

FOREIGN CLAIMS SETTLEMENT COMMISSION
OF THE UNITED STATES
WASHINGTON 25, D. C.

IN THE MATTER OF THE CLAIM OF

MARTHA BEHRENS
115 Pierce Street
Hyde Park 36, Massachusetts

Claim No. SOV-40,244

Decision No. SOV-1443

Under the International Claims Settlement
Act of 1949, as amended

GPO 16-72120-1

FINAL DECISION

The Commission issued its Amended Proposed Decision on this claim on May 4, 1959. Subsequent thereto, the claimant submitted coupons due and payable prior to February 10, 1918, in the aggregate face amount of 2,544 3/4 rubles.

The Commission hereby adopts the Amended Proposed Decision as the Final Decision except that such decision is amended to include the above-described coupons.

Upon the basis of all evidence and data now of record the Commission concludes that the amount of the award to Martha Behrens, set forth in the Amended Proposed Decision, be increased from Four thousand eight hundred forty-four dollars and fifty-five cents (\$4,844.55) to Five thousand one hundred seventy-five dollars and thirty-seven cents (\$5,175.37) and interest from Four thousand four hundred forty-two dollars and forty-three cents (\$4,442.43) to Four thousand seven hundred fifty-five dollars and thirty-nine cents (\$4,755.39).

General notice of the Amended Proposed Decision having been given by posting for thirty days, it is hereby

ORDERED that the Commission's Amended Proposed Decision dated May 4, 1959, with the foregoing additions thereto and modifications thereof, including the award shown below be entered as the Commission's Final Decision.

A W A R D

On the above evidence and grounds an award is hereby made to MARTHA BEHRENS, claimant herein, in the amount of Five thousand one hundred seventy-five dollars and thirty-seven cents (\$5,175.37) plus interest thereon at the rate of 6% per annum from February 10, 1918 to November 16, 1933 in the amount of Four thousand seven hundred fifty-five dollars and thirty-nine cents (\$4,755.39). No determination is made with respect to interest for any period subsequent to November 16, 1933.

Payment of the award herein shall not be construed to have divested claimant herein or the Government of the United States on her behalf, of any rights against the Government of the Soviet Union, for the unpaid balance, if any, of the claim, and it is further

ORDERED that the award as hereby amended be certified to the Secretary of the Treasury.

Dated at Washington, D. C.

JUN 19 1959

Whitney Hilliland
Paul Pace
Robert L. Kunzig

COMMISSIONERS

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[Signature]
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IN THE MATTER OF THE CLAIM OF

MARTHA BEHRENS
115 Pierce Street
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Claim No. SOV-40,244

Decision No. SOV-1443

Under the International Claims Settlement
Act of 1949, as amended

GPO 16-72128-1

AMENDED PROPOSED DECISION

This claim for \$25,000.00 under Section 305(a)(2) of the International Claims Settlement Act of 1949, as amended, is based upon the following described securities guaranteed by the Imperial Russian Government:

- (1) Two (2) 4½% Bonds of the Moscow-Kiev-Woronezh Railroad Company of 1909, numbered 71268 and 71269 in the aggregate face amount of 1,000 marks or in alternative currencies other than dollars of the United States;

Two (2) 4% Ryzan Ural Railroad Company Bonds of 1897, numbered 20665 and 35008 in the aggregate face amount of 2,000 marks or in alternative currencies other than dollars of the United States;

One (1) 4% Moscow-Kasan Railroad Company Bond of 1911, numbered 21671 in the face amount of 1,000 marks or in alternative currencies other than dollars of the United States;

One (1) Kursk Kharkov-Azof Railroad Company Bond of 1889, numbered 21473 in the face amount of 1,000 marks or in alternative currencies other than dollars of the United States;

Three (3) 4% Southeast Railroad Company Bonds of 1897, numbered 31989 and 36360 in the aggregate face amount of 1,000 marks; 1901 numbered 16803 in the face amount of 1,000 marks or in alternative currencies other than dollars of the United States; and

Three (3) 4% Bonds of the Wladikawkas Railroad Company of 1895, numbered 44245, 45166 in the aggregate face amount of 1,000 marks and 32640 in the face amount of 1,000 marks or in alternative currencies other than dollars of the United States.

