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TITLE 6—AGRICULTURAL CREDIT

Chapter III—Farmers Home Administration, Department of Agriculture

Subchapter B—Farm Ownership Loans

[FHA Instruction 428.1]

PART 331—POLICIES AND AUTHORITIES

AVERAGE VALUES OF FARMS; MAINE

On July 16, 1957, for the purposes of Title I of the Bankhead-Jones Farm Tenant Act, as amended, the average value of efficient family-type farm-management units for the county identified below was determined to be as herein set forth. The average value heretofore established for said county, which appears in the tabulations of average values under § 331.17, Chapter III, Title 6 of the Code of Federal Regulations, is hereby superseded by the average value set forth below for said county.

MAINE	*Average value*
County:	
Aroostook	$25,000

(Sec. 41, 50 Stat. 428, as amended; 7 U. S. C. 1015)

Dated: July 18, 1957.

[SEAL] H. C. SMITH,
Acting Administrator,
Farmers Home Administration.

[F. R. Doc. 57-6015; Filed, July 23, 1957; 8:45 a. m.]

TITLE 7—AGRICULTURE

Chapter I—Agricultural Marketing Service (Standards, Inspections, Marketing Practices), Department of Agriculture

PART 51—FRESH FRUITS, VEGTABLES AND OTHER PRODUCTS (INSPECTION, CERTIFICATION AND STANDARDS)

SUBPART—UNITED STATES STANDARDS FOR FRESH CRANBERRIES FOR PROCESSING [1]

On June 4, 1957, a notice of proposed rule making was published in the FEDERAL REGISTER (22 F. R. 3881) regarding a proposed issuance of United States Standards for Fresh Cranberries for Processing.

After consideration of all relevant matters presented, including the proposal set forth in the aforesaid notice, the following United States Standards for Fresh Cranberries for Processing are hereby promulgated pursuant to the authority contained in the Agricultural Marketing Act of 1946 (60 Stat. 1087 et seq., as amended; 7 U. S. C. 1621 et seq.).

GENERAL

Sec.
51.3030 General.

GRADES

51.3031 U. S. No. 1.

UNCLASSIFIED

51.3032 Unclassified.

DEFINITIONS

51.3033 Clean.
51.3034 Mature.
51.3035 Fairly well colored.
51.3036 Damage.
51.3037 Diameter.

AUTHORITY: §§ 51.3030 to 51.3037 issued under sec. 205, 60 Stat. 1090, as amended; 7 U. S. C. 1624.

GENERAL

§ 51.3030 *General.* (a) These standards apply only to the commonly cultivated Cranberry (Vaccinium macrocarpon).

(b) The primary purpose of these standards is for classifying Cranberries intended for manufacture of strained sauce. When used for other styles of packs such as cocktail, whole sauce, etc., other size and quality requirements may be specified using the quality factors and defects established in these standards.

GRADES

§ 51.3031 *U. S. No. 1.* "U. S. No. 1" consists of fresh cranberries which are clean, mature, fairly well colored and which are not soft or decayed and which are free from worms or worm holes and which are free from damage caused by bruises, scars, freezing, sunscald, foreign material, disease, insects or mechanical or other means.

(a) The minimum diameter shall be nine-thirty-seconds of an inch.

(Continued on p. 5855)

[1] Packing of the product in conformity with the requirements of these standards shall not excuse failure to comply with the provisions of the Federal Food, Drug, and Cosmetic Act.

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was in effect during a period of time designated in such advertisement.

4. Represents fur products as being clearance stock, or a special purchase at closeout prices, or as being from the stock of another who is leaving the fur business, where contrary to the fact.

5. Makes use of any pricing or savings claims or representations of the types referred to in Paragraph C 2 and 3 above, unless there are maintained by respondent full and adequate records disclosing the facts upon which such claims or representations are based.

Order as to the Respondent Harold B. Toplon, an Individual Doing Business as Urist & Toplon (Respondent in Docket No. 6664)

It is ordered, That respondent Harold B. Toplon, an individual doing business as Urist & Toplon or under any other trade name or names, and respondent's representatives, agents and employees, directly or through any corporate or other device, lease, assignment, or agreement, in connection with the introduction into commerce, or the sale, advertisement, offer for sale, transportation, or distribution in commerce of any fur product, or in connection with the sale, advertisement, offer for sale, transportation, or distribution of any fur product which is made in whole or in part of fur which has been shipped and received in commerce, as "commerce", "fur" and "fur product" are defined in the Fur Products Labeling Act, do forthwith cease and desist from:

A. Falsely or deceptively invoicing fur products by:

1. Failing to furnish invoices to purchasers of fur products showing:

(a) The name or names of the animal or animals producing the fur or furs contained in the fur product, as set forth in the Fur Products Name Guide and as prescribed under the Rules and Regulations;

(b) That the fur product contains or is composed of used fur, when such is a fact;

(c) That the fur product contains or is composed of bleached, dyed or otherwise artificially by colored fur, when such is a fact;

(d) That the fur product is composed in whole or in substantial part of paws, tails, bellies, or waste fur, when such is a fact;

(e) The name and address of the person issuing such invoice;

(f) The name of the country of origin of any imported fur contained in a fur product.

