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Washington, Tuesday, July 7, 1942

*The President*

**PROCLAMATION 2561**

**DENYING CERTAIN ENEMIES ACCESS TO THE COURTS OF THE UNITED STATES**

**BY THE PRESIDENT OF THE UNITED STATES OF AMERICA  
A PROCLAMATION**

WHEREAS the safety of the United States demands that all enemies who have entered upon the territory of the United States as part of an invasion or predatory incursion, or who have entered in order to commit sabotage, espionage or other hostile or warlike acts, should be promptly tried in accordance with the law of war;

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America and Commander in Chief of the Army and Navy of the United States, by virtue of the authority vested in me by the Constitution and the statutes of the United States, do hereby proclaim that all persons who are subjects, citizens or residents of any nation at war with the United States or who give obedience to or act under the direction of any such nation, and who during time of war enter or attempt to enter the United States or any territory or possession thereof, through coastal or boundary defenses, and are charged with committing or attempting or preparing to commit sabotage, espionage, hostile or warlike acts, or violations of the law of war, shall be subject to the law of war and to the jurisdiction of military tribunals; and that such persons shall not be privileged to seek any remedy or maintain any proceeding directly or indirectly, or to have any such remedy or proceeding sought on their behalf, in the courts of the United States, or of its States, territories, and possessions, except under such regulations as the Attorney General, with the approval of the Secretary of War, may from time to time prescribe.

IN WITNESS WHEREOF I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 2d day of July, in the year of our Lord nineteen hundred and forty-two, [SEAL] and of the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:  
CORDELL HULL,  
Secretary of State.

[F. R. Doc. 42-6322; Filed, July 3, 1942;  
5:16 p. m.]

**EXECUTIVE ORDER 9189**

SUSPENDING CERTAIN STATUTORY PROVISIONS RELATING TO EMPLOYMENT IN THE CANAL ZONE

By virtue of the authority vested in me by section 7 of the Military Appropriation Act, 1943, (Public Law 649, 77th Congress, 2nd Session) relating to certain kinds of employment in the Canal Zone, and deeming such course to be in the public interest, I hereby suspend, from and including the effective date of said act, compliance with the provisions of the said section during the continuance of any of the wars in which the United States is now engaged.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,  
July 2, 1942.

[F. R. Doc. 42-6324; Filed, July 3, 1942;  
2:05 p. m.]

**EXECUTIVE ORDER 9190**

AMENDING EXECUTIVE ORDER No. 8197 OF JULY 11, 1939, PRESCRIBING REGULATIONS PERTAINING TO THE ADMINISTRATION OF THE ACT OF MAY 3, 1939

Executive Order No. 8197 of July 11, 1939 (4 F.R. 2953), is hereby amended to read as follows:

By virtue of the power vested in me as President of the United States, and by the act approved May 3, 1939, entitled "An Act to amend the Act entitled 'An Act authorizing the temporary detail of

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THE PRESIDENT

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United States employees, possessing special qualifications, to governments of American republics and the Philippines, and for other purposes, approved May 25, 1938" (53 Stat. 652), I hereby authorize and direct the Secretary of State to administer the said act of May 3, 1939, in accordance with the following regulations:

1. Only officers and employees of the Government of the United States possessing special scientific or other technical or professional qualifications shall be assigned under the said act, and no assignment shall be effected except at the formal request of the foreign government concerned and in agreement therewith.

2. No officer or employee shall be assigned under any government other than the governments of the other American republics, the Commonwealth of the Philippines, and Liberia; and all references in this order to foreign governments shall relate only to the said governments.

3. All requests of foreign governments for the loan of the services of officers and employees of the Government of the United States shall be communicated through the diplomatic channel to the Secretary of State.

4. If the Secretary of State considers that it would be in the public interest to comply with the requests, he shall so inform the appropriate department or agency and indicate the number of persons desired by the requesting government and the probable length of the assignment, and shall supply such other information as he may consider pertinent. The department or agency concerned shall submit to the Secretary of State the name or names of any of its officers or employees whose services are available, together with information respecting their education, previous experience, special qualifications (including language qualifications), basic salaries, family status, and such other information as the department or agency concerned may consider appropriate or as may be requested by the Secretary of State.

5. If, after consultation with the appropriate department or agency, the Secretary of State determines that the request of the foreign government may and should be complied with, he shall inform the requesting government of the names, positions, and qualifications of the personnel available and of the exact period for which their assignment could be authorized, and shall ascertain whether the detail of that personnel would be acceptable to the requesting government. The Secretary of State may, in his discretion, supply the re-

requesting government with an estimate of the expenses involved in the assignment, and request it to indicate whether it desires to reimburse the Government of the United States in whole or in part for such expenses.

6. If personnel having the requisite qualifications are not available, or if the Secretary of State determines that the Government of the United States is unable for any reason to comply with the request of a foreign government, he shall so inform the requesting government.

7. The Secretary of State may, when he deems it in the public interest, accept such advances of funds as the foreign government concerned may express a desire to offer for use by the Government of the United States to pay the expenses of such detail in whole or in part, and the amount so received shall be transferred to the Secretary of the Treasury to be established as a trust fund, to be available for the purposes and under the provisions of the said act until the termination of the detail; and any unused balance of the trust fund shall be returned to the government making the advance.

8. All officers and employees detailed pursuant to the provisions of the said act shall receive from the department or agency in which they are employed reimbursement for travel expenses to and from the place of detail, and a monthly allowance determined by the Secretary of State to be adequate for quarters and subsistence; and if, in the opinion of the Secretary of State, the duties to be performed under the assignment render it necessary, officers and employees so detailed may also receive additional compensation from such department or agency in amounts to be determined by the Secretary of State but not to exceed 50 percent of the amounts of compensation they were receiving as officers or employees of the United States at the time of the assignment. Such monthly allowance and additional compensation shall be paid only for the period the officer or employee is actually in the foreign country serving under his assignment.

9. No officer or employee detailed pursuant to the provisions of the said act shall perform any services not contemplated by his assignment, and no such officer or employee shall receive any monthly allowance or additional compensation not authorized in accordance with these regulations.

10. The Secretary of State shall fix the period of each assignment and each extension of an assignment within the limitations provided in the said act.

11. The time required for travel to and from the place of assignment shall be included within the period of the assignment.

12. No reimbursement shall be accepted from any foreign government for any expenses not authorized in accordance with these regulations, and no funds advanced by a foreign government shall be used to pay any expenses not authorized in accordance with these regulations.

13. The Secretary of State is authorized to establish for administrative purposes such forms as he may consider necessary for the maintenance of uniform records.

14. The Secretary of State shall give each person assigned pursuant to the said act an appropriate letter of instruction, which shall include the name of the country to which the officer or employee is assigned; the period of the assignment; a description of the duties to be performed; the amount of the monthly allowance, and the amount of additional compensation if any, which has been authorized; and such additional instructions as the Secretary of State may deem appropriate. The Secretary of State shall also transmit to the department or agency concerned the information set forth in the letter of instruction.

15. The Secretary of State may prescribe such additional regulations not inconsistent herewith as he may deem necessary or desirable for carrying out the provisions of this order.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,

July 2, 1942.

[F. R. Doc. 42-6340; Filed, July 4, 1942; 10:34 a. m.]

#### EXECUTIVE ORDER 9185

ESTABLISHING THE SUSQUEHANNA NATIONAL WILDLIFE REFUGE, MARYLAND

##### Correction

The longitude given in the second line of the land description in the order appearing on page 4713 of the issue for Thursday, June 25, 1942, should have 01'' instead of 91''.

Commander in Chief of the Army and Navy

#### APPOINTMENT OF A MILITARY COMMISSION

By virtue of the authority vested in me as President and as Commander in Chief of the Army and Navy, under the Constitution and statutes of the United States, and more particularly the Thirty-Eighth Article of War (U.S.C., title 10, sec. 1509), I, Franklin Delano Roosevelt, do hereby appoint as a Military Commission the following persons:

Major General Frank R. McCoy,  
President

Major General Walter S. Grant

Major General Blanton Winship

Major General Lorenzo D. Gasser

Brigadier General Guy V. Henry

Brigadier General John T. Lewis

Brigadier General John T. Kennedy

The prosecution shall be conducted by the Attorney General and the Judge Advocate General. The defense counsel shall be Colonel Cassius M. Dowell and Colonel Kenneth Royall.

The Military Commission shall meet in Washington, D. C., on July 8th, 1942, or as soon thereafter as is practicable, to try for offenses against the law of war and the Articles of War, the following persons:

Ernest Peter Burger

George John Dasch

Herbert Hans Haupt

Henry Harm Heinck

Edward John Kerling  
Hermann Otto Neubauer  
Richard Quirin  
Werner Thiel

The Commission shall have power to and shall, as occasion requires, make such rules for the conduct of the proceeding, consistent with the powers of military commissions under the Articles of War, as it shall deem necessary for a full and fair trial of the matters before it. Such evidence shall be admitted as would, in the opinion of the President of the Commission, have probative value to a reasonable man. The concurrence of at least two-thirds of the members of the Commission present shall be necessary for a conviction or sentence. The record of the trial, including any judgment or sentence, shall be transmitted directly to me for my action thereon.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,

July 2, 1942.

[F. R. Doc. 42-6323; Filed, July 3, 1942; 5:16 p. m.]

### Regulations

#### TITLE 6—AGRICULTURAL CREDIT

##### Chapter I—Farm Credit Administration

##### PART 26—THE FEDERAL LAND BANK OF ST. LOUIS

##### FEES FOR RELEASE OF PERSONAL LIABILITY

Part 26 of Title 6, Code of Federal Regulations, is amended by adding a new section, § 26.11, to read as follows:

§ 26.11 *Fees for release of personal liability in connection with Federal Land Bank and Commissioner loans.* When no reappraisal is necessary by a land bank appraiser, no fee is charged. When reappraisal is required, a \$5.00 fee is charged. (Sec. 13 "Ninth", 39 Stat. 372, Sec. 26, 48 Stat. 44, Sec. 32, 48 Stat. 48, as amended; 12 U.S.C. 781 "Ninth", 723 (e), 1016 (e), and Sup.) (Res. Ex. Com., June 15, 1942)

[SEAL] THE FEDERAL LAND BANK OF ST. LOUIS.

By W. L. RUST, *President.*

Attest:

E. B. HARRIS,  
*Assistant Secretary.*

[F. R. Doc. 42-6362; Filed, July 6, 1942; 10:16 a. m.]

#### TITLE 8—ALIENS AND NATIONALITY

##### Chapter II—Office of Alien Property Custodian

##### PART 502—VESTING ORDERS

[Vesting Order No. 42]

BUFFALO ELECTRO-CHEMICAL COMPANY, INC.  
VESTING 8,691 SHARES OF THE COMMON CAPITAL STOCK

§ 502.42 *Vesting Order No. 42.* Under the authority of section 5 (b) of the Trading with the enemy Act of October

6, 1917 (50 U.S.C.A. App. section 5 (b), as amended by section 301 of the First War Powers Act, 1941 (Pub. L. No. 354, 77th Cong. 1st Sess.)), and pursuant to Executive Order No. 9095 of March 11, 1942, the undersigned, finding upon investigation that the property hereinafter described is the property of Nationals of a Foreign Country designated in Executive Order No. 8389, as amended, as defined therein, and that the action herein taken is in the public interest, hereby directs that such property including any and all interest therein shall be and the same hereby is vested in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States; such property being described as follows:

3,691 shares of the common capital stock of Buffalo Electro-Chemical Company, Inc. (a New York corporation), which shares are more fully described in Exhibit A attached hereto and made a part hereof.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return or compensation should be made.

Any person not a national of a foreign country designated in Executive Order No. 8389, as amended, claiming any interest in any or all of such property and/or any person asserting any claim as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form No. APC-1, within one year from the date of this order, or within such further time as may be allowed by the Alien Property Custodian.

Executed at Washington, D. C., on July 1, 1942.

LEO T. CROWLEY,  
Alien Property Custodian.

EXHIBIT A

3,691 shares of the common capital stock of Buffalo Electro-Chemical Company, Inc., the names and addresses of the owners of which, and the number of shares owned by them, respectively, are as follows:

Names and addresses	Number of shares
Dr. Gustav Adolph, Muenchen-Solln, Germany	643
Frieda Kramer, Muenchen-Solln, Germany	386
Gerda Kramer, Muenchen-Solln, Germany	76
Dorothea Thoma Kramer, Muenchen-Solln, Germany	36
Albert Pietzsch, Hofbrunn Str. 11, Muenchen-Solln, Germany	510
Kurt Pietzsch, Muenchen-Solln, Germany	265
Irene Pietzsch, c/o Albert Pietzsch, Hofbrunn Str. 11, Muenchen-Solln, Germany	350

Names and addresses	Number of shares
Renate Pietzsch, c/o Albert Pietzsch, Hofbrunn Str. 11, Muenchen-Solln, Germany	350
Rudolph Pietzsch, c/o Baurat Kurt Pietzsch, Lerchenplatz 6, Muenchen-Solln, Germany	75
Stegfried Pietzsch, c/o Baurat Kurt Pietzsch, Lerchenplatz 6, Muenchen-Solln, Germany	75
Werner Pietzsch, c/o Baurat Kurt Pietzsch, Lerchenplatz 6, Muenchen-Solln, Germany	75
Ingeborg Schickert (Estate), c/o Albert Pietzsch, Hofbrunn Str. 11, Muenchen-Solln, Germany	350
Ruth von Transehe, Hoellriegelskreuth bei Muenchen, Germany	500
Total	3,691

[F. R. Doc. 42-6385; Filed, July 6, 1942; 11:43 a. m.]

PART 502—VESTING ORDERS

[Vesting Order No. 43]

AMBER MINES, INC.

VESTING ALL OF THE CAPITAL STOCK

§ 502.43 *Vesting Order No. 43.* Under the authority of section 5 (b) of the Trading with the enemy Act of October 6, 1917 (50 U.S.C.A. App. § 5 (b), as amended by section 301 of the First War Powers Act, 1941 (Pub. L. No. 354, 77th Cong. 1st Sess.)) and pursuant to Executive Order No. 9095 of March 11, 1942, the undersigned, finding upon investigation that the property hereinafter described is the property of Nationals of a Foreign Country designated in Executive Order No. 8389, as amended, as defined therein, and that the action herein taken is in the public interest, hereby directs that such property including any and all interest therein shall be and the same hereby is vested in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States; such property being described as follows:

All of the capital stock of Amber Mines, Inc. (a New York corporation) consisting of 1,000 shares of \$50 par value common stock registered in the name of William J. Topken and held by him as nominee for Preussische Bergwerks und Huetten, A. G., Berlin, Germany.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return or compensation should be made.

Any person not a national of a foreign country designated in Executive Order No. 8389, as amended, claiming any interest in any or all of such property and/or any person asserting any claim as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for

a hearing thereon, on Form No. APC-1 within 1 year from the date of this order, or within such further time as may be allowed by the Alien Property Custodian. Executed at Washington, D. C., on July 1, 1942.

LEO T. CROWLEY,  
Alien Property Custodian.

[F. R. Doc. 42-6386; Filed, July 6, 1942; 11:43 a. m.]

PART 502—VESTING ORDERS

[Vesting Order No. 44]

ORMA REALTY CORPORATION

VESTING ALL OF THE CAPITAL STOCK AND A PROMISSORY NOTE OF SAID CORPORATION

§ 502.44 *Vesting Order No. 44.* Under the authority of section 5 (b) of the Trading with the enemy Act of October 6, 1917 (50 U. S. C. A. App. § 5 (b), as amended by section 301 of the First War Powers Act, 1941 (Pub. L. No. 354, 77th Cong. 1st Sess.)) and pursuant to Executive Order No. 9095 of March 11, 1942, the undersigned, finding upon investigation that the property hereinafter described is the property of Nationals of a Foreign Country designated in Executive Order No. 8389, as amended, as defined therein, and that the action herein taken is in the public interest, hereby directs that such property including any and all interest therein shall be and the same hereby is vested in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States; such property being described as follows:

1. All of the capital stock of Orma Realty Corporation (a New York corporation) consisting of 100 shares of common stock registered in the name of Banco di Sicilia, Direzione Generale, Palermo, Italy; and

2. Promissory note in the amount of \$314,455, dated May 5, 1938, executed by the aforesaid Orma Realty Corporation, payable on demand to the aforesaid Banco di Sicilia, and bearing interest at the rate of 3%;

all of which is in the possession of The National City Bank of New York, 55 Wall Street, New York, New York, for the account of said Banco di Sicilia.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return or compensation should be made.

Any person not a national of a foreign country designated in Executive Order No. 8389, as amended, claiming any interest in any or all of such property and/or any person asserting any claim as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form No. APC-1 within

one year from the date of this order, or within such further time as may be allowed by the Alien Property Custodian. Executed at Washington, D. C., on July 1, 1942.

LEO T. CROWLEY,  
*Alien Property Custodian.*

[F. R. Doc. 42-6387; Filed, July 6, 1942;  
11:43 a. m.]

## PART 502—VESTING ORDERS

[Vesting Order No. 45]

COMPAGNIA ITALIANA TURISMO, INC.

VESTING ALL OF THE CAPITAL STOCK

§ 502.45 *Vesting Order No. 45.* Under the authority of section 5 (b) of the Trading with the enemy Act of October 6, 1917 (50 USCA App. section 5 (b)), as amended by section 301 of the First War Powers Act, 1941 (Pub. L. No. 354, 77th Cong. 1st Sess.), and pursuant to Executive Order No. 9095 of March 11, 1942, the undersigned, finding upon investigation that the property hereinafter described is the property of Nationals of a Foreign Country designated in Executive Order No. 8389, as amended, as defined therein, and that the action herein taken is in the public interest, hereby directs that such property including any and all interest therein shall be and the same hereby is vested in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States; such property being described as follows:

All of the capital stock of Compagnia Italiana Turismo, Inc. (a New York corporation) consisting of 1,500 shares of \$25 par value common stock registered in the name of Compagnia Italiana Turismo, S. A., Rome, Italy.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return or compensation should be made.

Any person not a national of a foreign country designated in Executive Order No. 8389, as amended, claiming any interest in any or all of such property and/or any person asserting any claim as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form No. APC-1 within one year from the date of this order, or within such further time as may be allowed by the Alien Property Custodian.

Executed at Washington, D. C., on July 1, 1942.

LEO T. CROWLEY,  
*Alien Property Custodian.*

[F. R. Doc. 42-6388; Filed, July 6, 1942;  
11:43 a. m.]

