-Penna) because car has inadequate bunker capacity for 7,500 pounds of ice.

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washintgon, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 2d day of September 1944.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 44-13747; Filed, Sept. 7, 1944; 11:07 a. m.]

[Rev. S. O. 226, Special Permit 4]

REICING OF CAULIFLOWER AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Revised Service Order No. 226 of August 24, 1944, (9 F.R. 10429) permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To retop ice one time only at Chicago, Illinois, September 2, 1944, with not to exceed 5,000 pounds of ice for each of the following cars, as ordered by Shuman Company, ART 18008, 17175, 19665, cauliflower, now on the Chicago Produce Terminal, to be reforwarded east of Chicago, Illinois.

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 2d day of September 1944.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 44-13748; Filed, Sept. 7, 1944; 11:07 a. m.]

[Rev. S. O. 226, Special Permit 5]

REICING OF PEAS AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Revised Service Order No. 226 of August 24, 1944 (9 F.R. 10429), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To retop ice, one time only, at Chicago, Illinois, September 2, 1944, with not to exceed 5,000 pounds of ice in each car, as ordered by La Mantia Brothers Arrigo Company, car ART 18158, peas, now on the Chicago Produce Terminal, and car MERX 4196, peas, now on the Wabash Railroad, account necessary to preserve lading over Labor Day Holiday.

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 2d day of September 1944.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 44-13749; Filed, Sept. 7, 1944; 11:07 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 3857]

SHOICHI AND SHIZU ASAMI

In re: Real property, household furniture and furnishings, property insurance policy and bank account owned by Shoichi and Shizu Asami, husband and wife.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned after investigation, finding:

1. That the last known address of Shoichi Asami and Shizu Asami is Japan, and that they are residents of Japan and nationals of a designated enemy country (Japan);

2. That Shoichi Asami and Shizu Asami are the owners of the property described in subparagraphs 4-a, 4-b and 4-c hereof;

3. That Shoichi Asami is the owner of the property described in subparagraph 4-d hereof;

4. That the property described as follows:

a. Real property situated in the City and County of Honolulu, Territory of Hawaii, particularly described in Exhibit A attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

b. Certain household furniture and furnishings presently located on the premises described in subparagraph 4-a hereof and in the custody of Jane Ayako Takamura, also known as Jane Fukao,

c. All right, title and interest of Shoichi Asami and Shizu Asami, and each of them, in and to fire insurance policy No. 214672, issued by The Pennsylvania Fire Insurance Company of Philadelphia, Philadelphia, Pennsylvania, which policy insures the improvements to the property described in subparagraph 4-a hereof, and

d. That certain bank account with the Bishop National Bank of Hawaii, Honolulu, T. H., which is due and owing to and held for and in the name of Shoichi Asami, and is identified on the records of said Bishop National Bank of Hawaii as Savings Account No. 43142, and any and all security rights in and to any and all collateral for all or part of such account, and the right to enforce and collect the same,

is property within the United States owned or controlled by nationals of a designated enemy country (Japan);

And determining that the property described in subparagraphs 4-c and 4-d hereof is necessary for the maintenance or safeguarding of other property (namely, that property described in subparagraph 4-a hereof) belonging to the same nationals of the same designated enemy country and subject to vesting (and in fact vested by this

order) pursuant to section 2 of said Executive order;

And further determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action, after appropriate consultation and certification required by law, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 4–a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and hereby vests in the Alien Property Custodian the property described in subparagraphs 4–b, 4–c and 4–d hereof.

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest, and for the benefit, of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account, or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 28, 1944:

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

That certain parcel of land situate on 22nd Avenue between Pahoa and Kaimuki Avenues, Honolulu, City and County of Honolulu, Territory of Hawaii, described as follows:

Lot 14, area 7,500.0 square feet, as shown on Map 1, filed in the Office of the Assistant Registrar of the Land Court of the Territory of Hawaii with Land Court Application No. 558 of Paul Ernst Richard Strauch, and being a portion of the land described in Transfer Certificate of Title No. 3958 issued to Victoria Mary Akana.