- (2) Twenty-one (21) $4\frac{1}{2}\%$ Mortgage Bonds of the Bessarabie Tauride Bank, 1908 issue, numbered Series 9, 12902, 03702 to 03707, inclusive, 1911 issue, numbered 15951, 15952 and 15930 each in the face amount of 100 rubles; 1905 issue, numbered Series 3, 00372, 00789; 1907 issue, numbered Series 6, 02439; 1908 issue, numbered Series 9, 16042, 16318 to 16323, inclusive, and 17400 each in the face amount of 1,000 rubles, that five coupons in the aggregate amount of 122.5 rubles were payable prior to February 10, 1918;

Twenty-nine (29) $4\frac{1}{2}\%$ Mortgage Bonds of the Kiev Land Bank, 1895 issue, numbered Series 2, 01302, 1896 issue, numbered Series 3, 00116, Series 4, 1667, 1898 issue, numbered Series 7, 0795, Series 8, 00095, 03539 to 03547, inclusive, 04631, 05175 to 05177, inclusive, 11314, 15330, 15911, 1899 issue, numbered Series 10, 01735, 1904 issue, numbered Series 19, 07557, 1905 issue, numbered Series 22, 09753 each in the face amount of 100 rubles; 1898 issue, numbered Series 8, 01522, Series 12, 00781 each in the face amount of 500 rubles; 1895 issue, numbered Series 2, 2407 and 1898 issue, numbered Series 8, 00701 each in the face amount of 1,000 rubles; and

Ten (10) $4\frac{1}{2}\%$ Mortgage Bonds of Land Bank of Poltava, 1898 issue, numbered Series 7, 07140, 07141, 1899 issue, numbered Series 9, 14838, 14839, 15080 and 15086 each in the face amount of 100 rubles; 1898 issue, numbered Series 7, 30423 to 30426, inclusive, each in the face amount of 1,000 rubles.

The Commission finds that the claimant, Martha Behrens, is a native born national of the United States; that she was the owner of the above-described securities prior to February 10, 1918, when the securities in Item 1, in the aggregate face amount of 9,000 marks, were formally repudiated by the Soviet Government; that the securities in Item 2, in the aggregate face amount of 22,222.5 rubles, including five (5) coupons, were formally repudiated by the Soviet Government on November 11, 1918; and that the claimant has a valid claim for compensation under Section 305 (a)(2) of the Act.

The Commission concludes that for those securities described in Item 1, the claimant is entitled to an award for the face value of the bonds and the five (5) coupons payable prior to February 10, 1918, converted into dollars at the rate of 19.26 cents for 1 German Mark, the exchange rate in New York in February 1918, and for interest from February 10, 1918 until November 16, 1933, the date of the Litvinov Assignment; that for those securities described in Item 2, claimant is

entitled to an award in the face value of the bonds converted into dollars at the rate of 14 cents for 1 ruble, the exchange rate in New York in November 1918, and for interest from November 11, 1918 until November 16, 1933, the date of the Litvinov Assignment.

A W A R D

On the above evidence and grounds this claim is allowed and an award is hereby made to MARTHA BEHRENS, claimant herein, in the amount of Four thousand eight hundred forty-four dollars and fifty-five cents (\$4,844.55) plus interest thereon at the rate of 6% per annua from the date of repudiation of the particular securities to November 16, 1933, in the amount of Four thousand four hundred forty-two dollars and forty-three cents (\$4,442.43) as indicated below:

	<u>Amount of Award</u>	<u>Date Claim Arose</u>	<u>Amount of Interest</u>
ITEM 1	\$1,733.40	February 10, 1918	\$1,639.80
ITEM 2	3,111.15	November 11, 1918	2,802.63
TOTAL	<u>\$4,844.55</u>		<u>\$4,442.43</u>


No determination is made with respect to any interest for any period subsequent to November 16, 1933.

Payment of the award herein shall not be construed to have divested claimant herein or the Government of the United States on her behalf, of any rights against the Government of the Soviet Union, for the unpaid balance, if any, of the claim.

Dated at Washington, D. C.

MAY 4 1959

FOR THE COMMISSION:


Joseph Stein, Director
Soviet Claims Division

Handwritten initials:
JMS
MAY
MGS