## PART 502—VESTING ORDERS

[Vesting Order No. 46]

CISATLANTIC CORPORATION AND CISOCEANIC CORPORATION

RE: ALL OF THE CAPITAL STOCK AND CERTAIN FORGE SHOP EQUIPMENT

§ 502.46 *Vesting order No. 46.* Under the authority of section 5 (b) of the Trading with the enemy Act of October 6, 1917 (50 U.S.C.A. App. section 5 (b)), as amended by section 301 of the First War Powers Act, 1941 (Pub. L. No. 354, 77th Cong. 1st Sess.), and pursuant to Executive Order No. 9095 of March 11, 1942, the undersigned, finding upon investigation that the property hereinafter described is the property of Nationals of a Foreign Country designated in Executive Order No. 8389, as amended, as defined therein, and that the action herein taken is in the public interest, hereby directs that such property including any and all interest therein shall be and the same hereby is vested in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States; such property being described as follows:

1. All of the capital stock of Cisatlantic Corporation (a New York corporation).

2. All of the capital stock of Cisoceanic Corporation (a New York corporation).

3. All forge shop equipment for a bomb manufacturing plant (which forge shop equipment has been represented to the undersigned to consist of one forging furnace, one 1500 ton hydraulic press, one reheating furnace, one 300/300 ton hydraulic draw-bench, one closing-in furnace, one set of handling equipment, one hydraulic shock absorber, one cushioned hydraulic accumulator, two hydraulic pumps with motors and controls, two fuel oil burning systems and two sets of dies) located at the Kent Street pier, care of Steamship Terminal Operating Corporation, Brooklyn, New York; all furnace brick stored with Bethlehem Steel Company, Bethlehem, Pennsylvania, which constitutes part of such forge shop equipment; and all right, title and interest of the aforesaid Cisatlantic Corporation, the aforesaid Cisoceanic Corporation, Edgar Ausnit, a Roumanian citizen, and/or Societatea Industria Romana Mechanica si Chimica (a Roumanian corporation), in and to such forge shop equipment.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return or compensation should be made.

Any person not a national of a foreign country designated in Executive Order No. 8389, as amended, claiming any interest in any or all of such property and/or any person asserting any claim

as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form No. APC-1 within one year from the date of this order, or within such further time as may be allowed by the Alien Property Custodian. Executed at Washington, D. C., on July 2, 1942.

LEO T. CROWLEY,  
*Alien Property Custodian.*

[F. R. Doc. 42-6389; Filed, July 6, 1942;  
11:44 a. m.]

## TITLE 16—COMMERCIAL PRACTICES

## Chapter I—Federal Trade Commission

[Docket No. 4746]

## PART 3—DIGEST OF CEASE AND DESIST ORDERS

DAVID CHALMERS TOBACCO COMPANY

§ 3.99 (b) *Using or selling lottery devices—In merchandising.* In connection with offer, etc., in commerce, or smoking pipes, cigars, leather goods, and other articles of merchandise, (1) selling, etc., any merchandise so packed or assembled that sales of such merchandise to the public are to be made, or may be made, by means of a game of chance, gift enterprise or lottery scheme; (2) supplying, etc., others with push or pull cards, punchboards or other lottery devices, either with assortments of merchandise or separately, which said push or pull cards, punchboards or other lottery devices are to be used, or may be used, in selling or distributing said merchandise to the public; and (3) selling, etc., any merchandise by means of a game of chance, gift enterprise or lottery scheme; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, David Chalmers Tobacco Company, Docket 4746, July 2, 1942]

*In the Matter of David Chalmers Tobacco Company, a Corporation*

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C. on the 2d day of July, A. D. 1942.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and the answer of respondent, in which answer respondent admits all the material allegations of fact set forth in said complaint, and states that it waives all intervening procedure and further hearing as to said facts, and the Commission having made its findings as to the facts and conclusion that the said respondent has violated the provisions of the Federal Trade Commission Act;

It is ordered, That the respondent David Chalmers Tobacco Company, a corporation, its officers, directors, representatives, agents and employees, directly or through any corporate or other device, in connection with the offering for sale, sale and distribution of smoking pipes, cigars, leather goods and other articles of merchandise in commerce, as

"commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Selling or distributing any merchandise so packed or assembled that sales of such merchandise to the public are to be made, or may be made, by means of a game of chance, gift enterprise or lottery scheme;

2. Supplying to, or placing in the hands of, others push or pull cards, punchboards or other lottery devices, either with assortments of merchandise or separately, which said push or pull cards, punchboards or other lottery devices are to be used, or may be used, in selling or distributing said merchandise to the public;

3. Selling or otherwise distributing any merchandise by means of a game of chance, gift enterprise or lottery scheme.

*It is further ordered*, That the respondent shall, within sixty (60) days after service upon it of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which it has complied with this order. By the Commission.

[SEAL] OTIS B. JOHNSON,  
Secretary.

[F. R. Doc. 42-6377; Filed, July 6, 1942;  
10:56 a. m.]

[Docket No. 4502]

PART 3—DIGEST OF CEASE AND DESIST  
ORDERS

JAMES J. REISS COMPANY, INC.

§ 3.99 (b) *Using or selling lottery devices—In merchandising.* In connection with offer, etc., in commerce, of candy or any other merchandise, (1) selling, etc., candy or any other merchandise so packed or assembled that sales of such candy or other merchandise to the public are to be made or may be made by means of a game of chance, gift enterprise or lottery scheme; (2) supplying, etc., others with push or pull cards, punch boards, or other lottery device, either with assortments of candy or other merchandise, or separately, which said push or pull cards, punch boards or other device, are to be used or may be used in selling or distributing said candy or other merchandise to the public; and (3) selling, etc., any merchandise by means of a game of chance, gift enterprise or lottery scheme; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, James J. Reiss Company, Inc., Docket 4502, June 30, 1942]

*In the Matter of James J. Reiss Company, Inc., a Corporation*

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 30th day of June, A. D. 1942.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the an-

swer of respondent, the stipulation of facts entered into between attorneys for the Commission and for the respondent and approved by the Commission, and briefs in support of and in opposition to the complaint: And the Commission having made its findings as to the facts and its conclusion that respondent has violated the provisions of the Federal Trade Commission Act:

*It is ordered*, That the respondent, James J. Reiss Company, Inc., a corporation, its officers, directors, representatives, agents and employees, directly or through any corporate or other device, in connection with the offering for sale, sale and distribution of candy or any other merchandise in commerce as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

(1) Selling or distributing candy or any other merchandise so packed or assembled that sales of such candy or other merchandise to the public are to be made or may be made by means of a game of chance, gift enterprise or lottery scheme;

(2) Supplying to or placing in the hands of others, push or pull cards, punch boards, or other lottery device, either with assortments of candy or other merchandise, or separately, which said push or pull cards, punch boards or other device, are to be used or may be used in selling or distributing said candy or other merchandise to the public;

(3) Selling or otherwise disposing of any merchandise by means of a game of chance, gift enterprise or lottery scheme.

*It is further ordered*, That the respondent shall, within sixty (60) days from the service upon it of this order, file with the Commission a report in writing setting forth in detail the manner and form in which it has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,  
Secretary.

[F. R. Doc. 42-6378; Filed, July 6, 1942;  
10:56 a. m.]

[Docket No. 4723]

PART 3—DIGEST OF CEASE AND DESIST  
ORDERS

CHAMPION SPECIALTY COMPANY

§ 3.99 (b) *Using or selling lottery devices—In merchandising.* In connection with offer, etc., in commerce, of drug sundries, notions, novelties, premium merchandise, or any other merchandise, (1) selling, etc., any merchandise so packed or assembled that sales of such merchandise to the public are to be made, or may be made, by means of a game of chance, gift enterprise or lottery scheme; (2) supplying, etc., others with push or pull cards, punch boards or other lottery devices, either with assortments of merchandise or separately, which said

push or pull cards, punch boards or other lottery devices are to be used, or may be used in selling or distributing said merchandise to the public; and (3) selling, etc., any merchandise by means of a game of chance, gift enterprise or lottery scheme; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, Champion Specialty Company, Docket 4723, June 30, 1942]

*In the Matter of Mrs. Ann B. Goldstein, Individually and Trading as Champion Specialty Company*

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 30th day of June, A. D. 1942.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and the answer of respondent, in which answer respondent admits all the material allegations of fact set forth in said complaint, and states that she waives all intervening procedure and further hearing as to said facts, and the Commission having made its findings as to the facts and conclusion that said respondent has violated the provisions of the Federal Trade Commission Act;

*It is ordered*, That the respondent, Mrs. Ann B. Goldstein, individually and trading as Champion Specialty Company, or trading under any other name, her representatives, agents and employees, directly or through any corporate or other device, in connection with the offering for sale, sale and distribution of drug sundries, notions, novelties, premium merchandise or any other merchandise in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

(1) Selling or distributing any merchandise so packed or assembled that sales of such merchandise to the public are to be made, or may be made, by means of a game of chance, gift enterprise or lottery scheme;

(2) Supplying to, or placing in the hands of, others push or pull cards, punch boards or other lottery devices, either with assortments of merchandise or separately, which said push or pull cards, punch boards or other lottery devices are to be used, or may be used in selling or distributing said merchandise to the public;

(3) Selling or otherwise disposing of any merchandise by means of a game of chance, gift enterprise or lottery scheme.

*It is further ordered*, That the respondent shall, within sixty (60) days after service upon her of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which she has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,  
Secretary.

[F. R. Doc. 42-6379; Filed, July 6, 1942;  
10:56 a. m.]

## TITLE 19—CUSTOMS DUTIES

## Chapter I—Bureau of Customs

[T. D. 50668]

## PART 4—APPLICATION OF CUSTOMS LAWS TO AIR COMMERCE

NIAGARA FALLS MUNICIPAL AIRPORT  
REDESIGNATION AS AIRPORT OF ENTRY<sup>1</sup>

JULY 2, 1942.

The Niagara Falls Municipal Airport, Niagara Falls, New York, is hereby redesignated as an airport of entry for civil aircraft and merchandise carried thereon arriving from places outside the United States, as defined in section 9 (b) of the Air Commerce Act of 1926 (U.S.C. title 49, sec. 179 (b)), for a period of one year from July 2, 1942. (Sec. 7 (b), 44 Stat. 572; 49 U.S.C. 177 (b))

HERBERT E. GASTON,  
*Acting Secretary of the Treasury.*

[F. R. Doc. 42-6325; Filed, July 3, 1942;  
4:27 p. m.]

## TITLE 29—LABOR

## Chapter V—Wage and Hour Division

## PART 620—MINIMUM WAGE RATE IN THE LUGGAGE, LEATHER GOODS AND WOMEN'S HANDBAG INDUSTRY

Wage order in the matter of the recommendation of Industry Committee No. 41 for a minimum wage rate in the Luggage, Leather Goods and Women's Handbag Industry.

Whereas on January 10, 1942, pursuant to section 5 of the Fair Labor Standards Act of 1938, herein referred to as the Act, the Administrator of the Wage and Hour Division of the United States Department of Labor, by Administrative Order No. 138, appointed Industry Committee No. 41 for the Luggage, Leather Goods and Women's Handbag Industry, herein called the Committee, and directed the Committee to recommend minimum wage rates for the Luggage, Leather Goods and Women's Handbag Industry in accordance with section 8 of the Act; and

Whereas the Committee included 6 disinterested persons representing the public, a like number of persons representing employers in the Luggage, Leather Goods and Women's Handbag Industry, and a like number of persons representing employees in the industry, and each group was appointed with due regard to the geographical regions in which the Luggage, Leather Goods and Women's Handbag Industry is carried on; and

Whereas on February 4, 1942, the Committee, after investigating economic and competitive conditions in the Luggage, Leather Goods and Women's Handbag

<sup>1</sup> This document affects the tabulation in 19 CFR 4.13.

Industry, filed with the Administrator a report containing its recommendation for a 40-cent minimum hourly wage rate in the Luggage, Leather Goods and Women's Handbag Industry; and

Whereas after notice published in the FEDERAL REGISTER on March 13, 1942, Major Robert N. Campbell, the Presiding Officer designated by the Administrator, held a public hearing upon the Committee's recommendation at Washington, D. C., on March 30, 1942, at which all interested persons were given an opportunity to be heard; and

Whereas the complete record of the proceeding before the Presiding Officer has been transmitted to the Administrator, and

Whereas, by notice given at the hearing, opportunity to request oral argument or submit written briefs was afforded all parties; and

Whereas no request for oral argument having been received, oral argument on the Committee's recommendation was dispensed with in this proceeding; and

Whereas the Administrator, upon reviewing all the evidence adduced in this proceeding and giving consideration to the provisions of the Act, with special reference to sections 5 and 8, has concluded that the Industry Committee's recommendation for the Luggage, Leather Goods and Women's Handbag Industry, as defined by Administrative Order No. 138, is made in accordance with law, is supported by the evidence adduced at the hearing, and, taking into consideration the same factors as are required to be considered by the Industry Committee, will carry out the purposes of the Act; and

Whereas the Administrator has set forth his decision in an opinion entitled "Findings and Opinion of the Administrator in the Matter of the Recommendation of Industry Committee No. 41 for a Minimum Wage Rate in the Luggage, Leather Goods and Women's Handbag Industry," dated this day, a copy of which may be had upon request addressed to the Wage and Hour Division, United States Department of Labor, New York, New York;

Now, therefore, it is ordered, That:

§ 620.1 *Approval of recommendation of Industry Committee.* The Committee's recommendation is hereby approved.

§ 620.2 *Wage rate.* Wages at a rate of not less than 40 cents per hour shall be paid under section 6 of the Act by every employer to each of his employees who is engaged in commerce or in the production of goods for commerce in the Luggage, Leather Goods and Women's Handbag Industry.

§ 620.3 *Posting of notices.* Every employer employing any employees so engaged in commerce or in the production of goods for commerce in the Luggage, Leather Goods and Women's Handbag

Industry shall post and keep posted in a conspicuous place in each department of his establishment where such employees are working such notices of this order as shall be prescribed from time to time by the Wage and Hour Division of the United States Department of Labor.

§ 620.4 *Definition of the Luggage, Leather Goods and Women's Handbag Industry.* For the purpose of this order the term "Luggage, Leather Goods and Women's Handbag Industry" means:

(a) The manufacture from any material of luggage including, but not by way of limitation, trunks, suitcases, traveling bags, brief cases, sample cases; the manufacture of instrument cases covered with leather, imitation leather, or fabric including, but not by way of limitation, portable radio cases; the manufacture of small leather goods and like articles from any material except metal; the manufacture of women's, misses', and children's handbags, pocket-books, purses, and mesh bags from any material except metal; but not the manufacture of bodies, panels, and frames from metal, wood, fiber, or paper board for any of the above articles.

(b) The manufacture from leather, imitation leather, or fabric of cut stock and parts for any of the articles covered in paragraph (a) of this section.

§ 620.5 *Scope of the definition.* The definition of the Luggage, Leather Goods and Women's Handbag Industry covers all occupations in the industry which are necessary to the production of the articles within the definition, including clerical, maintenance, shipping and selling occupations: *Provided, however,* That this definition does not include employees of an independent wholesaler or employees of a manufacturer who are engaged exclusively in marketing and distributing products of the industry which have been purchased for resale, and *Provided further,* That where an employee covered by this definition is employed during the same workweek at two or more different minimum rates of pay, he shall be paid the highest of such rates for such workweek unless records concerning his employment are kept by his employer in accordance with applicable regulations of the Wage and Hour Division.

§ 620.6 *Effective date.* This wage order shall become effective July 27, 1942.

Signed at New York, New York this 1st day of July 1942. Sections 620.1 to 620.6, inclusive, issued under the authority contained in sec. 8, 52 Stat. 1064; 29 U.S.C., Sup. IV, sec. 208.

L. METCALFE WALLING,  
*Administrator.*

[F. R. Doc. 42-6372; Filed, July 6, 1942;  
10:48 a. m.]

**TITLE 30—MINERAL RESOURCES**  
**Chapter III—Bituminous Coal Division**  
 [Docket No. A-1491]

**PART 321—MINIMUM PRICE SCHEDULE,**  
**DISTRICT No. 1**

**RELIEF GRANTED**

Order granting temporary relief and conditionally providing for final relief in the matter of the petition of District Board No. 1 for the establishment of price classifications and minimum prices for the coals of certain mines in District No. 1.

An original petition, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, having been duly filed with the Division by the above-named party, re-

questing the establishment, both temporary and permanent, of price classifications and minimum prices for the coals of certain mines in District No. 1; and

It appearing that a reasonable showing of necessity has been made for the granting of temporary relief in the manner hereinafter set forth; and

No petitions of intervention having been filed with the Division in the above-entitled matter; and

The following action being deemed necessary in order to effectuate the purposes of the Act:

*It is ordered*, That, pending final disposition of the above-entitled matter, temporary relief is granted as follows: Commencing forthwith, § 321.7 (*Alphabetical list of code members*) is amended by adding thereto Supplement R, and

**TEMPORARY AND CONDITIONALLY FINAL EFFECTIVE MINIMUM PRICES FOR DISTRICT NO. 1**

**NOTE:** The material contained in these supplements is to be read in the light of the classifications, prices, instructions, exceptions, and other provisions contained in Part 321, Minimum Price Schedule for District No. 1 and supplements thereto.

**FOR ALL SHIPMENTS EXCEPT TRUCK**

**§ 321.7 Alphabetical list of code members—Supplement T**

[Alphabetical listing of code members having railway loading facilities, showing price classifications by size group numbers]

Mine index No.	Code member	Mine name	Sub-district No.	Seam	Shipping point	Railroad	Freight origin group No.	1	2	3	4
3181	Anderson, Gust	Anderson	8	B	Gilltown, Pa.	NYC	44	(f)	(f)	(f)	(f)
1296	Davis, Foy, Miller and Bittner (John M. Davis)	Davis	36	C	Friedens, Pa.	B&O	100	(f)	(f)	(f)	(f)
2338	Davison & Son, T. H. (T. H. Davison)	Lyda	28	E	Josephine, Pa.	PRR-B&O	56	(f)	(f)	(f)	(f)
3531	DeRomo, Michael	DeRomo (Strip)	8	B	Phillipsburg, Pa.	PRR	45	(f)	(f)	(f)	(f)
3596	Fraser, John T.	DeRomo (Deep)	8	B	Phillipsburg, Pa.	PRR	45	(f)	(f)	(f)	(f)
3530	Hoffman Brothers (James E. Hoffman)	Nevling #2 (Strip)	14	D	Osoola Mills, Pa.	NYC	44	(f)	(f)	(f)	(f)
3211	Hoffman Brothers (James E. Hoffman)	Hoffman No. 1	9	E	Karthaus, Pa.	NYC	44	(f)	(f)	(f)	(f)
3509	Hoffman Brothers (James E. Hoffman)	Hoffman No. 2 (Strip)	9	E	Karthaus, Pa.	NYC	44	(f)	(f)	(f)	(f)
3549	Humphrey, Lee B. (The Humphrey Brick & Tile Company)	Bedbug #2 (Strip)	5	A	Brookville, Pa.	P&S	119	(f)	(f)	(f)	(f)
2855	Laurel Run Coal Mining Co. (Blair Borger)	Borger	9	A	Gilltown, Pa.	NYC	44	(f)	(f)	(f)	(f)
3213	Munst, C. A.	Munst	41	E	Reynoldsville, Pa.	B&O	100	(f)	(f)	(f)	(f)
3278	O'Hara, Robert	Kennedy	5	D	Reynoldsville, Pa.	B&O	100	(f)	(f)	(f)	(f)
2109	Silver Bros. (Edgar Miller)	Klingsmith	22	P	Pittsburgh	PRE	122	(f)	(f)	(f)	(f)
2148	Toth, John, Jr.	Toth	37	B	Indiana, Pa. <sup>1</sup>	B&O	112	(f)	(f)	(f)	(f)
758	Walker, Ray S. (Bradford Coal Company)	Aurora #2 Pit	9	B	Stoyestown, Pa. <sup>1</sup>	B&O	100	(f)	(f)	(f)	(f)
					Frenchville, Pa. <sup>1</sup>	NYC	44	(f)	(f)	(f)	(f)

<sup>1</sup>Indicates no classification effective for these size groups.