2. Setting forth on invoices required information in abbreviated form.

3. Failing to set forth on invoices an item number or mark assigned to fur products.

B. Falsely or deceptively advertising fur products, through the use of any advertisement, representation, public announcement, or notice which is intended to aid, promote, or assist, directly or indirectly, in the sale or offering for sale of fur products, and which:

1. Fails to disclose:

(a) The name or names of any animal or animals producing the fur or furs contained in fur products as set forth in the Fur Products Name Guide and as prescribed under the rules and regulations;

(b) That the fur products contain or are composed of bleached, dyed, or otherwise artificially colored fur, when such is the fact;

(c) That the fur products are composed in whole or in substantial part of paws, tails, bellies, or waste fur, when such is the fact.

2. Contains the name or names of any animal or animals other than the name or names specified in paragraph B 1 (a) above.

3. Represents directly or by implication that fur products are being offered at prices which are at or below wholesale prices or that the regular or usual price of any fur product is any amount which is in excess of the price at which the respondent has usually and customarily sold such products in the recent regular course of business.

4. Makes use of comparative prices or percentage savings claims unless such compared prices or savings claims are based upon current market values or upon a bona fide compared price which was in effect during a period of time designated in such advertisement.

5. Represents fur products as being clearance stock or a special purchase at closeout prices, or as being from the stock of another who is leaving the fur business, where contrary to the fact.

6. Makes use of any pricing or savings claims or representations of the type referred to in Paragraph B 3 and 4 above, unless there are maintained by respondent full and adequate records disclosing the facts upon which such claims or representations are based.

By "Decision of the Commission", etc., report of compliance was required as follows:

It is ordered, That respondents herein shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with the order to cease and desist.

Issued: June 27, 1957.

By the Commission.

[SEAL] ROBERT M. PARRISH, *Secretary.*

[F. R. Doc. 57-6028; Filed, July 23, 1957; 8:50 a. m.]

TITLE 25—INDIANS

Chapter I—Bureau of Indian Affairs, Department of the Interior

Subchapter N—Irrigation Projects; Construction Costs

PART 141—PARTIAL PAYMENT CONSTRUCTION CHARGES ON INDIAN IRRIGATION PROJECTS

ASSESSMENT AND COLLECTION OF ADDITIONAL CONSTRUCTION COSTS; CORRECTION

In Federal Register Document 57-5239, published on page 4728, issue dated July 4, 1957, the title of the issuing officer, Hatfield Chilson, should read "Acting Secretary of the Interior."

D. OTIS BEASLEY, *Administrative Assistant Secretary.*

JULY 17, 1957.

[F. R. Doc. 57-6019; Filed, July 23, 1957; 8:46 a. m.]

TITLE 26—INTERNAL REVENUE, 1954

Chapter I—Internal Revenue Service, Department of the Treasury

[T. D. 6243]

PART 1—INCOME TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1953

CAPITAL GAINS AND LOSSES

On November 15, 1955, notice of proposed rulemaking regarding the regulations for taxable years beginning after December 31, 1953, and ending after August 16, 1954, under parts I, II, and III of subchapter P of chapter 1 of the Internal Revenue Code of 1954, was published in the FEDERAL REGISTER (20 F. R. 8471). After consideration of all such relevant matter as was presented by interested persons regarding the rules proposed, the following regulations, which also give effect to the amendment made by section 5 of the Life Insurance Company Tax Act of 1955, are hereby adopted:

CAPITAL GAINS AND LOSSES

TREATMENT OF CAPITAL GAINS

Sec.
1.1201 Statutory provisions; alternative tax.
1.1201-1 Alternative tax.
1.1202 Statutory provisions; deduction for capital gains.
1.1202-1 Deduction for capital gains.

TREATMENT OF CAPITAL LOSSES

1.1211 Statutory provisions; limitation on capital losses.
1.1211-1 Limitation on capital losses.
1.1212 Statutory provisions; capital loss carryover.
1.1212-1 Net capital loss carryover.

GENERAL RULES FOR DETERMINING CAPITAL GAINS AND LOSSES

1.1221 Statutory provisions; capital asset defined.
1.1221-1 Meaning of terms.
1.1222 Statutory provisions; other terms relating to capital gains and losses.
1.1222-1 Other terms relating to capital gains and losses.
1.1223 Statutory provisions; holding period of property.
1.1223-1 Determination of period for which capital assets are held.

AUTHORITY: §§ 1.1201 to 1.1223-1 issued under sec. 7805, 68A Stat. 917; 26 U. S. C. 7805.

CAPITAL GAINS AND LOSSES

TREATMENT OF CAPITAL GAINS

§ 1.1201 *Statutory provisions; alternative tax.*

SEC. 1201. *Alternative tax*—(a) *Corporations.* If for any taxable year the net long-term capital gain of any corporation exceeds the net short-term capital loss, then, in lieu of the tax imposed by sections 11, 511, 802 (a), 821 (a) (1) or (b), and 831 (a), there

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