[F. R. Doc. 44–13753; Filed, Sept. 7, 1944; 11:22 a. m.]

[Vesting Order 3865]

TSURU OKUNO

In re: Real property owned by Tsuru Okuno.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the last known address of Tsuru Okuno is No. 762 Toan-cho, Hiroshima-shi, Hiroshima-ken, Japan, and that she is a resident of Japan and a national of a designated enemy country (Japan);

2. That Tsuru Okuno is the owner of the property described in subparagraph 3 hereof;

3. That the property described as follows:

Real property situated in the City and County of Honolulu, Territory of Hawaii, particularly described in Exhibit A attached hereto and by reference made a part hereof, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

is property within the United States owned or controlled by a national of a designated enemy country (Japan);

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action, after appropriate consultation and certification required by law, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 3 hereof, subject to recorded liens, encumbrances and other rights of record, including particularly, but not limited to, the leasehold rights of the Standard Oil Company of California, arising by reason of that certain agreement executed by Tsuru Okuno and the Standard Oil Company of California which expires August 31, 1947 whereby said Standard Oil Company of California is the lessee of the premises, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest, and for the benefit, of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account, or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 28, 1944.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

All of that certain parcel of land (portion of the land described in Royal Patent Number 7834, Land Commission Award Number 7714–B, Apana 7 to Moses Kekuaiwa) situate, lying and being at the East Corner of Queen Street and Waiakamilo Road, Kapalama, Honolulu, City and County of Honolulu, Territory of Hawaii, being a portion of lot number two (2), of the tract of land known as the "Queen Street Tract," as shown on the Map thereof, filed in the Office of the Registrar of Conveyances at Honolulu, as Registered Map Number One Hundred Thirteen (113), and thus bounded and described:

Beginning at an iron pin at the North corner of Lot 2 of the Queen Street Tract, File Plan No. 113, on the Southeast side of Waiakamilo Road and running by true azimuths:

1. 307°25′ 80.00 feet along Bishop Estate to an iron pin;
2. 37°25′ 68.70 feet along Lot 4 of the Queen Street Tract, File Plan No. 113, to the proposed North side of West Queen Street to an iron pin;
3. 132°20′ 66.57 feet along the proposed North side of West Queen Street to a spike;
4. Thence on a curve to the right, having a radius of 15 feet, the direct azimuth and distance of the long chord being 174°52′30″ 20.28 feet to a spike;
5. 217°25′ 48.04 feet along the Northeast side of Waiakamilo Road to the point of beginning.

Containing an Area of 5,181 Square Feet, or thereabouts.

[F. R. Doc. 44–13754; Filed, Sept. 7, 1944; 11:22 a. m.]

[Vesting Order 3866]

TERU SHUTOKU

In re: Real property, property insurance policies, a claim, a Ford automobile, and household furniture owned by Teru Shutoku.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the last known address of Teru Shutoku is Kuroki-machi, Aza-Nakamachi Yame-gun, Fukuoka-ken, Japan, and that she is a resident of Japan and a national of a designated enemy country (Japan);

2. That Teru Shutoku is the owner of the property described in subparagraph 3 hereof;

3. That the property described as follows:

a. Real property situated in the City and County of Honolulu, Territory of Hawaii, particularly described in Exhibits A and B, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

b. All right, title and interest of Teru Shutoku in and to:

(1) Insurance policy No. 6305, issued by The California Insurance Company of San Francisco, California, in the face amount of $2,000, and expiring December 1, 1946,

(2) Insurance policy No. 28316, issued by the Fidelity & Guaranty Fire Corporation, Baltimore, Maryland, in the face amount of $2,000, and expiring October 13, 1946,

(3) Insurance policy No. 15227221, issued by the Liverpool & London & Globe Insurance Company, Ltd., Liverpool, England, in the face amount of $500, and expiring August 18, 1946,

(4) Insurance policy No. 5921, issued by The California Insurance Company of San