<sup>2</sup>Denotes additional shipping point. The shipping point at Indiana, Pa., on the Baltimore & Ohio Railroad shall terminate ninety (90) days from the date of this order or, when permanent arrangements are made for a siding at Shelocia, Pa., whichever shall be the sooner, at which time the coals of mine index No. 2109 may be shipped only from Shelocia, Pa.

<sup>3</sup> Denotes new shipping point. Shipping point at Hooversville, Pa., on the Baltimore and Ohio Railroad shall no longer be applicable.

<sup>4</sup> Denotes new shipping point. Shipping point at Karthaus, Pa., on the New York Central Railroad shall no longer be applicable.

§ 321.24 (*General prices*) is amended by adding thereto Supplement T, which supplements are hereinafter set forth and hereby made a part hereof; commencing forthwith, the shipping points for the coals of Mine Index No. 758 and Mine Index No. 2158 are effective in place of the shipping points heretofore established for these mines; and commencing forthwith, coals of Mine Index No. 2109 may be shipped by rail on the Baltimore and Ohio Railroad from Indiana, Pennsylvania, or Shelocia, Pennsylvania for a period of ninety days, or until permanent arrangements are made for a siding at Shelocia, Pennsylvania whichever shall be the sooner, at which time the coals of Mine Index No. 2109 may be shipped only from Shelocia, Pennsylvania.

*It is further ordered*, That pleadings in opposition to the original petition in the above-entitled matter and applications to stay terminate or modify the temporary relief herein granted may be filed with the Division within forty-five (45) days from the date of this Order, pursuant to the Rules and Regulations Governing Practice and Procedure before the Bituminous Coal Division in Proceedings Instituted Pursuant to section 4 II (d) of the Bituminous Coal Act of 1937.

*It is further ordered*, That the relief herein granted shall become final sixty (60) days from the date of this Order, unless it shall otherwise be ordered.

Dated: June 24, 1942.

[SEAL] DAN H. WHEELER,  
 Acting Director.

**NOTE:** The material contained in these supplements is to be read in the light of the classifications, prices, instructions, exceptions, and other provisions contained in Part 321, Minimum Price Schedule for District No. 1 and supplements thereto.



FOR TRUCK SHIPMENTS

§ 321.24 General prices—Supplement T

Code member index	Mine index No.	Mine	Subdistrict No.	County	Seam	All lump coal double screened top size 2" and over				
						Double screened top size 2" and under		Run of mine modified R/M		
						1	2	3	4	5
Blank, Walter E., Jr.	3597	Victory	41	Somerset	Little Pitts			210		
DeRomo, Michael	3531	DeRomo (Strip)	3	Clearfield	B			225		
DeRomo, Michael	3596	DeRomo (Deep)	3	Clearfield	B			225		
E. & P. Coal Company (J. D. Evans)	3597	E. & P. Coal Co.	3	Tioga	Bear Creek			302		
Fraser, John T.	3530	Nevling #2 (Strip)	14	Clearfield	B			225		
Hoffman Brothers (James E. Hoffman)	3599	Hoffman #2 (Strip)	9	Clearfield	E			230		
Humphrey, Lee B. (The Humphrey Brick & Tile Company)	3549	Bedbug #2 (Strip)	5	Jefferson	Mercer			210		
Kelley, Logan M.	3577	Kelmar #3	9	Centre	D			230		
O'Harah, Robert	3578	Kennedy	5	Jefferson	D			225		
Rummel, Elmer F.	3543	Rummel	29	Somerset	C			225		
Wilkinson, C. B.	620	Sterling #4	14	Clearfield	E			220		
Zacherl Coal Co.	3579	Steiner #8	1	Clarion	A	245	220	220	210	200
Zacherl Coal Co.	3580	Harriger #11	1	Clarion	A'	240	215	215	205	195

[F. R. Doc. 42-6299; Filed, July 3, 1942; 10:58 a. m.]

[Docket No. A-1472]

PART 322—MINIMUM PRICE SCHEDULE, DISTRICT NO. 2

RELIEF GRANTED

Order granting temporary relief and conditionally providing for final relief in the matter of the petition of District Board No. 2 for the establishment of price classifications and minimum prices for the coals of certain mines.

An original petition, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named party,

requesting the establishment, both temporary and permanent, of price classifications and minimum prices for the coals of certain mines in District No. 2; and

It appearing that a reasonable showing of necessity has been made for the granting of temporary relief in the manner hereinafter set forth; and

No petitions of intervention having been filed with the Division in the above-entitled matter; and

The following action being deemed necessary in order to effectuate the purposes of the Act;

Now, therefore, it is ordered, That pending final disposition of the above-entitled matter, temporary relief is granted as follows: Commencing forthwith, § 322.7 (Alphabetical list of code members) is amended by adding thereto Supplement R-I, § 322.9 (Special prices—(c) Railroad fuel) is amended by adding thereto Supplement R-II, and § 322.23 (General prices) is amended by adding thereto Supplement T, which supplements are hereinafter set forth and hereby made a part hereof.

It is further ordered, That pleadings in opposition to the original petition in the above-entitled matter and applications to stay, terminate or modify the temporary relief herein granted may be filed with the Division within forty-five (45) days from the date of this Order, pursuant to the Rules and Regulations Governing Practice and Procedure before the Bituminous Coal Division in Proceedings Instituted Pursuant to section 4 II (d) of the Bituminous Coal Act of 1937.

It is further ordered, That the relief herein granted shall become final sixty (60) days from the date of this Order, unless it shall otherwise be ordered.

No price classifications or effective minimum prices are granted herein to the Davis Mine (Mine Index No. 270) of D. M. & H. Coal Company (W. B. Davis), the Fekula Mine (Mine Index No. 1777) of Harry Fekula, of the Suck Mine (Mine Index No. 2107) of Stanley Sutter for rail shipments from Pricedale, Pennsylvania, on the Monessen Southwestern Railway, or from Somers, Pennsylvania, on the Pittsburgh and Lake Erie Railroad, for the reasons set forth in an Order severing that portion of Docket No. A-1472 which relates to them and designating it as A-1472 Part II, granting, in part, temporary relief, and scheduling a hearing therein.

Dated: June 24, 1942.

[SEAL]

DAN H. WHEELER,  
Acting Director.



§ 322.9 Special prices—(c) Railroad fuel—Supplement R-II. In § 322.9 (c) in Minimum Price Schedule, add the mine index numbers in groups shown. Group No. 1: 1332, 2414, 2418, 2422, 2425. Group No. 2: 1161, 1561, 2199, 2416. Group No. 6: 2427. Group No. 7: 2413. Group No. 12: 2231. Group No. 15: 2423.

FOR TRUCK SHIPMENTS

§ 322.23 General prices—Supplement-T

[Prices in cents per net ton for shipment into all market areas]

Code member index	Mine Index No.	Mine	Seam	Base sizes											
				Lump over 4"	Lump 4"	Lump 3"	Lump 2"	Reg 2" x 4"	Slope 1" x 4"	Pea 3/4" x 1 1/4"	Run of mine	2" N/S	1 1/2" slack	3/4" slack	
ALLEGHENY COUNTY:															
Collins & Schweinberg (Edgar Collins)	2417	Sal Ray #2 (Strip)	Pittsburgh	285	275	265	240	220	210	220	190	180	170		
Ross Coal Company (Peter Ross)	2411	Ross	Pittsburgh	285	275	265	250	240	230	225	225	190	180	170	
FEAVER COUNTY:															
Marcus, Sol (Marcus Coal Co.)	2424	Marcus (Strip)	U. Mercet	290	280	270	245	240	235	215	215	175	165	155	
BUTLER COUNTY:															
Solazo Bros. (John Solazo)	2423	Solazo Bros. (Strip)	Kittanning	325	305	285	265	260	245	245	200	190	180	170	
FAYETTE COUNTY:															
Astronskas, Jos. & Son (Joe Astronskas)	2407	Nilan Hill	Pittsburgh	290	280	270	250	230	220	215	220	205	200	175	
Barnes, Wm. A.	2408	Barnes	Pittsburgh	280	270	260	245	225	210	210	210	200	195	175	
Dearth Coke Company (Lawrence Parshall)	2412	Kruloek (Strip)	Pittsburgh	290	280	270	250	230	220	215	220	205	200	175	
Haas, Elmer L.	2420	Haas	Freeport	275	265	255	240	220	210	210	210	195	190	175	
Parshall & Crow (Crow, Jr.)	2413	Mickey (Strip)	Pittsburgh	290	280	270	250	230	220	215	220	205	200	175	
Pease, William H.	2419	Wm. H. Pease	Freeport	275	265	255	240	220	210	210	210	195	190	175	
Wynn Coal & Coke Co. (Martin W. Ruane)	2427	Robinson #3 (Strip)	Pittsburgh	290	280	270	250	230	220	215	220	205	200	175	
WASHINGTON COUNTY:															
Bareby, William & Samuel F. Miller (William Bareby)	2415	Geo. Bentley	Pittsburgh	310	300	290	260	250	235	225	245	210	200	175	
Hillman Coal & Coke Company	2414	Black Diamond	Pittsburgh	310	300	290	260	250	235	225	245	205	195	170	
WESTMORELAND COUNTY:															
Penn. Wm. Coal Company (Harvey U. Daugherty)	2410	Wm. Penn (Strip)	Pittsburgh	280	270	260	245	240	230	210	215	195	185	175	
Reynolds, Earl F. (Reynolds Coal Co.)	2422	Reynolds (Strip)	Pittsburgh	280	270	260	245	240	230	210	215	195	185	175	

[F. R. Doc. 42-6300; Filed, July 3, 1942; 10:59 a. m.]

[Docket No. A-1487]

PART 330—MINIMUM PRICE SCHEDULE, DISTRICT NO. 10

RELIEF GRANTED

Order granting temporary relief and conditionally providing for final relief in the matter of the petition of District Board No. 10 for the establishment of Price Classifications and minimum prices for the coals of certain mines in District No. 10.

An original petition, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named party, requesting the establishment, both temporary and permanent, of price classifications and minimum prices for the coals of certain mines in District No. 10; and it appearing that a reasonable showing of necessity has been made for the granting of temporary relief in the manner hereinafter set forth; and

No petitions of intervention having been filed with the Division in the above-entitled matter; and

The following action being deemed necessary in order to effectuate the purposes of the Act;

[SEAL] DAN H. WHEELER, Acting Director.

TEMPORARY AND CONDITIONALLY FINAL EFFECTIVE MINIMUM PRICES FOR DISTRICT NO. 10

Note: The material contained in these supplements is to be read in the light of the classifications, prices, instructions, exceptions and other provisions contained in Part 330, Minimum Price Schedule No. 1, for this District and supplements thereto.

FOR ALL SHIPMENTS EXCEPT TRUCK

§ 330.2 Mine index numbers—Supplement R-I

Price group No.	Producer	Mine	Mine index No.	Freight origin group	Shipping point	Railroad
5	Wilkins Coal Co. (Arleigh Wilkins)	Black Crystal	1303	185	Marion, Ill.	M.P.
20	New National Coal & Mining Co.	New National	1074	21	Belleville, Ill.	I.C.

<sup>1</sup> Mine Index No. 1303 shall be included in Price Group 5 and I shall take the same f.o.b. mine prices as other mines in Price Group 5, Schedule No. 1, District No. 10, for all shipments. Except Truck, on all size coals and for shipment to all market areas and for all uses exclusive of railroad locomotive fuel. *Provided, however,* That these f.o.b. mine prices apply on board transportation facilities at Marion, Illinois.

<sup>2</sup> Mine Index No. 1074 shall be included in Price Group 20 and shall take the same f.o.b. mine prices as other mines in Price Group 20, Schedule No. 1, District No. 10, for all shipments except Truck, on all size groups and for shipment to all market areas and for all uses exclusive of railroad locomotive fuel. *Provided, however,* That these f.o.b. mine prices apply on board transportation facilities at Belleville, Illinois.

severing from this docket and designat-  
ing as Docket No. A-1459 Part II that  
portion of this docket relating to such  
coals, granting the temporary relief re-  
quested concerning the coals of the - H I

DISTRICT NO. 17

NOTE: The material contained in these supplements is to be read in the light of the classi-  
fications, prices, instructions, exceptions and other provisions contained in Part 337, Minimum  
Price Schedule for District No. 17, and supplements thereto.

The following price classification and minimum prices shall be inserted in Price  
Schedule No. 1 for District No. 17:

§ 337.4 Code member price index—Supplement R. Insert the following listings  
in proper alphabetical order:

Producer	Mine	Mine Index No.	County	Shipping Point	Subdistrict price group No.	Railroad	F. O. C. No.	Prices	
								Rail	Truck
Archuleta, Ben and William Lottus (Ben Archuleta)	Rugby No. 1	507	Huerfano		6			\$ 337.21	\$ 337.21
Bessal, Tony (Volute Coal Co.)	Bessal	502	Huerfano		1			\$ 337.21	\$ 337.21
Climino and Inupia Coal Co. (Nick Cimino)	Starkville No. 3	499	Las Animas		8			\$ 337.21	\$ 337.21
Cordova, J. P.	Cordova	505	Las Animas		8			\$ 337.21	\$ 337.21
Davis Coal Co.	Davis No. 2	509	Colfax (N. M.)		10			\$ 337.21	\$ 337.21
Dufur Bros. (A. M. Dufur)	Dufur Bros.	494	La Plata		20			\$ 337.21	\$ 337.21
Dufur, Xavier	Ft. Lewis	503	La Plata		19			\$ 337.21	\$ 337.21
Michell, Pio	Rapson No. 2	511	Las Animas	Rapson	6	C&S	110	\$ 337.5	\$ 337.21
Nall, W. W.	Davis No. 2	497	Rio Blanco		17			\$ 337.21	\$ 337.21
Overholser, Jacob and Sid Corn (Sid Corn)	Cimarron Coal	496	Montrose		21			\$ 337.21	\$ 337.21
Faulich Bros. Coal Co.	Block No. 2	510	Colfax (N. M.)		10			\$ 337.21	\$ 337.21
Peachey Coal Com-pany.	Highway	512	Huerfano	La Veta	1	D&RGW	111	\$ 337.5	\$ 337.21
Sapp, A. W. and Oliver Swain (A. W. Sapp)	Triple S	495	Archuleta		19			\$ 337.21	\$ 337.21
Yasber, Frank	Frank's #2	504	Colfax (N. M.)		10			\$ 337.21	\$ 337.21

NOTE: The coals of the above-listed Highway Mine (mine index No. 512) of the Peachey Coal Co. and the Rapson No. 2 Mine (mine index No. 511) of Pio Michell shall take the minimum l. o. b. mine prices in cents per ton for shipment by rail transportation into Market Areas shown under subdistrict No. 1, \$ 337.5 and subdistrict No. 6, \$ 337.4, respectively, of the schedule of effective minimum prices for district No. 17.

§ 330.10 Special prices—(c) Railroad locomotive fuel prices—Supplement R-II

Price group No.	Producer	Mine	Mine index No.	Freight origin group	Shipping point	Rail-road
5	Wilkins Coal Co. (Arleigh Wilkins)	Block Crystal	1303	135	Marion, Ill.	MP.
20	New National Coal & Mining Co.	New National	1074	21	Belleville, Ill.	IC.

1 The railroad locomotive fuel price shall be: mine run—\$2.15; screenings—\$1.70 l. o. b. cars Marion, Illinois.  
2 The railroad locomotive fuel price shall be: 6' x 14" egg—\$1.75; mine run—\$1.70; screenings—\$1.40 l. o. b. cars Belleville, Illinois.

[F. R. Doc. 42-6302; Filed, July 3, 1942; 10:59 a. m.]

[Docket No. A-1459]

PART 337—MINIMUM PRICE SCHEDULE, DISTRICT NO. 17

RELIEF GRANTED

Order granting certain temporary relief and conditionally providing for final relief in the matter of the petition of District Board No. 17 for establishments and revision of price classifications and minimum prices for certain mines in District No. 17.

An original petition, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named party, requesting temporary and permanent relief in the establishment of price classifications and minimum prices for the coals produced at certain mines in District No. 17 and in a proposed revision of the effective minimum prices for the coals produced at the North Canyon Mine (Mine Index No. 266) in that district, operated by code member Willis E. Davis; and

It appearing that a reasonable showing of necessity has been made for the granting of temporary relief in the manner hereinbefore set forth; and

No petitions of intervention having been filed with the Division in the above-entitled matter; and

The following action being deemed necessary in order to effectuate the purposes of the Act;

It is ordered, That pending final disposition of the above-entitled matter, temporary relief is granted as follows: Commencing forthwith, § 337.4 (Code member price index) is amended by adding thereto Supplement R, and § 337.21 (General prices in cents per net ton for shipment into all market areas) is amended by adding thereto Supplement T, which supplements are hereinafter set forth and hereby made a part hereof.

It is further ordered, That the relief herein granted shall become final sixty (60) days from the date of this Order, unless it shall otherwise be ordered.

No relief is granted herein concerning the proposed revision of the minimum prices for the coals of the North Canyon Mine (Mine Index No. 266) in District No. 17 operated by code member Willis E. Davis nor concerning the establishment of price classifications and minimum prices for the coals produced at the I H I No. 2 Mine (Mine Index No. 513) in that district operated by code member Bill Haas for the reasons set forth in a separate Order entered this day

§ 337.21 *General prices in cents per net ton for shipment into all market areas—* Supplement T. Insert the following code member names, mine names, and counties under Subdistricts Nos. 1, 6, 8, 10, 17, 18, 19, 20 and 21, in proper order and the following prices:

Code member and mine name	County	Size groups													
		1	2	3	4	5	6	7	8	9	10	11	13	17	
SUBDISTRICT NO. 1															
Benessi, Tony (Toltec Coal Company), Bennessi	Huerfano	805	405	475	475	450	430	410	365	310	285	195	940		
Feschey Coal Company, Highway Mine	Huerfano	505	405	475	475	450	420	410	365	310	285	195	940		
SUBDISTRICT NO. 6															
Archuleta, Ben & William Loftus (Ben Archuleta)	Huerfano	455	445	425	425	400	390	375	350	315	195	940			
Michel, Flo, Rapson No. 2	Las Animas	455	445	425	425	400	390	375	350	315	195	940			
SUBDISTRICT NO. 8															
Cimino & Iuppa Coal Co. (Nick Cimino), Starkville No. 3	Las Animas	415	405	375	375	375	375	365	330	315	225	940			
Cordova, J. P. Cordova Mine	Las Animas	415	405	375	375	375	375	365	330	315	225	940			
SUBDISTRICT NO. 10															
Davis Coal Company, Davis No. 2	Colfax	430	420	400	400	375	375	365	350	315	250	225	940		
Paulich Bros. Coal Co., Block No. 2	Colfax	430	420	400	400	375	375	365	350	315	250	225	940		
Yasbes, Frank, Frank's No. 2	Colfax	430	420	400	400	375	375	365	350	315	250	225	940		
SUBDISTRICT NO. 17															
Nall, W. W.	Rio Blanco	365	350	350	325	300	225	185	975						
SUBDISTRICT NO. 19															
Dufur, Xavier, Ft. Lewis	La Plata	375	375	375	375	375	365	160	300						
Sapp, A. W. & Oliver, Swain (A. W. Sapp) Triple S	Archuleta	375	375	375	375	375	265	160	300						
SUBDISTRICT NO. 20															
Dufur Bros. (A. M. Dufur) Dufur Bros.	La Plata	325	325	325	325	325	215	160	300						
SUBDISTRICT NO. 21															
Oreholser, Jacob & Sid Corn (Sid Corn) Cimarron Coal	Montrose	365	350	350	300	150									

[F. R. Doc. 42-6801; Filed, July 3, 1942; 11:00 a. m.]

requesting the establishment, both temporary and permanent, of price classifications and minimum prices for the coals produced at certain mines of code members in District No. 19; and

It appearing that a reasonable showing of necessity has been made for the granting of temporary relief in the manner hereinafter set forth; and

No petitions of intervention having been filed with the Division in the above-entitled matter; and

The following action being deemed necessary in order to effectuate the purposes of the Act:

*It is ordered*, That, pending final disposition of the above-entitled matter,

[Docket No. A-1496]  
PART 339—MINIMUM PRICE SCHEDULE,  
DISTRICT NO. 19

RELIEF GRANTED

Order granting temporary relief and conditionally providing for final relief in the matter of the petition of District Board No. 19 for establishment of price classifications and minimum prices for certain mines in District No. 19.

An original petition, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named party,

temporary relief is granted as follows: Commencing forthwith § 339.4 (Code member price index) is amended by adding thereto Supplement R-I, § 339.5 (General prices; minimum prices for shipment via rail transportation) is amended by adding thereto Supplement R-II, and § 339.21 (General prices in cents per net ton for shipment into all market areas) is amended by adding thereto Supplement T, which supplements are hereinafter set forth and hereby made a part hereof.

*It is further ordered*, That pleadings in opposition to the original petition in the above-entitled matter and applications to

[SEAL]

DAN H. WHEELER,  
Acting Director.

DISTRICT NO. 19

Note: The material contained in these supplements is to be read in the light of the classifications, prices, instructions, exceptions and other provisions contained in Part 339, Minimum Price Schedule for District No. 19, and supplements thereto.

The following price classification and minimum prices shall be inserted in Price Schedule No. 1 for District No. 19:  
§ 339.4 *Code member price index—*Supplement R-I. Insert the following listing in proper alphabetical order:

Producer	Mine	Mine Index	County	Shipping point	Subdistrict price group	Railroad	Price		
							Rail	Truck	
Burnell, Pat (Burnell Coal)	Gebo No. 1	238	Hot Springs	Gebo	No. 5	CB&Q	100	§ 339.5	§ 339.21
Meads, Lawrence I.	Meads	235	Fremont	.....	No. 6	.....	.....	.....	§ 339.21
Neil, Archie B.	Neil	236	Lincoln	.....	No. 1	.....	.....	.....	§ 339.21
Reynolds, Howard I.	Little Ridge	234	Park	.....	No. 5	.....	.....	.....	§ 339.21
Todorovich, Eli	Crosby	237	Hot Springs	.....	No. 5	.....	.....	.....	§ 339.21

§ 339.5 *General prices; minimum prices for shipment via rail transportation—* Supplement R-II

Minimum f. o. b. mine prices in cents per net ton for shipments via rail transportation into market areas shown. Subdistrict No. 5—Gebo Kirby, Burnell, Pat, Gebo No. 1 Mine—Mine Index No. 238. (Burnell Coal)

Market areas	Size groups															
	1	2	3	4	5	6	7	8	9	10	11	12	13	15	16	17
45 and 46	365	375	370	380	380	360	360	330	330	275	200	190	100	125	90	
47-50, 52-54, 56-59, 63-70	375	400	380	380	380	360	360	330	330	275	200	190	150	150	90	
300	415	415	400	400	400	405	405	405	405	380	225	200	150	150	90	
201	420	420	415	405	405	405	405	405	405	380	225	200	150	150	90	
202	445	445	440	430	430	430	430	430	430	405	225	200	150	150	90	
203 and 207	365	365	360	350	350	350	350	350	350	330	225	210	185	150	150	
204 and 205	445	445	440	430	430	430	430	430	430	405	225	210	185	150	150	
206, 206, 208 and 210	445	445	440	430	430	430	430	430	430	405	225	210	185	150	150	
209 and 211	445	445	440	430	430	430	430	430	430	405	225	210	185	150	150	
213 and 214	445	445	440	430	430	430	430	430	430	405	225	210	185	150	150	
224 and 241	460	460	460	460	460	460	460	460	460	460	380	380	270	270	150	
237-240, 247-251	410	410	405	395	395	380	380	380	380	380	225	225	270	270	150	
All others	430	430	475	465	465	465	465	465	465	465	330	350	210	270	150	

§ 339.21 General prices in cents per net ton for shipment into all market areas—  
Supplement T. Insert the following code member names, mine names and counties  
under Subdistricts No. 1, 5 and 6, and the following prices:

Code member—mine name	County	Size groups															
		1	2	3	4	5	6	7	8	9	10	11	12	14	15	16	17
SUBDISTRICT NO. 1																	
Neil, Archie B. Neil, Mine.....	Lincoln.....	400	400	385	370	370	370	310	275	225	225	210	275	...	185	185	125
SUBDISTRICT NO. 5																	
Burnell, Pat (Burnell Coal) Gebo No. 1.....	Hot Springs..	500	500	495	485	485	485	460	350	270	245	...	290	...	170	170	100
Reynolds, Howard I., Little Ridge.....	Park.....																
Todorovich, Eli, Crosby Mine.....	Hot Springs..																
SUBDISTRICT NO. 6																	
Meade, Lawrence J., Meade Mine.....	Fremont.....	325	325	325	300	275	275	275	250	150	150	...	105	125	115	...	...

[F. R. Doc. 42-6303; Filed, July 3, 1942; 10:58 a. m.]

**TITLE 31—MONEY AND FINANCE:  
TREASURY**

**Chapter I—Monetary Offices**

**PART 133—REGULATIONS OF THE GOVERNOR  
OF HAWAII**

**REGULATIONS RELATING TO CURRENCY**

**JUNE 25, 1942.**

These regulations are issued under the authority vested in the Governor of Hawaii pursuant to Executive Order No. 8389, as amended;<sup>1</sup> Section 5 (b) of the Trading with the Enemy Act, as amended by Title III of the First War Powers Act, 1941, General Orders No. 118, Office of the Military Governor, June 25, 1942, and pursuant to all other authority vested in the undersigned Governor of Hawaii:

§ 133.1 Regulations of June 25, 1942, relating to currency. (a) Effective at once, all United States currency now in circulation in the Territory of Hawaii will be withdrawn from circulation and will be replaced with new United States currency prepared for the Territory of Hawaii by the United States Treasury Department. The new currency will be the same in all respects as ordinary United States currency except that the word "Hawaii" will be overprinted in bold-face type on each end of the face of the note and the word "Hawaii" will be overprinted in large open-face type on the reverse side of the note. Such currency will be referred to in these regulations as "United States currency, Hawaiian Series".

(b) All United States currency physically within the Territory of Hawaii, except United States currency, Hawaiian Series, shall be exchanged on or before July 15, 1942, for United States currency, Hawaiian Series. Prior to July 15, 1942, any person in the Territory of Hawaii may freely exchange United States currency now in circulation for United States currency, Hawaiian Series, at any bank in the Territory without charge.

(c) Effective July 15, 1942, the acquisition, disposition, holding, possession, transfer of, or other dealing in, or with respect to, any United States currency except United States currency, Hawaiian Series, within the Territory of Hawaii is hereby prohibited.

(d) Effective July 15, 1942, no person shall hold, or in any manner permit the holding of, United States currency of any series in any safe deposit box within the Territory of Hawaii, and no person shall thereafter deposit, or in any manner permit the deposit of, any such currency in any safe deposit box within such territory.

(e) All United States currency hereafter brought into the Territory of Hawaii shall be immediately delivered to such person as may be designated at the appropriate port of entry in Hawaii for exchange for United States currency, Hawaiian Series. Such exchange will be made without charge.

(f) No United States currency, Hawaiian Series, shall be exported or otherwise physically taken from the Territory of Hawaii. Any person desiring to export or otherwise take United States currency from the Territory of Hawaii may exchange United States currency, Hawaiian Series, for other United States currency without cost by making appropriate application to such person as may be designated at the port of exportation or withdrawal from Hawaii and by complying with the procedure prescribed by such designated person in connection therewith.

(g) Banks within the Territory of Hawaii and such other persons as may from time to time be specified shall, when so directed, file reports in triplicate on Form TFR-H25 with the Special Treasury Custody Committee as to the amount of United States currency of any series held by them in any capacity. Whenever the currency held by any bank or other person within the Territory of Hawaii is deemed to be in excess of the currency needs of such bank or person, or in excess of that required under existing circumstances in the Territory of Hawaii, such bank or person, upon the

receipt of appropriate notice, shall forthwith deliver to the Special Treasury Custody Committee in Hawaii, or to a bank when so directed, such amounts of currency as may be prescribed and shall receive in lieu of such currency an equivalent dollar credit with such banking institution in the Territory of Hawaii or within the continental United States as the delivering bank or person may specify. Currency delivered to the Special Treasury Custody Committee pursuant to this provision shall be received for the account of the United States.

(h) Exception to any of the provisions may be made by means of licenses, rulings, or otherwise, when it is considered that such exception is in accord with the purpose of these regulations and is necessary or desirable in order to avoid unusual hardship or is necessary or desirable in view of the needs of the military or naval forces of the United Nations. Application for any such license may be filed with the Office of the Governor of Hawaii on Form TFT-H28, and the general procedure to be followed in handling applications for licenses will be that employed in the administration of Executive Order No. 8389, as amended. Unless the contrary is expressly provided, no license shall be deemed to authorize any transaction prohibited by reason of the provisions of any law, proclamation, order, or regulation other than these regulations. The decision with respect to the granting, denial, or other disposition of any application for a license shall be final.

(i) Rulings, instructions, interpretations, or licenses may, from time to time, be made or issued to carry out the purposes of these regulations and reports required in addition to those specifically called for herein with respect to any property or transactions affected hereby.

(j) These regulations shall not be deemed to authorize any transaction prohibited by or pursuant to Executive Order No. 8389, as amended, except such transactions as are necessarily incidental to the performance of acts specifically required by these regulations, and these regulations shall not be deemed to affect, alter, or limit General Orders No. 51, Office of the Military Governor, January 9, 1942.

(k) As used in these regulations:

(1) The term "currency" shall not be deemed to include coins.

(2) The term "person" means an individual, partnership, association, corporation, or other organization.

(l) These regulations and any rulings, licenses, instructions, or forms issued hereunder may be amended, modified, or revoked at any time.

Attention is directed to the penalties prescribed in General Orders No. 118 and to those contained in section 5 (b) of the Trading with the enemy Act, as amended.

[SEAL]

J. B. POINDEXTER,  
Governor of Hawaii.

[F. R. Doc. 42-6390; Filed, July 6, 1942; 11:23 a. m.]

<sup>1</sup> 6 F.R. 2897, 3715, 6348, 6785.

**TITLE 32—NATIONAL DEFENSE**

**Chapter VI—Selective Service System**

[No. 92]

**CLASSIFICATION RECORD**

**ORDER PRESCRIBING FORM**

By virtue of the Selective Training and Service Act of 1940 (54 Stat. 885) and the authority vested in me by the rules and regulations prescribed by the President thereunder and more particularly the provisions of § 605.51 of the Selective Service Regulations, I hereby prescribe the following change in DSS forms:

Revision of DSS Form 100, entitled "Classification Record," effective immediately upon the filing hereof with the Division of the Federal Register. The original supply of forms will be used until exhausted.

The foregoing revision shall, effective immediately upon the filing hereof with the Division of the Federal Register, become a part of the Selective Service Regulations.

**LEWIS B. HERSHEY,**  
*Director.*

JUNE 15, 1942.

[F. R. Doc. 42-6320; Filed, July 3, 1942; 2:50 p. m.]

**Chapter VIII—Board of Economic Warfare**

**Subchapter B—Export Control**

**PART 801—GENERAL REGULATIONS CORK AND CORK MANUFACTURES**

Section 801.2 *Prohibited exportations* is hereby amended in the following particulars:

In the column headed "Gen. Lic. Group", the group designations assigned to the commodities listed below are amended to read as follows:

<i>Commodity</i>	<i>Gen. Lic. group</i>
Cork:	
Bark.....	1
Corkwood.....	1
Refuse.....	1
Shavings.....	1
Waste.....	1
Cork manufactures (include natural, composition, & compressed cork)...	1

(Sec. 6, 54 Stat. 714, Public Law 75, 77th Cong., Public Law 638, 77th Cong.; Order No. 3, Delegations of Authority Nos. 25 and 26, 7 F.R. 4951.)

**F. R. KERR,**  
*Colonel, Infantry,*  
*Chief, Export Control Branch,*  
*Office of Exports.*

[F. R. Doc. 42-6321; Filed, July 3, 1942; 3:46 p. m.]

**Chapter IX—War Production Board**

**Subchapter B—Division of Industry Operations**

**PART 1010—SUSPENSION ORDERS**

[Suspension Order S-61]

**PRUDENTIAL SILK COMPANY, INC.**

Prudential Silk Company, Inc., 2 Broadway, Paterson, New Jersey, for-

merly engaged in the processing of silk, and after restrictions had been placed upon the use of silk, the Company applied for and obtained allocations of reserved rayon pursuant to the provisions of Supplementary Order M-37-a. Such allocations are made monthly on the basis of silk consumption during the first six months of 1941. Despite the fact that the Company had received notice that it had overstated its silk consumption for the first six months of 1941, it ordered and received, during the months of December, 1941, and January, 1942, 2,538 pounds of reserved rayon yarn in excess of that to which the Company was entitled on the basis of its silk consumption as confirmed to the War Production Board. During February and March, 1942, despite the fact that the Company had been instructed by the War Production Board to refrain from ordering or obtaining reserved rayon yarn until the matter of its overage had been adjusted, the Company accepted the delivery of 2,189 pounds of reserved rayon yarn in excess of that to which it was entitled during these two months upon the basis of its stated silk consumption during the first six months of 1941. Subsequently, the Company submitted a revised statement of its silk consumption during the first six months of 1941 and upon the basis of this revised statement, the Company ordered and received approximately 3,325 pounds of reserved rayon yarn in excess of that to which it was entitled during the months of December, 1941, through March, 1942. Upon the basis of the Company's earlier statement of its silk consumption during the first six months of 1941, as confirmed to the War Production Board, the Company ordered and received approximately 4,727 pounds of reserved rayon yarn in excess of the quantity to which it was entitled.

These violations of Supplementary Order M-37-a, dealing with the supply and distribution of rayon yarn, have impeded and hampered the war effort of the United States by diverting reserved rayon yarn to uses unauthorized by the War Production Board. In view of the foregoing,

*It is hereby ordered:*

§ 1010.61 *Suspension Order S-61.*  
(a) Prudential Silk Company, Inc., its successors and assigns, shall not order or receive during any month, either for its own account or for the account of others, more than one-third of the reserved rayon yarn as the same is defined in Supplementary Order M-37-c to which it would be entitled except for the restrictions contained herein, except as specifically authorized by the Director of Industry Operations.

(b) Nothing contained in this Order shall be deemed to relieve Prudential Silk Company, Inc., its successors and assigns, from any restriction, prohibition, or provision contained in any other order or regulation of the Director of Industry Operations, except insofar as the same may be inconsistent with the provisions hereof.

(c) This Order shall take effect on July 5, 1942, and shall expire on October 5, 1942, at which time the restrictions con-

tained in this Order shall be of no further effect. (P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 3d day of July, 1942.

**J. S. KNOWLSON,**  
*Director of Industry Operations.*

[F. R. Doc. 42-6319; Filed, July 3, 1942; 12:46 p. m.]

**PART 976—MOTOR TRUCKS, TRUCK TRAILERS AND PASSENGER CARRIERS**

[Revocation of General Limitation Order L-35]

Section 976.11 (*General Limitation Order L-35*), as amended,<sup>1</sup> is hereby revoked, the subject matter of said Order now being covered by § 1297.1 (*Limitation Order L-158*).<sup>2</sup> This action shall not be construed to affect in any way any liabilities or penalties accrued or incurred under said Order L-35.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 4th day of July 1942.

**J. S. KNOWLSON,**  
*Director of Industry Operations.*

[F. R. Doc. 42-6347; Filed, July 4, 1942; 12:08 p. m.]

**PART 976—MOTOR TRUCKS, TRUCK TRAILERS AND PASSENGER CARRIERS**

[Amendment 1 to Supplementary Limitation Order L-1-G]

Section 976.17, *Supplementary Limitation Order L-1-G*,<sup>3</sup> is hereby amended in the following particulars:

Subparagraph (1), "Truck Trailer", of Paragraph (a) "*Definitions*", is hereby amended to read as follows:

(1) "Truck Trailer" means a complete semi-trailer or full trailer having a load-carrying capacity of 10,000 pounds or more, as authorized by the manufacturer thereof, and designed exclusively for the transportation of property or persons, or the chassis therefor, but does not include attachment third-axes whether dead or power-driven.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 4th day of July, 1942.

**J. S. KNOWLSON,**  
*Director of Industry Operations.*

[F. R. Doc. 42-6343; Filed, July 4, 1942; 12:08 p. m.]

<sup>1</sup> 7 F.R. 470, 1732.

<sup>2</sup> *Infra*, this issue.

<sup>3</sup> 7 F.R. 4699.

PART 977—MANILA FIBER AND MANILA  
CORDAGE

[General Preference Order M-36, as Amended  
July 4, 1942]

Section 977.1 *General Preference Order M-36* is hereby amended to read as follows:

§ 977.1 *General Preference Order M-36*—(a) *Applicability of Priorities Regulation No. 1.* This order and all transactions affected thereby are subject to the provisions of *Priorities Regulation No. 1* (Part 944), as amended from time to time, except to the extent that any provision hereof may be inconsistent therewith, in which case the provisions of this order shall govern.

(b) *Additional definitions.* For the purposes of this order (1) "Manila fiber" means fiber which is commonly known in the trade by this term and also known as Abaca or Manila hemp (either stripped or decorticated), Sumatra Abaca, and Panama Abaca, except that Manila fiber does not mean the fiber or grades T, O, W, or Y, as established by the Insular Government of the Philippine Islands.

(2) "Manila cordage" means cables and ropes  $\frac{3}{8}$ " in diameter and larger, and twines used for fishing nets, in which Manila fiber either alone or in combination with other materials is used.

(3) "Class A cordage" means Manila cordage which contains such a combination of grades of Manila fiber as will at least equal the fiber quality requirements of Federal Specifications T-R-601a.

(4) "Class B cordage" means Manila cordage which contains such a combination of grades of Manila fiber as will give a Becker value not in excess of thirty-nine, such Becker value to be determined according to the methods set forth in said Federal Specifications T-R-601a.

(5) "Cordage processor" means any person other than the Navy Department who spins, twists, weaves or otherwise uses Manila fiber in the production of Manila cordage.

(6) "Processing" means any use of Manila fiber for the manufacture of any other article or commodity into which the Manila fiber goes or of which it becomes a part.

(7) "Dealer" means any person who procures Manila cordage for storage or for sale, and includes selling agents, and other commercially recognized agents acting for their own account or for others, whether or not acquiring title to such Manila cordage, but shall not include an importer.

(8) "Basic monthly poundage" with respect to any cordage processor shall be the average number of pounds per month of Manila cordage sold by such processor during the period January 1, 1939, to December 31, 1939.

(c) *Restrictions on deliveries of Manila fiber.* No person shall hereafter make or accept delivery of any Manila fiber unless specifically authorized by the Director of Industry Operations: *Provided, however,* That deliveries of Manila fiber may be made:

(1) By and to the Navy Department.  
(2) By and to Defense Supplies Corporation.

(3) By and to persons importing or otherwise handling Manila fiber in accordance with written instructions from the Navy Department or from Defense Supplies Corporation, provided that such Manila fiber is to be delivered, either processed or unprocessed, directly, or through one or more other persons, to the Navy Department or to Defense Supplies Corporation.

(4) By importers to cordage processors pursuant to contracts entered into on or before the date of this amended order, provided that shipments of such Manila fiber leave the country of origin on or before April 30, 1942.

(5) By importers to cordage processors of Manila fiber rejected by the Navy Department or Defense Supplies Corporation as unfit for their use.

(6) By cordage processors to cordage processors of Manila fiber which at the time of any such delivery had been previously imported into the United States.

(d) *Restrictions on processing of Manila fiber.* (1) No person shall begin the processing of any Manila fiber except for the purpose of manufacturing Class A or Class B cordage for sale or delivery to fulfill the orders hereafter specified in paragraph (e) (2), or such cordage as may be required to meet the specifications of orders of the War and Navy Departments and the Maritime Commission.

(2) No cordage processor shall put into process more Manila fiber during the period from March 2, 1942, to January 1, 1943, than an amount thereof equal to 4.7 times his basic monthly poundage, and, in each month thereafter, no cordage processor shall put into process more Manila fiber than 37 per cent of his basic monthly poundage; *Provided, however,* That any cordage processor keeping his books on a weekly basis shall apply the said percentage to the weekly period of processing most nearly approximating the respective calendar periods mentioned in this paragraph.

(3) Any cordage processor shall, notwithstanding the limitations of subparagraphs (d) (2) and (e) (1), and in addition to any action permitted thereunder:

(i) Process into Manila cordage any Manila fiber furnished to the said cordage processor by the Army of the United States, the United States Navy, the United States Maritime Commission, the War Shipping Administration or its Operating or General Agents, and sell and deliver such cordage to, or for the account of, the agencies furnishing the fiber.

(ii) Process into Manila cordage such additional amounts of Manila fiber and sell and deliver such additional amounts of Manila cordage as may from time to time be determined by the Director of Industry Operations to be necessary in the public interest and to promote the National Defense in order to meet the

emergency and otherwise unobtainable requirements of Manila cordage of any of the agencies mentioned in subparagraph (3) (i) above.

(e) *Restrictions on sales and deliveries of Manila cordage.* (1) No cordage processor shall sell or deliver more Manila cordage during the period from March 2, 1942, to January 1, 1943, than an amount thereof equal to five times his basic monthly poundage, and, in each month thereafter, no cordage processor shall sell or deliver more Manila cordage than  $4\frac{1}{2}$  per cent of his basic monthly poundage: *Provided, however,* That any cordage processor keeping his books on a weekly basis shall apply the said percentage to the weekly periods of processing most nearly approximating the respective calendar periods mentioned in this paragraph.

(2) In addition to the limitations in paragraphs (e) (1) and (e) (3), no cordage processor or dealer shall sell or deliver any Manila cordage and no person shall purchase or accept delivery of any Manila cordage from a cordage processor or dealer except to fill the following:

(i) Defense orders for which the use of Manila cordage has been specifically approved by the Director of Industry Operations. All applications for such approvals for delivery in any month shall be filed by the proposed purchaser or person desiring to accept delivery with the War Production Board on Form PD-576, on or before the 20th day of the month preceding the month in which it is desired to place such orders with cordage processors or dealers: *Provided, however,* That deliveries may continue to be made without further authorization by the Director of Industry Operations upon orders on any cordage processor's or dealer's books as of July 4, 1942, for Manila cordage for delivery to, or for the account of the Army of the United States, the United States Navy, the United States Maritime Commission and the War Shipping Administration and its operating or general agents, for physical incorporation in other products to be delivered to, or for the account of, the Army of the United States, the United States Navy, the United States Maritime Commission and the War Shipping Administration and its operating or general agents.

(ii) Purchase orders for the following categories and uses:

(a) Purse lines for use in commercial fishing;

(b) Lines not less than  $4\frac{1}{2}$ " in circumference used exclusively in towage and by ocean-going vessels engaged in the carriage of cargo and passengers as common carriers;

(c) Manila drilling cables for use in drilling oil wells, gas wells, and mines;

(d) Manila torpedo lines for use in handling explosives;

(e) Manila shot lines.

(iii) Purchase orders for Manila cordage:

(a) Carrying a preference rating of A-1-j or higher, evidenced by a preference rating certificate, or



(b) For use on vessels engaged in the carriage of cargo, as common carriers of passengers, in towage, in lighterage or in fishing for commercial fish markets or canneries, for use in hoisting for the loading or discharge of cargo of such vessels, and for uses of shipbuilding:

*Provided, however,* That the Manila fiber for the manufacture of cordage covered by such purchase orders shall have been put in process by a cordage processor on or before July 4, 1942.

(iv) Orders placed by Defense Supplies Corporation:

*Provided, however,* That no cordage processor or dealer shall deliver any Manila cordage upon any order placed with him pursuant to subparagraph (e) (2) (ii) or (e) (2) (iii) (b), unless and until such processor or dealer shall have first received from the person placing such order a certificate signed on behalf of such person by a duly authorized individual in substantially the following form:

The undersigned hereby represents that the Manila cordage covered by this order will be used by the undersigned only for the uses specified in subparagraph (e) (2) of General Preference Order M-36 as amended July 4, 1942, with the terms of which the undersigned is familiar.

(3) No person, other than the Army or Navy of the United States, the United States Maritime Commission, the Defense Supplies Corporation, or an importer, shall hereafter order or accept delivery of any Manila cordage if the amount of the Manila cordage held or under control of such person exceeds one and one half months' supply for such person; and no person, other than those hereinabove excepted, shall have outstanding at any one time orders for future deliveries of Manila cordage in an amount greater than one month's supply for such person. "Supply" as used in this paragraph means the average monthly amount of Manila cordage withdrawn from the inventory of such person, which has been resold or put into actual use by such person, in the three calendar months immediately preceding the calendar month in which said order is placed or delivery is accepted, or in the three calendar months of the previous year which immediately follow the calendar month of that year corresponding with the month in which said order is placed or delivery is accepted, whichever shall be the higher: *Provided, however,* That there shall be excluded from such amount any Manila cordage purchased from such person by the Navy Department, War Department, Maritime Commission, Defense Supplies Corporation, and, if such person is a dealer, any Manila cordage imported by such person.

(f) *Control of stocks of Manila fiber.* Control is hereby taken of the distribution and use of Manila fiber. Any Manila fiber at any time hereafter in the inventory of any person shall be sold and delivered by such person if and as specifically directed in any order of the Director of Industry Operations which may be issued whenever the Director

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of Industry Operations shall determine that a shortage of any particular grade of Manila fiber for defense, or for private account and for export, renders it necessary or appropriate so to allocate such Manila fiber in the public interest or to promote the National Defense by so directing its sale and delivery by such person. Any such sale shall be made at the established prices and terms of sale and payment therefor. No person shall dispose of or use Manila fiber in any manner inconsistent with any such order.

(g) *Exclusions from this order.* The terms and provisions of this order shall not apply to (1) sales and/or deliveries by any Cordage processor or dealer of Manila cordage of any class from stocks on hand or in process as of February 20, 1942, of the following types:

- (i) Manila lariat rope
- (ii) Manila yacht lariat rope
- (iii) Manila transmission rope
- (iv) Manila left laid spinning lines, not including cordage of cable construction suitable for use as drilling cables even though such products may have been purchased or sold for spinning lines.

(v) Manila cordage which has been offered for sale to and has been rejected by any two of the following:

- (a) The Army of the United States
- (b) The United States Navy, or
- (c) The United States Maritime Commission.

(2) Any sales and/or deliveries by any cordage processor or dealer of Manila cordage which on December 19, 1941 was in the form of cut lengths of less than 200 feet.

(3) Any stock of Manila cordage which contains no Manila fiber of the following grades—AB Davao or non-Davao, 1 Davao, JI Davao, G Davao, -S2 Davao, and which is so processed that the Manila fiber therein contained is combined or mixed with at least an equal amount of fiber other than Manila fiber, in the hands of a dealer or cordage processor, or in transit on February 20, 1942, or made from Manila fiber actually placed on machines by a cordage processor on or prior to December 19, 1941.

(4) Any Manila cordage imported into the United States on or after July 4, 1942, and which has been offered for sale to, and rejected in writing by, any two of the following:

- (i) The Army of the United States,
- (ii) The United States Navy, or
- (iii) The United States Maritime Commission.

(5) Delivery by or to any person having temporary custody of Manila cordage or Manila fiber solely for the purposes of transportation or the public warehousing thereof.

(h) *Appeal.* Any person affected by this order who considers that compliance therewith would work an exceptional and unreasonable hardship upon him, or that it would result in a degree of unemployment which would be unreasonably disproportionate compared with the amount of Manila fiber conserved, or that compliance with this order would disrupt or impair a program of conversion from

nondefense work to defense work, may appeal to the Director of Industry Operations by letter or telegram, Ref: M-36, setting forth the pertinent facts and the reason he considers he is entitled to relief, or upon such form or forms as may hereafter be prescribed. The Director of Industry Operations may thereupon take such action as he deems appropriate. Applications for specific exceptions from the limitations of paragraph (e) (3) should be made in writing by the person desiring to use the cordage.

(i) *Reports.* Every importer, processor or other person affected by this order shall file such monthly and other reports with the War Production Board as shall from time to time be required by said office, and shall submit from time to time to an audit and inspection by representatives of the War Production Board concerning all records required to be kept by this order.

(j) *Records.* All persons affected by this order shall keep and preserve for not less than two (2) years accurate and complete records concerning inventories, production, sales and other transactions effected pursuant to this order.

(k) *Violations.* Any person who willfully violates any provision of this order, or who, in connection with this order, willfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(l) *Communications to the War Production Board.* All reports to be filed, appeals and other communications concerning this order, should be addressed to the War Production Board, Washington, D. C., Reference M-36.

(m) *Effective date.* This amendment shall take effect on July 4, 1942 except that paragraph (e) (2) (i) shall not take effect until September 1, 1942 and until said date the provisions of paragraph (e) (3) (i) of Amendment No. 3 shall continue in effect. (P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 4th day of July 1942.

J. S. KNOWLSON,  
Director of Industry Operations.

[F. R. Doc. 42-6357; Filed, July 4, 1942;  
12:11 p. m.]

PART 983—MATERIAL ENTERING INTO THE PRODUCTION OF REPLACEMENT PARTS FOR PASSENGER AUTOMOBILES AND LIGHT TRUCKS

[Revocation of Limitation Order L-4]

Section 983.1 (*Limitation Order L-4*)<sup>1</sup>, as amended, is hereby revoked, the sub-

<sup>1</sup> 6 F.R. 4819, 5954, 6633; 7 F.R. 516, 971.

ject matter of said order now being covered by § 1297.1 (*Limitation Order L-158*). This action shall not be construed to affect in any way any liabilities or penalties accrued or incurred under said Order L-4.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 4th day of July 1942.

J. S. KNOWLSON,  
Director of Industry Operations.

[F. R. Doc. 42-6344; Filed, July 4, 1942;  
12:08 p. m.]

**PART 983—MATERIALS ENTERING INTO THE PRODUCTION OF REPLACEMENT PARTS FOR PASSENGER AUTOMOBILES AND LIGHT TRUCKS**

[Revocation of Supplementary Limitation Order L-4-C]

Section 983.5 (*Supplementary Limitation Order L-4-C*),<sup>1</sup> as amended, is hereby revoked, the subject matter of said order now being covered by § 1297.1 (*Limitation Order L-158*). This action shall not be construed to affect in any way any liabilities or penalties accrued or incurred under said Order L-4-C.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 4th day of July 1942.

J. S. KNOWLSON,  
Director of Industry Operations.

[F. R. Doc. 42-6345; Filed, July 4, 1942;  
12:08 p. m.]

**PART 984—LEAD**

[Supplementary Order M-38-j]

§ 984.11 *Supplementary Order M-38-j*. Pursuant to the provisions of General Preference Order M-38,<sup>2</sup> it is hereby ordered that:

(a) Until further order by the Director of Industry Operations, each refiner shall set aside from his production of lead during each calendar month beginning with the month of July, 1942, a quantity equal to 15% of the total quantity of lead produced by such refiner during the month before the immediately preceding month. No sales, deliveries or withdrawals shall be made from the quantity of lead so set aside except in accordance with the specific directions of the Director of Industry Operations.

(b) All communications concerning this Supplementary Order shall be addressed to the War Production Board, Tin and Lead Branch, Washington, D. C., Reference: M-38-j. (P.D. Reg. 1, as amended,

6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 4th day of July 1942.

J. S. KNOWLSON,  
Director of Industry Operations.

[F. R. Doc. 42-6358; Filed, July 4, 1942;  
12:11 p. m.]

**Subchapter B—Division of Industry Operations**

**PART 1010—SUSPENSION ORDERS**

[Suspension Order S-64]

**SAMUEL PARIS**

Samuel Paris of Bradley Beach, New Jersey, is engaged in the business of buying and selling rayon yarn for his own account. On January 31, 1942, Samuel Paris purchased and accepted delivery of approximately 4,100 pounds of reserved rayon yarn from Albert M. Green Hosiery Mills, Inc., Milroy, Pennsylvania. This yarn had been allocated by the War Production Board to Albert M. Green Hosiery Mills, Inc., for its own use as a former user of silk, pursuant to the provisions of Supplementary Order M-37-a, and no authorization for delivery of this yarn to Samuel Paris had been obtained from the Director of Industry Operations. Despite the fact that Samuel Paris knew that the yarn was reserved yarn and that acceptance of such yarn was prohibited by Supplementary Order M-37-a, he accepted the delivery thereof in willful violation of the order and during the month of February, 1942, in further willful violation of Supplementary Order M-37-a resold the yarn despite the fact that he had obtained no authorization therefor from the Director of Industry Operations.

These violations of Supplementary Order M-37-a by Samuel Paris have impeded and hampered the War Effort of the United States by diverting reserved rayon yarn as the same is defined in this order to uses unauthorized by the War Production Board. In view of the foregoing facts,

*It is hereby ordered:*

§ 1010.64 *Suspension Order S-64*. (a) Deliveries of material to Samuel Paris, his successors and assigns, shall not be accorded priority over deliveries under any other contract or order, and no preference rating shall be assigned or applied to such deliveries by means of preference rating certificates, preference rating orders, general preference orders, or any other orders or regulations of the Director of Industry Operations, except as specifically authorized by the Director of Industry Operations.

(b) No allocation shall be made to Samuel Paris, his successors and assigns, of any material the supply or distribution of which is governed by any order of the Director of Industry Operations, except as specifically authorized by the Director of Industry Operations.

(c) Samuel Paris, his successors and assigns, shall not apply for, order, or re-

ceive, either for his own account or for the account of others, reserved rayon yarn as the same is defined in Supplementary Order M-37-c, except as specifically authorized by the Director of Industry Operations.

(d) Nothing contained in this order shall be deemed to relieve Samuel Paris, his successors and assigns, from any restriction, prohibition or provision contained in any other order or regulation of the Director of Industry Operations.

(e) This order shall take effect on July 6th, 1942, and shall expire on October 6th, 1942, at which time the restrictions contained in this order shall be of no further effect. (P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 4th day of July 1942.

J. S. KNOWLSON,  
Director of Industry Operations.

[F. R. Doc. 42-6360; Filed, July 4, 1942;  
12:12 p. m.]

**PART 1010—SUSPENSION ORDERS**

[Suspension Order S-66]

**SUN RAY TEXTILES, INC.**

Sun Ray Textiles, Inc., of Paterson, New Jersey, is engaged in the business of converting yarns and also acts in the capacity of a jobber of yarns. After restrictions were placed on the use of silk, the Company applied for and received allocations of reserved rayon yarn, pursuant to provisions of Supplementary Orders M-37-a and M-37-c. During the months of February and March, 1942, the Company sold and delivered to Park Silk Company, New York, New York, approximately 6,136 pounds of reserved rayon which had been allocated to it for its own use by the War Production Board, despite the fact that no authorization therefor had been obtained from the Director of Industry Operations. During the months of February and March, 1942, the Company accepted delivery of 2,881 pounds of reserved rayon yarn in exchange for certain other rayon yarn, despite the fact that the Company had not received authorization for such exchange from the Director of Industry Operations. These transactions constituted violations of Supplementary Orders M-37-a and M-37-c.

These violations of Supplementary Orders M-37-a and M-37-c, dealing with the supply and distribution of rayon yarn, have impeded and hampered the war effort of the United States by diverting reserved rayon yarn to uses unauthorized by the War Production Board. In view of the foregoing,

*It is hereby ordered:*

§ 1010.66 *Suspension order S-66*. (a) Deliveries of material to Sun Ray Textiles, Inc., its successors and assigns, shall not be accorded priority over deliveries under any other contract or order and no preference ratings shall be assigned or applied to such deliveries by

<sup>1</sup> 7 F.R. 3362, 3473.

<sup>2</sup> 6 F.R. 5090; 7 F.R. 2185.

means of preference rating certificates, preference rating orders, general preference orders, or any other orders or regulations of the Director of Industry Operations, except as specifically authorized by the Director of Industry Operations.

(b) No allocation shall be made to Sun Ray Textiles, Inc., its successors and assigns, of any material the supply or distribution of which is governed by any order of the Director of Industry Operations, except as specifically authorized by the Director of Industry Operations.

(c) Sun Ray Textiles, Inc., its successors and assigns, shall not order or accept the delivery of reserved rayon yarn, as the same is defined in Supplementary Order M-37-c, and no person shall sell or deliver to Sun Ray Textiles, Inc., its successors and assigns, any such reserved rayon yarn, except as specifically authorized by the Director of Industry Operations.

(d) Nothing contained in this order shall be deemed to relieve Sun Ray Textiles, Inc., from any restriction, prohibition, or provision contained in any other order or regulation of the Director of Industry Operations, except insofar as the same may be inconsistent with the provisions hereof.

(e) This order shall take effect on July 6, 1942, and shall expire on September 6, 1942, at which time the restrictions contained in this Order shall be of no further effect. (P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 4th day of July 1942.

J. S. KNOWLSON,  
Director of Industry Operations.

[F. R. Doc. 42-6361; Filed, July 4, 1942;  
12:12 p. m.]

**PART 1028—DOMESTIC COOKING APPLIANCES**

[Amendment 1 to Supplementary General Limitation Order L-23-c]

Paragraph (b) (10) of § 1028.4, Supplementary General Limitation Order L-23-c,<sup>1</sup> is hereby revoked.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law, 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 4th day of July, 1942.

J. S. KNOWLSON,  
Director of Industry Operations.

[F. R. Doc. 42-6346; Filed, July 4, 1942;  
12:08 p. m.]

**PART 1172—ASBESTOS TEXTILES**

[Conservation Order M-123 as Amended July 4, 1942]

Section 1172.1 (Conservation Order M-123) is hereby amended to read as follows:

<sup>1</sup> 7 F.R. 3571.

**§ 1172.1 Conservation Order M-123.**

(a) Unless otherwise specifically authorized by the Director of Industry Operations, no manufacturer of asbestos textiles shall use asbestos textiles or deliver asbestos textiles for use except

- (1) In the manufacture of industrial packings or woven friction material; or
- (2) On orders bearing a preference rating of A-10 or higher.

(b) *Applicability of Priorities Regulation No. 1.* This order and all transactions affected thereby are subject to the provisions of Priorities Regulation No. 1 (Part 944), as amended from time to time, except to the extent that any provisions hereof may be inconsistent therewith, in which case the provisions of this order shall govern.

(c) *Appeal.* Any person affected by this order who considers that compliance therewith would work an exceptional and unreasonable hardship upon him, or that it would result in a degree of unemployment which would be unreasonably disproportionate compared with the amount of asbestos textiles conserved, or that compliance with this order would disrupt or impair a program of conversion from non-defense to defense work, may appeal to the War Production Board by letter or other written communication, in triplicate, setting forth the pertinent facts and the reason he considers he is entitled to relief. The Director of Industry Operations may thereupon take such action as he deems appropriate.

(d) *Communications to War Production Board.* All reports required to be filed hereunder, and all communications concerning this order, shall, unless otherwise directed, be addressed to: War Production Board, Cork-Asbestos Branch, Washington, D. C. Ref.: M-123.

(e) *Violations.* Any person who willfully violates any provision of this order, or who, in connection with this order, willfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance. (P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 4th day of July 1942.

J. S. KNOWLSON,  
Director of Industry Operations.

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12:12 p. m.]

**PART 1223—SIMPLIFICATION AND STANDARDIZATION OF PAPER**

[Limitation Order L-120]

The fulfillment of requirements for the defense of the United States has created a shortage in the supply for defense, for private account and for ex-

port, of wood pulp and other materials and facilities used in the manufacture and distribution of paper, and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

**§ 1223.1 Limitation Order L-120—**

(a) *Issuance of schedules for the standardization and simplification of paper.* The Director of Industry Operations may from time to time issue schedules prescribing simplified and standardized practices and specifications for the manufacture, put up and manufacturer's packaging of paper, with particular respect to grades, weights, sizes, colors, coatings, finish, furnish, markings, minimum manufacturing quantities, quantity of sheets per unit, size and shape of roll or pack, and any other detail or condition of manufacture, put up or manufacturer's packaging. From and after the effective date of any such schedule, and until such schedule may expire by its own terms or be revoked by the Director of Industry Operations, no person shall manufacture any paper with respect to which such Schedule prescribes such practices or specifications otherwise than according to such practices and specifications.

(b) *Appeals.* Any person affected by this order or any schedule issued pursuant thereto who considers that compliance therewith would work an exceptional and unreasonable hardship upon him or would disrupt or impair a program of conversion from non-defense to defense work, may apply for relief by addressing a letter to the War Production Board, Reference L-120, setting forth the pertinent facts and the reasons why such person considers that he is entitled to relief. The Director of Industry Operations may thereupon take such action as he deems appropriate.

(c) *Applicability of Priorities Regulation No. 1.* This order (and any schedule issued pursuant thereto) and all transactions affected thereby are subject to the provisions of Priorities Regulation No. 1 (Part 944), as amended from time to time, except to the extent that any provision hereof (or of any such schedule) may be inconsistent therewith, in which case the provisions of this order (or such schedule) shall govern.

(d) *Communications to War Production Board.* All reports required to be filed hereunder, and all communications concerning this order, shall, unless otherwise directed, be addressed to: War Production Board, Washington, D. C., Ref.: L-120.

(e) *Violations.* Any person who willfully violates any provision of this order, or who, in connection with this order, willfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance. (P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719;

sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 4th day of July 1942.

J. S. KNOWLSON,  
Director of Industry Operations.

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PART 1223—STANDARDIZATION AND  
SIMPLIFICATION OF PAPER

BOOK PAPERS USED IN COMMERCIAL AND  
ADVERTISING FIELDS

§ 1223.2 *Schedule I to Limitation Order No. L-120—(a) Definitions.* For the purpose of this schedule, including the caption and Appendix:

(1) The term "book papers used in the commercial and advertising fields" means the kinds of paper commonly described in the trade by the terms used as captions in the Appendix below, when manufactured for use in commercial printing or advertising.

(2) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons, whether incorporated or not;

(3) "Color" and "colors" include ivory and India;

(4) The terms "grade", "item", "basis weight", "making order", "furnish" and "ash content" shall be construed as commonly understood in the papermaking trade.

(b) *General Limitations—(1) Grade, size, weight and color.* On and after the effective date of this Schedule, except as permitted by paragraph (c) hereof, no person shall manufacture any of the kinds of paper commonly described in the trade by the terms used as captions in the Appendix below, for use in commercial printing and advertising, in:

(i) Any grade or grades other than the grade or grades selected by such person for regular manufacture according to subparagraph (2) of this paragraph (b),

(ii) Any size other than the sizes indicated in (ii) under the appropriate caption,

(iii) Any basis weight other than the basis weights indicated in (iii) under the appropriate caption,

(iv) Any color other than the color or colors indicated in (iv) under the appropriate caption, or, if selection be permitted by the terms of (iv) under the appropriate caption, selected according to subparagraph (3) of this paragraph (b).

However, a sheet manufactured in a size permitted by (ii) under the appropriate caption may be cut into even fractions of the parent size.

(2) *Selection of grades for regular manufacture.* Each person who manufactures any of the kinds of paper referred to above, for use in commercial printing or advertising, shall, with respect to each such kind of paper made by him, select such grade or grades thereof, not to exceed the number indi-

cated in (i) under the appropriate caption, as he may desire to adopt for regular manufacture, and shall forthwith notify the Director of Industry Operations of such selection, by notice in writing addressed to the War Production Board, Reference L-120, Schedule I. The manufacturer may thereafter apply to the Director of Industry Operations for leave to amend the original selection by dropping a grade or grades and substituting another or others, but unless and until such leave is granted by the Director of Industry Operations in writing the original selection shall be and remain binding.

(3) *Selection of colors for regular manufacture.* If by the terms of (iv) of the appropriate caption a kind of paper referred to above may be manufactured, for use in commercial printing or advertising, in colors other than ivory or India, each person who manufactures such kind of paper shall, with respect to each such kind of paper made by him, select such particular colors, not to exceed the number indicated in (iv) of the appropriate caption, as he may desire to adopt for regular manufacture, and shall forthwith notify the Director of Industry Operations of such selection, by notice in writing addressed to the War Production Board, Reference L-120, Schedule I. The manufacturer may thereafter apply to the Director of Industry Operations for leave to amend the original selection by dropping a color or colors and substituting another or others, but unless and until such leave is granted by the Director of Industry Operations in writing the original selection shall be and remain binding.

(4) *Ash content.* On and after the effective date of this schedule each person who manufactures any of the kinds of paper referred to above, for use in commercial printing or advertising, shall include in the furnish thereof sufficient non-fibrous material to produce in the finished paper a percentage of ash content, by weight, equal to at least the percentage figure specified in (v) under the appropriate caption.

(c) *Exceptions—(1) Exceptions for special making orders.* Regardless of subparagraph (1), (2) and (3) of paragraph (b) above, and in addition to the grade or grades, sizes, basis weights and colors indicated under the appropriate caption, but subject to the provisions of subparagraph (4) as to ash content and subject to all other provisions of Limitation Order L-120, and this schedule, a person may manufacture, for use in commercial printing or advertising, of any of the kinds of paper referred to above, to fill a single order by a single buyer for use by one printer or consumer:

(i) In a total quantity of at least thirty-six thousand (36,000) pounds, all in one grade, one color and one basis weight, any grade, color, basis weight, size or sizes required, provided that the quantity of each item is at least ten thousand (10,000) pounds;

(ii) In a total quantity of at least twenty thousand (20,000) pounds, all in

one grade, one color, and one basis weight, any color and basis weight required, provided that the grade be one permitted by (i) under the appropriate caption and that the quantity of each size be at least ten thousand (10,000) pounds; and

(iii) In a quantity of at least five thousand (5,000) pounds, in one grade, one basis weight and one color permitted by (i), (iii) and (iv) under the appropriate caption, "an item of any size required."

(2) *Exceptions for export.* Regardless of the foregoing provisions of this schedule and of the provisions of General Limitation Order L-120, a person may manufacture for export (but may not, without express permission by the Director of Industry Operations, sell in the domestic market) any of the kinds of paper referred to above, for use in commercial printing or advertising, in any size or basis weight required, regardless of quantity, provided that the grade of such paper is a grade selected by such person for regular manufacture according to subparagraph (2) of paragraph (b) above.

(d) *Records and reports—(1) Reports of certain special making orders.* On and after the effective date of this schedule each person who manufactures any of the kinds of paper referred to above, for use in commercial printing or advertising, shall keep a complete record of each special making order manufactured by him containing special grades or weights as permitted by subparagraph (i) and (ii) of paragraph (c) above, and on the first day of each month, beginning on the first day of August 1942, shall report in writing to the War Production Board, with respect to each such order manufactured by him during the previous month, the kind and quantity of paper ordered, the grade or grades and the basis weight or basis weights required, the name and business of the purchaser, and the reason why in the opinion of the manufacturer the purchaser required a special grade or weight.

(2) *Records of uncoated book paper manufactured especially for the lithographic process.* On and after the effective date of this schedule each person who manufactures any order of uncoated book paper especially for use in the lithographic process, in commercial printing or advertising, the ash content of which is less than 15%, shall require from the purchaser a statement in writing to the effect that such paper will be used exclusively in the lithographic process, and shall keep, together with such statement, in a form readily available for inspection, a complete record of each such order including the kind and quantity of paper ordered, the name of the purchaser and, where known, the name of the processor.

This Schedule shall take effect twenty days after the date of issuance. (P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong.,

as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 4th day of July 1942.

J. S. KNOWLSON,  
Director of Industry Operations.

APPENDIX TO SCHEDULE I TO LIMITATION ORDER L-120

STANDARDIZATION AND SIMPLIFICATION OF BOOK PAPERS USED IN THE COMMERCIAL AND ADVERTISING FIELDS

English (Machine) Finish Book Papers

(i) *Grades* permitted any one manufacturer: Not more than two, selected according to subparagraph (2) of paragraph (b) of the foregoing schedule.

(ii) *Sizes*, in inches:

- Sheets*: 25 x 38
- 28 x 42
- 28 x 44
- 32 x 44
- 35 x 45
- 38 x 50

*Rolls*: 25, 28, 32, 35, 38, 42, 44, 45 and 50 inches wide.

(iii) *Basis weights*. (Per 500 sheets 25" x 38") 30, 40, 45, 50 and 60.

(iv) *Colors*. If a manufacturer was as of December 1, 1941 regularly making an established line of English (machine) finish book papers of four or more colors, he may manufacture English (machine) finish book papers in white, India, and not more than five other colors, selected according to subparagraph (3) of paragraph (b) of the foregoing schedule.

If a manufacturer was as of December 1, 1941 not regularly making English (machine) finish book papers in an established line of four or more colors, he may manufacture English (machine) finish book papers in only white and India.

(v) *Ash content*. No minimum in basis weights lighter than 45. At least 15% in basis weights 45 and over. However, if the paper is made for the lithographic process, the ash content in basis weights 45 and over shall be at least 10%, unless the furnish contains at least 25% of old paper stock, then at least 7%.

(vi) *Exceptions for special making orders*. Only as permitted by paragraph (c) of the foregoing Schedule.

Uncoated Book Papers, Supercalendered

(i) *Grades* permitted any one manufacturer: Not more than two, selected according to subparagraph (2) of paragraph (b) of the foregoing Schedule, provided they correspond to the two selected for English (machine) finish book papers.

(ii) *Sizes*, in inches:

- Sheets*: 25 x 38
- 28 x 42
- 28 x 44
- 32 x 44
- 35 x 45
- 38 x 50

*Rolls*: 25, 28, 32, 35, 38, 42, 44, 45 and 50 inches wide.

(iii) *Basis weights*. (per 500 sheets 25" x 38") 45, 50 and 60.

(iv) *Colors*. If a manufacturer was as of December 1, 1941 regularly making an established line of uncoated book papers, supercalendered, of four or more colors, he may manufacture uncoated book papers, supercalendered, in white, India, and not more than five other colors, selected according to subparagraph (3) of paragraph (b) of the foregoing schedule.

If a manufacturer was as of December 1, 1941 not regularly making uncoated book papers, supercalendered, in an established line of four or more colors, he may manufacture uncoated book papers, supercalendered, in only white and India.

(v) *Ash content*. No minimum in basis weights lighter than 45. At least 15% in basis weights 45 and over. However, if the paper is made for the lithographic process, the ash content in basis weights 45 and over shall be at least 10%, unless the furnish contains at least 25% of old paper stock, then at least 7%.

(vi) *Exceptions for special making orders*. Only as permitted by paragraph (c) of the foregoing schedule.

Eggshell (Antique) Book Papers.

(i) *Grades* permitted any one manufacturer: Not more than two, selected according to subparagraph (2) of paragraph (b) of the foregoing schedule, but only one may carry a watermark and/or a laid mark.

(ii) *Sizes*, in inches:

- Sheets*: 25 x 38
- 28 x 42
- 28 x 44
- 32 x 44
- 35 x 45
- 38 x 50

*Rolls*: 25, 28, 32, 35, 38, 42, 44, 45 and 50 inches wide.

(iii) *Basis weights*: (per 500 sheets 25" x 38") 50, 60 and 70.

(iv) *Colors*. If a manufacturer was as of December 1, 1941 regularly making an established line of eggshell (antique) book papers of four or more colors, he may manufacture Eggshell (antique) book papers in white, India, and not more than five other colors, selected according to subparagraph (3) of paragraph (b) of the foregoing schedule.

If a manufacturer was as of December 1, 1941 not regularly making eggshell (antique) book papers in an established line of four or more colors, he may manufacture eggshell (antique) book papers in only white and India.

(v) *Ash content*. No minimum in basis weights lighter than 45. At least 15% in basis weights 45 and over. However, if the paper is made for the lithographic process, the ash content in basis weights 45 and over shall be at least 10%, unless the furnish contains at least 25% of old paper stock, then at least 7%.

(vi) *Exceptions for special making orders*. Only as permitted by paragraph (c) of the foregoing schedule.

Plain or uncoated offset book papers.

(i) *Grades*, permitted any one manufacturer: Not more than one, selected

according to subparagraph (2) of paragraph (b) of the foregoing schedule, but any fancy finish may be applied to any item, a supercalendered finish may be applied to a making order for two thousand (2,000) pounds or more of any item conforming to the other conditions of this caption, and a watermark or a laid mark may be incorporated in a making order of five thousand (5,000) pounds or more of any item conforming to the other conditions of this caption.

(ii) *Sizes*, in inches:

- Sheets*: 25 x 38
- 28 x 42
- 28 x 44
- 32 x 44
- 35 x 45
- 38 x 50
- 41 x 54
- 44 x 64

*Rolls*: 25, 28, 32, 35, 38, 41, 42, 44, 45, 50, 54, and 64 inches wide.

(iii) *Basis weights*: (per 500 sheets 25" x 38") 50, 60, 70, 80 and 100.

(iv) *Colors*. If a manufacturer was as of December 1, 1941 regularly making an established line of plain or uncoated offset book papers of four or more colors, he may manufacture plain or uncoated offset book papers in white and not more than five colors, selected according to subparagraph (3) of paragraph (b) of the foregoing schedule.

If a manufacturer was as of December 1, 1941 not regularly making plain or uncoated offset book papers in an established line of four or more colors, he may manufacture plain or uncoated offset book papers in white only.

(v) *Ash content*. At least 10%. However, if the furnish contains at least 25% of old paper stock, then 7%.

(vi) *Exceptions for special making orders*. Only as permitted by paragraph (c) of the foregoing schedule.

Process (Machine) Coated Book Papers.

(i) *Grades* permitted any one manufacturer: Not more than two, selected according to subparagraph (2) of paragraph (b) of the foregoing Schedule.

(ii) *Sizes*, in inches:

- Sheets*: 25 x 38
- 28 x 42
- 28 x 44
- 32 x 44
- 35 x 45
- 38 x 50

*Rolls*: 25, 28, 32, 35, 38, 42, 44, 45 and 50 inches wide.

(iii) *Basis weights*: (per 500 sheets 25" x 38") 50, 60 and 70.

(iv) *Colors*: White only.

(v) *Ash content*: No minimum.

(vi) *Exceptions for Special Making Orders*: Only as permitted by paragraph (c) of the foregoing Schedule.

Coated One Side Book Papers

(i) *Grades* permitted any one manufacturer: Not more than one body stock but there may be two qualities of coating, one for general use and the other suitable for varnishing and gloss ink printing, selected according to subparagraph (2)

of paragraph (b) of the foregoing Schedule.

(i) *Sizes, in inches:*

*Sheets:* 25 x 38  
28 x 42  
28 x 44  
32 x 44  
35 x 45  
38 x 50

*Rolls:* 25, 28, 32, 35, 38, 42, 44, 45 and 50 inches wide.

(iii) *Basis weights:* (per 500 sheets 25" x 38") 50, 60 and 70.

(iv) *Colors:* White only.

(v) *Ash content:* No minimum.

(vi) *Exceptions for Special Making Orders:* Only as permitted by paragraph (c) of the foregoing Schedule.

#### *Glossy Coated Two Sides Book Papers*

(i) *Grades* permitted any one manufacturer: Not more than three, selected according to subparagraph (2) of paragraph (b) of the foregoing schedule.

(ii) *Sizes, in inches:*

*Sheets:* 25 x 38  
28 x 42  
28 x 44  
32 x 44  
35 x 45  
38 x 50

*Rolls:* 25, 28, 32, 35, 38, 42, 44, 45 and 50 inches wide.

(iii) *Basis weights:* (per 500 sheets 25" x 38") 50, 70, 80 and 100.

(iv) *Colors.* If a manufacturer was as of December 1, 1941 regularly making an established line of glossy coated two sides book papers of four or more colors, he may manufacture glossy coated two sides book papers in white, ivory, and not more than five other colors, selected according to subparagraph (3) of paragraph (b) of the foregoing Schedule.

If a manufacturer was as of December 1, 1941 not regularly making glossy coated two sides book papers in an established line of four or more colors, he may manufacture glossy coated two sides book papers in only white and either India or ivory, but not both India and ivory.

(v) *Ash content.* No minimum

(vi) *Exceptions for special making orders.* Only as permitted by paragraph (c) of the foregoing schedule.

#### *Dull Coated Book Papers*

(i) *Grades,* permitted any one manufacturer: Not more than one, selected according to subparagraph (2) of paragraph (b) of the foregoing schedule.

(ii) *Sizes, in inches:*

*Sheets:* 25 x 38  
28 x 42  
28 x 44  
32 x 44  
35 x 45  
38 x 50

*Rolls:* 25, 28, 32, 35, 38, 42, 44, 45 and 50 inches wide.

(iii) *Basis weights* (per 500 sheets 25" x 38") 70, 80 and 100.

(iv) *Colors.* If a manufacturer was as of December 1, 1941 regularly making an established line of dull coated book papers of four or more colors, he may

manufacture dull coated book papers in white, ivory, and not more than five other colors, selected according to subparagraph (3) of paragraph (b) of the foregoing schedule.

If a manufacturer was as of December 1, 1941 not regularly making dull coated book papers in an established line of four or more colors, he may manufacture dull coated book papers in only white and ivory.

(v) *Ash content.* No minimum.

(vi) *Exceptions for special making orders.* Only as permitted by paragraph (c) of the foregoing schedule.

#### *Coated Two Sides Offset Papers*

(i) *Grades* permitted any one manufacturer: Not more than one, selected according to subparagraph (2) of paragraph (b) of the foregoing schedule.

(ii) *Sizes, in inches:*

*Sheets:* 25 x 38  
28 x 42  
28 x 44  
32 x 44  
35 x 45  
38 x 50  
41 x 54

*Rolls:* 25, 28, 32, 35, 38, 41, 42, 44, 45, 50 and 54 inches wide.

(iii) *Basis weights:* (per 500 sheets 25" x 38") 70, 80 and 100.

(iv) *Colors.* White only.

(v) *Ash content.* No minimum.

(vi) *Exceptions for special making orders.* Only as permitted by paragraph (c) of the foregoing schedule.

#### *Plain Coated Cover Papers*

(i) *Grades* permitted any one manufacturer: Not more than one, selected according to subparagraph (2) of paragraph (b) of the foregoing schedule.

(ii) *Sizes, in inches:*

*Sheets:* 20 x 26  
23 x 35  
26 x 40  
35 x 46

*Rolls:* 20, 23, 26, 35, 40 and 46 inches wide.

(iii) *Basis weights* (per 500 sheets 20" x 26") 60 and 80.

(iv) *Colors.* If a manufacturer was as of December 1, 1941 regularly making an established line of plain coated cover papers of four or more colors, he may manufacture plain coated cover papers in white, India and not more than five other colors, or white, ivory, and not more than five other colors, selected according to subparagraph (3) of paragraph (b) of the foregoing schedule.

If a manufacturer was as of December 1, 1941 not regularly making plain coated cover papers in an established line of four or more colors, he may manufacture plain coated cover papers in only white and either India or ivory, but not both India and ivory.

(v) *Ash content.* No minimum.

(vi) *Exceptions for special making orders.* Only as permitted by paragraph (c) of the foregoing schedule.

[F. R. Doc. 42-6349; Filed, July 4, 1942; 12:09 p. m.]

### PART 1223—STANDARDIZATION AND SIMPLIFICATION OF PAPER BOOK PAPERS USED IN BOOK PUBLISHING FIELD

§ 1223.3 *Schedule II to Limitation Order No. L-120—(a) Definitions.* For the purpose of this schedule, including the caption and Appendix,

(1) The term "book papers used in the book publishing field" means the kinds of paper commonly described in the trade by the terms used as captions in the Appendix below, when manufactured for use in books.

(2) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons, whether incorporated or not;

(3) "Color" and "colors" include ivory and India;

(4) The terms "grade", "item", "basis weight", "making order", "furnish" and "ash content" shall be construed as commonly understood in the papermaking trade.

(b) *General Limitations—(1) Grade, size, weight and color.* On and after the effective date of this schedule, except as permitted by paragraph (c) hereof, no person shall manufacture any of the kinds of paper commonly described in the trade by the terms used as captions in the Appendix below, for use in books, in:

(i) Any grade or grades other than the grade or grades selected by such person for regular manufacture according to subparagraph (2) of this paragraph (b).

(ii) Any size other than the sizes indicated in (ii) under the appropriate caption.

(iii) Any basis weight other than the basis weights indicated in (iii) under the appropriate caption.

(iv) Any color other than the color or colors indicated in (iv) under the appropriate caption, or, if selection be permitted by the terms of (iv) under the appropriate caption, selected according to subparagraph (3) of this paragraph (b).

However, a sheet manufactured in a size permitted by (ii) under the appropriate caption may be cut into even fractions of the parent size.

(2) *Selection of grades for regular manufacture.* Each person who manufactures any of the kinds of paper referred to above, for use in books, shall, with respect to each such kind of paper made by him for use in books, select such grade or grades thereof, not to exceed the number indicated in (i) under the appropriate caption, as he may desire to adopt for regular manufacture, and shall forthwith notify the Director of Industry Operations of such selection, by notice in writing addressed to the War Production Board, Reference L-120, Schedule II. The manufacturer may thereafter apply to the Director of Industry Operations for leave to amend the original selection by dropping a grade or grades and substituting another or others, but unless and until such leave is granted by the Director of Industry Operations in writing the original selection shall be and remain binding.

(3) *Selection of colors for regular manufacture.* If by the terms of (iv) of the appropriate caption a kind of paper referred to above may be manufactured, for use in books, in colors other than ivory or India, each person who manufactures such kind of paper for use in books, shall, with respect to each such kind of paper made by him, select such particular colors, not to exceed the number indicated in (iv) of the appropriate caption, as he may desire to adopt for regular manufacture, and shall forthwith notify the Director of Industry Operations of such selection, by notice in writing addressed to the War Production Board, Reference L-120, Schedule II. The manufacturer may thereafter apply to the Director of Industry Operations for leave to amend the original selection by dropping a color or colors and substituting another or others, but unless and until such leave is granted by the Director or Industry Operations in writing the original selection shall be and remain binding.

(4) *Ash content.* On and after the effective date of this schedule each person who manufactures any of the kinds of paper referred to above, for use in books, shall include in the furnish thereof sufficient non-fibrous material to produce in the finished paper a percentage of ash content, by weight, equal to at least the percentage figure specified in (v) under the appropriate caption.

(c) *Exceptions—(1) Exception for special making orders.* Regardless of subparagraphs (1), (2) and (3) of paragraph (b) above, and in addition to the grade or grades, sizes, basis weights and colors indicated under the appropriate caption, but subject to the provisions of subparagraph (4) as to ash content and subject to all other provisions of Limitation Order L-120, and this schedule, a person may manufacture, for use in books, of any of the kinds of paper referred to above, to fill a single order by a single buyer for use by one printer or consumer:

(i) In a total quantity of at least thirty-six thousand (36,000) pounds, all in one grade, one color and one basis weight, any grade, color, basis weight, size or sizes required, provided that the quantity of each item is at least ten thousand (10,000) pounds;

(ii) In a total quantity of at least twenty thousand (20,000) pounds, all in one grade, one color, and one basis weight, any color and basis weight required, provided that the grade be one permitted by (i) under the appropriate caption and that the quantity of each size be at least ten thousand (10,000) pounds; and

(iii) In a quantity of at least five thousand (5,000) pounds, in one grade, one basis weight and one color permitted by (i), (ii) and (iv) under the appropriate caption, "an item of any size required."

(2) *Exceptions for export.* Regardless of the foregoing provisions of this schedule and of the provisions of General Limitation Order L-120, a person may manufacture for export (but may not, without express permission by the Director of In-

dustry Operations, sell in the domestic market) any of the kinds of paper referred to above, for use in books, in any size or basis weight required, regardless of quantity, provided that the grade of such paper is a grade selected by such person for regular manufacture according to subparagraph (2) of paragraph (b) above.

(d) *Record and reports—(1) Reports of certain special making orders.* On and after the effective date of this schedule each person who manufactures any of the kinds of paper referred to above, for use in books, shall keep a complete record of each special making order manufactured by him containing special grades or weights as permitted by subparagraph (i) and (ii) of paragraph (c) above, and on the first day of each month, beginning on the first day of August 1942, shall report in writing to the War Production Board, with respect to each such order manufactured by him during the previous month, the kind and quantity of paper ordered, the grade or grades and the basis weight or basis weights required, the name and business of the purchaser, and the reason why in the opinion of the manufacturer the purchaser required a special grade or weight.

(2) *Records of uncoated book paper manufactured especially for the lithographic process.* On and after the effective date of this Schedule each person who manufactures any order of uncoated book paper especially for use in the lithographic process, in books, the ash content of which is less than 15%, shall require from the purchaser a statement in writing to the effect that such paper will be used exclusively in the lithographic process, and shall keep, together with such statement, in a form readily available for inspection, a complete record of each such order, including the kind and quantity of paper ordered, the name of the purchaser and, where known, the name of the processor.

This schedule shall take effect twenty days after the date of issuance. (P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 4th day of July 1942.

J. S. KNOWLSON,  
Director of Industry Operations.

APPENDIX TO SCHEDULE II TO LIMITATION  
ORDER L-120

STANDARDIZATION AND SIMPLIFICATION OF BOOK  
PAPERS USED IN THE BOOK PUBLISHING IN-  
DUSTRY

*English (Machine) Finish Book Papers*

(i) *Grades* permitted any one manufacturer: Not more than two, selected according to subparagraph (2) of paragraph (b) of the foregoing schedule.

(ii) *Sizes, in inches:*

*Sheets:* 41 x 61  
44 x 66  
46 x 69  
38 x 50

*Rolls:* 38, 41, 44, 46, 50, 61, 66 and 69 inches wide.

(iii) *Basis weights.* (Per 500 sheets 25" x 38") 30, 40, 45, 50, 60.

(iv) *Colors.* If a manufacturer was as of December 1, 1941 regularly making an established line of English (machine) finish book papers of four or more colors, he may manufacture English (machine) finish book papers in white, India, and not more than five other colors, selected according to subparagraph (3) of paragraph (b) of the foregoing schedule.

If a manufacturer was as of December 1, 1941 not regularly making English (machine) finish book papers in an established line of four or more colors, he may manufacture English (machine) finish book papers in only white and India.

(v) *Ash content.* No minimum in basis weights lighter than 45. At least 15% in basis weights 45 and over. However, if the paper is made for the lithographic process, the ash content in basis weights 45 and over shall be at least 10%, unless the furnish contains at least 25% of old paper stock, then at least 7%.

(vi) *Exceptions for special making orders.* Only as permitted by paragraph (c) of the foregoing schedule.

*Uncoated Book Papers, Supercalendered*

(i) *Grades* permitted any one manufacturer: Not more than two selected according to subparagraph (2) of paragraph (b) of the foregoing schedule, provided they correspond to the two selected for English (machine) finish book papers.

(ii) *Sizes, in inches:*

*Sheets:* 41 x 61  
44 x 66  
46 x 69  
38 x 50

*Rolls:* 38, 41, 44, 46, 50, 61, 66 and 69 inches wide.

(iii) *Basis weights* (per 500 sheets 25" x 38") 45, 50 and 60.

(iv) *Colors.* If a manufacturer was as of December 1, 1941 regularly making an established line of uncoated book papers, supercalendered, of four or more colors, he may manufacture uncoated book papers, supercalendered, in white, India, and not more than five other colors, selected according to subparagraph (3) of paragraph (b) of the foregoing schedule.

If a manufacturer was as of December 1, 1941 not regularly making uncoated book papers, supercalendered, in an established line of four or more colors, he may manufacture uncoated book papers, supercalendered, in only white and India.

(v) *Ash content.* No minimum in basis weights lighter than 45. At least 15% in basis weights 45 and over. However, if the paper is made for the lithographic process, the ash content in basis weights 45 and over shall be at least 10%.

unless the furnish contains at least 25% of old paper stock, then at least 7%.

(vi) *Exceptions for special making orders.* Only as permitted by paragraph (c) of the foregoing schedule.

#### *Eggshell Book Papers*

(i) *Grades* permitted any one manufacturer: Not more than two, selected according to subparagraph (2) of paragraph (b) of the foregoing schedule, but only one may carry a watermark and/or a laid mark.

(ii) *Sizes*, in inches:

*Sheets:* 41 x 61  
44 x 66  
46 x 69  
38 x 50

*Rolls:* 38, 41, 44, 46, 50, 61, 66 and 69 inches wide.

(iii) *Basis weights.* (per 500 sheets 25" x 38") 40, 50, 60 and 70.

(iv) *Colors.* If a manufacturer was as of December 1, 1941 regularly making an established line of eggshell book papers of four or more colors, he may manufacture eggshell book papers in white, India, and not more than five other colors, selected according to subparagraph (3) of paragraph (b) of the foregoing schedule.

If a manufacturer was as of December 1, 1941 not regularly making eggshell book papers in an established line of four or more colors, he may manufacture eggshell book papers in only white and India.

(v) *Ash content.* No minimum in basis weights lighter than 45 at least 15% in basis weights 45 and over. However, if the paper is made for the lithographic process, the ash content in basis weights 45 and over shall be at least 10%, unless the furnish contains at least 25% of old paper stock, then at least 7%.

(vi) *Exceptions for special making orders.* Only as permitted by paragraph (c) of the foregoing schedule.

#### *Antique Bulking Book Papers*

(i) *Grades* permitted any one manufacturer: Not more than two, selected according to subparagraph (2) of paragraph (b) of the foregoing schedule, but only one may carry a watermark and/or a laid mark.

(ii) *Sizes*, in inches:

*Sheets:* 41 x 61  
44 x 66  
46 x 69  
38 x 50

*Rolls:* 38, 41, 44, 46, 50, 61, 66 and 69 inches wide.

(iii) *Basis weights* (per 500 sheets 25" x 38"): 40, 50, 60 and 70.

(iv) *Colors.* If a manufacturer was as of December 1, 1941 regularly making an established line of antique bulking book papers of four or more colors, he may manufacture antique bulking book papers in white, India, and not more than five other colors, selected according to subparagraph (3) of paragraph (b) of the foregoing schedule.

If a manufacturer was as of December 1, 1941 not regularly making antique bulking book papers in an established line

of four or more colors, he may manufacture antique bulking book papers in only white and India.

(v) *Ash content.* No minimum in basis weights lighter than 45. At least 8% in basis weights 45 and over.

(vi) *Exceptions for special making orders.* Only as permitted by paragraph (c) of the foregoing schedule.

#### *Plain or Uncoated Offset Book Papers*

(i) *Grades* permitted any one manufacturer: Not more than one, selected according to subparagraph (2) of paragraph (b) of the foregoing schedule, but any fancy finish may be applied to any item, a supercalendered finish may be applied to a making order for two thousand (2,000) pounds or more of any item conforming to the other conditions of this caption, and a watermark or a laid mark may be incorporated in a making order of five thousand (5,000) pounds or more of any item conforming to the other conditions of this caption.

(ii) *Sizes*, in inches:

*Sheets:* 38 x 50  
41 x 54  
44 x 64  
50 x 68½

*Rolls:* 38, 41, 44, 50, 54, 64, and 68½ inches wide.

(iii) *Basis weights.* (per 500 sheets 25" x 38"): 50, 60, 70, 80 and 100.

(iv) *Colors.* If a manufacturer was as of December 1, 1941 regularly making an established line of plain or uncoated offset book papers of four or more colors, he may manufacture plain or uncoated offset book papers in white and not more than five colors, selected according to subparagraph (3) of paragraph (b) of the foregoing schedule.

If a manufacturer was as of December 1, 1941 not regularly making plain or uncoated offset book papers in an established line of four or more colors, he may manufacture plain or uncoated offset book papers in white only.

(v) *Ash content.* At least 10%. However, if the furnish contains at least 25% of old paper stock, then 7%.

(vi) *Exceptions for special making orders.* Only as permitted by paragraph (c) of the foregoing schedule.

#### *Glossy Coated Two Sides Book Papers*

(i) *Grades* permitted any one manufacturer: Not more than three, selected according to subparagraph (2) of paragraph (b) of the foregoing schedule.

(ii) *Sizes*, in inches:

*Sheets:* 41 x 61  
44 x 66  
46 x 69  
38 x 50

*Rolls:* 38, 41, 44, 46, 50, 61, 66 and 69 inches wide.

(iii) *Basis weights.* (per 500 sheets 25" x 38"): 60, 70, 80 and 100.

(iv) *Colors.* If a manufacturer was as of December 1, 1941 regularly making an established line of glossy coated two sides book papers of four or more colors, he may manufacture glossy coated two sides book papers in white, ivory, and not more than five other colors, selected

according to subparagraph (3) of paragraph (b) of the foregoing schedule.

If a manufacturer was as of December 1, 1941 not regularly making Glossy Coated Two Sides Book Papers in an established line of four or more colors, he may manufacture Glossy Coated Two Sides Book Papers in only White and either India or Ivory, but not both India and Ivory.

(v) *Ash content.* No minimum.

(vi) *Exceptions for special making orders.* Only as permitted by paragraph (c) of the foregoing schedule.

J. S. KNOWLSON,

Director of Industry Operations.

[F. R. Doc. 42-6350; Filed, July 4, 1942; 12:09 p. m.]

### PART 1223—STANDARDIZATION AND SIMPLIFICATION OF PAPER

#### FINE WRITING PAPERS

§ 1223.4 *Schedule III to Limitation Order L-120—(a) Definitions.* For the purpose of this schedule, including the caption and Appendix:

(1) The term "fine writing papers" means the kinds of paper commonly described in the trade by the terms used as captions in the Appendix below,

(2) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons, whether incorporated or not,

(3) "Color" and "colors" include ivory and India,

(4) "Standard grade" means, with respect to each manufacturer, a grade selected by such manufacturer according to subparagraph (2) of paragraph (b) of this schedule.

(5) "Standard color" means, with respect to each manufacturer, a color selected by such manufacturer according to subparagraph (3) of paragraph (b) of this schedule.

(6) "Standard size" means, with respect to each of the kinds of paper commonly described in the trade by the terms used as captions in the Appendix below, a size indicated in (ii) under the appropriate caption.

(7) "Standard weight" means, with respect to each of the kinds of paper commonly described in the trade by the terms used as captions in the Appendix below, an actual or substance weight indicated in (iii) under the appropriate caption.

(8) "Special size" means a size other than permitted by (ii) under the appropriate caption.

(9) "Special color" means a color other than permitted by (iv) under the appropriate caption.

(10) "Making order" means a single order by a single buyer for paper which cannot be supplied from stock but must be manufactured especially according to the purchaser's specifications, for use by one printer or con mer.

(11) The terms "grade", "item", "substance weight", "finish", "furnish" and "ash content" shall be construed as com-



monly understood in the papermaking trade.

(b) *General Limitations*—(1) *Grade, size, weight, color, etc.* On and after the effective date of this schedule, except to the extent expressly permitted by the terms of the appropriate caption, no person shall manufacture any of the kinds of paper commonly described in the trade by the terms used as captions in the Appendix below, in:

(i) Any grade or grades other than the grade or grades indicated in (i) under the appropriate caption and, if selection be required by (i) under the appropriate caption, selected according to subparagraph (2) of this paragraph (b),

(ii) Any size other than the sizes indicated in (ii) under the appropriate caption,

(iii) Any substance weight or actual weight other than the substance weights or actual weights indicated in (iii) under the appropriate caption,

(iv) Any color other than the color or colors indicated in (iv) under the appropriate caption, or, if selection be permitted by the terms of (iv) under the appropriate caption, selected according to subparagraph (3) of this paragraph (b), or

(v) Otherwise contrary to the provisions of the appropriate caption.

(2) *Selection of grades for regular manufacture.* If, with respect to any of the kinds of paper referred to above, it is indicated by (i) under the appropriate caption that a grade or grades thereof shall be selected, each manufacturer of such kind of paper shall select from the grade or grades indicated, not to exceed the number indicated, such grade or grades as he may desire to adopt for regular manufacture. Each manufacturer shall forthwith notify the Director of Industry Operations of such selection, by notice in writing addressed to the War Production Board, Reference L-120, Schedule III. A manufacturer may thereafter apply to the Director of Industry Operations for leave to amend the original selection by dropping a grade or grades and substituting another or others, but unless and until such leave is granted by the Director of Industry Operations in writing the original selection shall be and remain binding.

(3) *Selection of colors for regular manufacture.* If by the terms of (iv) of the appropriate caption a person is permitted to manufacture a kind of paper referred to above in colors other than ivory or India, such person shall select such particular colors, not to exceed the number indicated in (iv) of the appropriate caption, as he may desire to adopt for regular manufacture. Each manufacturer shall forthwith notify the Director of Industry Operations of such selection, by notice in writing addressed to the War Production Board, Reference L-120, Schedule III. A manufacturer may thereafter apply to the Director of Industry Operations for leave to amend the original selection by dropping a color or colors and substituting another or others, but unless and until such leave

is granted by the Director of Industry Operations in writing the original selection shall be and remain binding.

(4) *Ash content.* On and after the effective date of this Schedule each person who manufactures any of the kinds of paper referred to above shall include in the furnish thereof sufficient non-fibrous material to produce in the finished paper a percentage of ash content, by weight, equal to at least the percentage figure specified in (v) under the appropriate caption.

(c) *Exceptions for export.* Regardless of the foregoing provisions of this Schedule and of the provisions of General Limitation Order L-120, a person may manufacture for export (but may not, without express permission by the Director of Industry Operations, sell in the domestic market) any of the kinds of paper referred to above in any size or substance weight required, regardless of quantity, provided that the grade of such paper is a grade selected by such person for regular manufacture according to subparagraph (c) of paragraph (b) above, and provided further that the substance weight is no heavier than the heaviest permitted by (iii) under the appropriate caption.

This schedule shall take effect twenty days after the date of issuance. (P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 4th day of July 1942.

J. S. KNOWLSON,

Director of Industry Operations.

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PART 1223—STANDARDIZATION AND SIMPLIFICATION OF PAPER

CHEMICAL WOOD PULP TABLET PAPER

§ 1223.5 *Schedule IV to Limitation Order L-120—(a) Definitions.* (1) The term "chemical wood pulp tablet paper," "grade" "item" and "ash content" shall be construed as commonly understood in the papermaking trade.

(2) "Making order" means a single order by a single buyer for paper which cannot be supplied from stock but must be manufactured especially according to the purchaser's specifications, for use by one converter or consumer.

(3) "Substance weight" means the weight in pounds per 500 sheets size 17" x 22".

(b) *Other limitations.* On and after the effective date of this schedule no person shall manufacture chemical wood pulp tablet paper otherwise than:

(1) To fill a special making order;

(2) In the grade selected by such person for manufacture according to paragraph (c) below;

(3) In White (unless the total quantity of the order is at least 20,000 pounds);

(4) In substance weights 16 and 20; and, unless the total quantity of the order is at least 20,000 pounds, no person shall impress such paper with a special name watermark.

If the total quantity of such order is 20,000 pounds or more, a person may manufacture the same in any color or colors required and with any special name watermark or watermarks required, provided that the quantity with respect to each color and watermark is at least 20,000 pounds.

(c) *Selection of grade.* Each person who manufactures any chemical wood pulp tablet paper shall select for manufacture one grade thereof, shall notify the Director of Industry Operations, by notice in writing addressed to the War Production Board, Reference L-120, Schedule IV, of such selection, and shall manufacture no other grade. A manufacturer may thereafter apply to the Director of Industry Operations for leave to change his selection from one grade to another, but unless and until such leave is granted by the Director of Industry Operations the original selection shall be and remain binding.

(d) *Ash content.* On and after the effective date of this order each person who manufactures any chemical wood pulp tablet paper shall include in the furnish thereof sufficient nonfibrous material to produce in the finished paper a percentage of ash content, by weight, of at least 5% in substance weight 16 and at least 7% in substance weight 20.

(e) *Exceptions for export.* Regardless of the foregoing provisions of this schedule and of the provisions of General Limitation Order L-120, a person may manufacture for export (but may not, without express permission by the Director of Industry Operations, sell in the domestic market) chemical wood pulp tablet paper in the grade selected by such person according to paragraph (b) above, in any substance weight required, not exceeding substance weight 20.

This schedule shall take effect twenty days after the date of issuance. (P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 4th day of July, 1942.

J. S. KNOWLSON,

Director of Industry Operations.

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PART 1223—STANDARDIZATION AND SIMPLIFICATION OF PAPER

WHITE WOVE ENVELOPE PAPER (EXCLUDING EXTRA STRONG SULPHATE)

§ 1223.6 *Schedule V to Limitation Order L-120—(a) Definitions.* (1) "White wove envelope paper" means wove envelope paper manufactured from bleached sulphite, soda or sulphate wood pulp, excluding, however, wove envelope

paper manufactured principally from extra strong bleached sulphate.

(2) The terms "grade," "item" and "ash content" shall be construed as commonly understood in the papermaking trade.

(3) "Making order" means a single order by a single buyer for paper which cannot be supplied from stock but must be manufactured especially according to the purchaser's specifications, for use by one converter or consumer.

(4) "Substance weight" means the weight in pounds per 500 sheets size 17" x 22".

(b) *Other limitations.* On and after the effective date of this schedule no person shall manufacture white wove envelope paper (excluding extra strong sulphate) otherwise than:

- (1) To fill a special making order;
- (2) In the grade selected by such person for manufacture according to paragraph (c) below;
- (3) In White (unless the total quantity of the order is at least 20,000 pounds);
- (4) In substance weights 20, 24 and 28 only;

And, unless the total quantity of the order is at least 20,000 pounds, no person shall impress such paper with a special name watermark.

If the total quantity of such order is 20,000 pounds or more, a person may manufacture the same in any color or colors required and with any special name watermark or watermarks required provided that the quantity with respect to each color and watermark is at least 20,000 pounds.

(c) *Selection of grade.* Each person who manufactures any white wove envelope paper (excluding extra strong sulphate) shall select for manufacture one grade thereof, shall notify the Director of Industry Operations, by notice in writing addressed to the War Production Board, Reference L-120, Schedule V, of such selection, and shall manufacture no other grade. A manufacturer may thereafter apply to the Director of Industry Operations for leave to change his selection from one grade to another, but unless and until such leave is granted by the Director of Industry Operations the original selection shall be and remain binding.

(d) *Ash content.* On and after the effective date of this order each person who manufactures any white wove envelope paper (excluding extra strong sulphate) shall include in the furnish thereof sufficient non-fibrous material to produce in the finished paper a percentage of ash content, by weight, of at least 7%.

(e) *Exceptions for export.* Regardless of the foregoing provisions of this Schedule and of the provisions of General Limitation Order L-120, a person may manufacture for export (but may not, without express permission by the Director of Industry Operations, sell in the domestic market) white wove envelope paper (excluding extra strong sulphate) in the grade selected by such person according to paragraph (b) above, in any substance

weight required, not exceeding substance weight 28.

This Schedule shall take effect twenty days after the date of issuance. (P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 4th day of July 1942.

J. S. KNOWLSON,  
Director of Industry Operations.

[F. R. Doc. 42-6353; Filed, July 4, 1942;  
12:10 p. m.]

#### PART 1260—TIRE MACHINERY AND EQUIPMENT

[General Limitation Order L-143]

The fulfillment of requirements of the War Program has created a shortage in the supply of certain critical materials used in the manufacture of tire machinery and equipment for the War Program, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the War Program.

§ 1260.1 *General Limitation Order L-143—(a) Definitions.* For the purpose of this order:

(1) "Person" means any individual, partnership, association, business trust, corporation, governmental corporation or agency, or any organized group of persons, whether incorporated or not.

(2) "Tire machinery and equipment" means new, used or reconditioned or rebuilt machinery or equipment, of the kinds listed in List A, designed for use in the manufacture of solid or pneumatic rubber tires or tire tubes. The term shall not include "retreading and recapping equipment" which is subject to the limitations of General Limitation Order L-61.

(3) "New tire machinery and equipment" means tire machinery and equipment which has not been delivered to any person acquiring it for use.

(4) "Used tire machinery and equipment" means tire machinery and equipment which at any time has been delivered to any person acquiring it for use, but does not include reconditioned or rebuilt machinery and equipment.

(5) "Reconditioned or rebuilt tire machinery and equipment" means tire machinery and equipment which has been changed in any way in size or form or otherwise conditioned for resale or reuse.

(6) "Manufacturer" means any person producing, rebuilding or reconditioning tire machinery and equipment, whether for his own use or for sale.

(7) "Dealer" means any person regularly engaged in the business of buying or otherwise acquiring new, used or reconditioned or rebuilt machinery for resale.

(8) "Delivery" means any physical delivery of tire machinery and equipment not only to other persons, including affiliates and subsidiaries, but also physical

deliveries from one branch, plant, division, section or place of storage of a single enterprise to another branch, plant, division, section or place of storage of the same or any other enterprise under common ownership or control.

(b) *General restrictions on production, rebuilding and reconditioning, delivery and acquisition—(1) Production.* On and after 15 days from the date of issuance of this order, no person shall, in any manner, produce or cause to be produced any new tire machinery or equipment or parts therefor, or accept delivery of any raw materials or semifabricated or fabricated parts to be incorporated in new tire machinery or equipment or parts therefor; except to fill an order accompanied by the authorization of the Director of Industry Operations provided for in paragraph (c) below.

(2) *Reconditioning and rebuilding.* On or after 15 days from the date of issuance of this order, no person shall, in any way, recondition or rebuild any tire machinery or equipment, either for his own use or for the use of another person, except pursuant to an authorization of the Director of Industry Operations provided for in paragraph (c) below.

(3) *Delivery and acquisition.* No person shall deliver or accept delivery of any tire machinery or equipment, except pursuant to an authorization of the Director of Industry Operations provided for in paragraph (c) below: *Provided, however,* That the provisions of this subparagraph (3) shall not apply to tire machinery or equipment physically in transit on the date of issuance of this order: *And provided further,* That the provisions of this subparagraph (3) shall not apply to tire machinery or equipment to be scrapped for its material content.

(c) *Procedure for securing authorization for acquisition or rebuilding.* (1) Any person seeking to acquire tire machinery or equipment may make application on Form PD-552, addressed to the War Production Board, Special Industrial Machinery Branch, and marked Ref. L-143, for an authorization by the Director of Industry Operations permitting the acquisition. Applicants authorized by the Director of Industry Operations to acquire tire machinery or equipment shall surrender to their suppliers the Form PD-552 containing the authorization. Manufacturers and dealers shall accept orders accompanied by an authorization on Form PD-552 unless the person placing the order is unwilling or unable to meet regularly established prices and terms of payment; and no manufacturer or dealer shall discriminate against such orders in establishing such prices or terms. Deliveries pursuant to such authorizations shall be made, where possible, out of existing stocks of finished tire machinery or equipment or parts therefor.

(2) Any person seeking to recondition or rebuild for his own use, or to cause to be reconditioned or rebuilt by any other person, any tire machinery or equipment shall make application on Form PD-552 addressed to the War Production Board, Special Industrial Machinery Branch, and marked Ref. L-143,

for an authorization by the Director of Industry Operations permitting the reconditioning or rebuilding to be done by or for the applicant. Applicants who receive such authorization of the Director of Industry Operations shall surrender the Form PD-552 containing the authorization to the person who will do the rebuilding or reconditioning, if the work is to be done by one other than the applicant. Rebuilding or reconditioning pursuant to the authorization shall be done, where possible, out of existing stocks of raw materials, or semi-fabricated or fabricated parts.

(d) *Repair and maintenance parts.* Notwithstanding the prohibitions of paragraph (b), repair and maintenance parts for tire machinery or equipment may be produced, delivered or acquired in accordance with the following limitations:

(1) No person shall accept delivery of repair or maintenance parts except as follows:

(i) To repair an actual breakdown where the required repair or maintenance parts are not otherwise available; or

(ii) To acquire repair or maintenance parts of any kind, provided such acquisition will not increase the inventory of the purchaser to an amount in excess of quantities required to maintain a minimum practicable working inventory of such repair and maintenance parts.

(2) Any manufacturer may produce repair or maintenance parts in quantities not in excess of amounts required by him to maintain a minimum practicable working inventory of such maintenance and repair parts.

(e) *Existing contracts.* Fulfillment of contracts in violation of this order is prohibited regardless of whether such contracts are entered into before or after the effective date of this order. No person shall be held liable for damages or penalties for default under any contract or order which shall result directly or indirectly from his compliance with the terms of this order.

(f) *Applicability of Priorities Regulation No. 1.* This order and all transactions affected thereby are subject to the provisions of Priorities Regulation No. 1 (Part 944), as amended from time to time, except to the extent that any provision hereof may be inconsistent therewith, in which case the provisions of this order shall govern.

(g) *Appeals.* Any person affected by this order who considers that compliance therewith would work an exceptional and unreasonable hardship upon him may appeal to the War Production Board setting forth the pertinent facts and the reason he considers he is entitled to relief. The Director of Industry Operations may thereupon take such action as he deems appropriate.

(h) *Communications to War Production Board.* All reports required to be filed hereunder, and all communications concerning this order, shall, unless otherwise directed, be addressed to: War Production Board, Special Industrial Machinery Branch, Washington, D. C., Ref: L-143.

(i) *Violations.* Any person who willfully violates any provision of this order, or who willfully furnishes false information to the Director of Industry Operations in connection with this order is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priority control, and may be deprived of priorities assistance by the Director of Industry Operations.

(j) *Records and reports.* (1) All manufacturers and dealers affected by this order shall keep and preserve, for not less than two years, accurate and complete records concerning production, deliveries, and orders for tire machinery and equipment, including copies of the applications and authorizations on Form PD-552 mentioned in paragraphs (b) and (c) above.

(2) All persons affected by this order shall execute and file with the Division of Industry Operations, War Production Board, such reports and questionnaires as said Division shall from time to time request.

(3) On or before 15 days from the date of issuance of this order, each manufacturer of, and dealer in, tire machinery and equipment shall file on Form PD-553 a record of his unfilled orders as of the date of issuance of this order. (P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 4th day of July 1942.

J. S. KNOWLSON,  
Director of Industry Operations.

#### LIST A

1. Tire Building Machines.
2. Tire and Tube Watch Case Vulcanizers.
3. Tire and Tube Pot Heaters.
4. Tire and Tube Molds.
5. Tire and Tube Matrices.
6. Tire Flat Rings.
7. Tube Mandril.
8. Horizontal Tire and Tube Vulcanizers.
9. Tire and Tube Mold Steel Backs.
10. Gooseneck Bead Presses.
11. Bead Winders.
12. Tire Building Drums.
13. Tire Vacuum Boxes.

[F. R. Doc. 42-6354; Filed, July 4, 1942; 12:10 p. m.]

PART 1297—MATERIAL ENTERING INTO THE PRODUCTION OF REPLACEMENT PARTS FOR PASSENGER AUTOMOBILES, LIGHT, MEDIUM AND HEAVY MOTOR TRUCKS, TRUCK TRAILERS, PASSENGER CARRIERS AND OFF-THE-HIGHWAY MOTOR VEHICLES

[Limitation Order L-158]

The fulfillment of requirements for the defense of the United States having created a shortage in the supply of aluminum, chromium, copper, nickel and

other materials required for the production of replacement parts for passenger automobiles, light, medium and/or heavy motor trucks, truck trailers, passenger carriers and off-the-highway motor vehicles for defense, for private account and for export, the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1297.1 *Limitation Order L-158—*  
(a) *Certain orders hereby superseded.* This order, Limitation Order L-158, supersedes Limitation Order L-4 issued September 18, 1941 and all amendments thereto; supplementary Limitation Order L-4-C issued May 5, 1942 and all amendments thereto; Limitation Order L-35 issued January 22, 1942 and all amendments thereto.

(b) *Applicability of Priorities Regulation No. 1.* This order and all transactions affected thereby are subject to the provisions of Priorities Regulation No. 1 (Part 944), as amended from time to time, except to the extent that any provision hereof may be inconsistent therewith, in which case the provisions of this order shall govern.

(c) *Definitions.* For the purposes of this order:

(1) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons, whether incorporated or not.

(2) "Passenger automobile" means any passenger vehicle, including station wagons and taxicabs propelled by an internal combustion engine and having a seating capacity of less than eleven (11) persons.

(3) "Light truck" means a complete motor truck or truck tractor with a maximum gross vehicle weight rating of less than 9,000 pounds, as authorized by the manufacturer thereof, or the chassis therefor.

(4) "Medium and/or heavy motor truck" means a complete motor truck or truck-tractor with a maximum gross vehicle weight rating of 9,000 pounds or more, as authorized by the manufacturer thereof, or the chassis therefor.

(5) "Truck trailer" means a complete semi-trailer or full trailer having a load-carrying capacity of 10,000 pounds or more, as authorized by the manufacturer thereof, and designed exclusively for transportation of property, or the chassis therefor.

(6) "Passenger carrier" means a complete motor coach for passenger transportation, having a seating capacity of not less than 11 persons.

(7) "Off-the-highway motor vehicle" means a motor truck, truck-tractor and/or trailer, operating off the public highway, normally on rubber tires and specially designed to transport materials, property or equipment on mining, construction, logging or petroleum development projects.

(8) "Replacement parts" for passenger automobiles, light, medium and heavy motor trucks, truck-tractors, truck-trailers, passenger carriers and off-the-highway motor vehicles, means only the following enumerated parts (including components entering into such parts) used

for the repair or maintenance of such vehicles:

(i) For all such vehicles: (1) engines (component parts only), (2) clutches, (3) transmissions, (4) propeller shafts, (5) universal joints, (6) axles, (7) braking systems, (8) wheels, (9) tire valve assemblies, (10) starting apparatus, (11) frame and spring suspension assemblies, (12) shock absorbers, (13) speedometers, (14) driving mirrors, (15) windshield wiper assemblies, (16) steering apparatus, (17) exhaust systems, (18) cooling systems, (19) fuel systems, (20) lubricating systems, (21) electrical systems including generators, motors, lights, reflectors and signal horns, (22) windshield safety glass.

(ii) In addition, but only for Medium and Heavy Motor Trucks, Truck-Tractors, Truck-Trailers, Passenger Carriers and Off-the-Highway Motor Vehicles: (23) power dividers and take offs, (24) transfer cases, (25) fuses and flares, (26) directional signals, (27) coupling devices, (28) trailer landing gears, (29) seats, (30) front fenders (only that type which support built in lighting), (31) defroster heaters, (32) truck refrigeration units, (33) liquid measuring gauges.

(iii) In addition, but only for Passenger Carriers: (34) body structural repair parts, (35) sash, (36) destination signs, (37) fare boxes, (38) guards and grab rails, (39) door operating mechanisms, (40) doors and door hardware, (41) signaling devices, (42) heating and ventilating equipment. For school bus bodies and cabs: only the foregoing parts, (34) to (42).

(iv) In connection with truck-body conversion: (43) cab assemblies.

(9) "Producer" means any individual, partnership, association, corporation or other form of business enterprise engaged in the manufacture of replacement parts, as defined in subparagraph (8), above.

(10) "Distributor" means any person not a Producer whose business consists, in whole or in part, of the sale of replacement parts, as defined in subparagraph (8) above, from inventory. Distributor includes wholesalers, jobbers, dealers, retailers and other persons performing a similar function.

(11) "Inventory" means a stock of replacement parts, as defined in subparagraph (8) above, on hand, on consignment, or held for the account of the owner thereof in any other name, manner or place.

(12) "Third and fourth calendar quarters of 1942" means respectively the period from July 1, 1942, to September 30, 1942, and the period from October 1, 1942, to December 31, 1942.

(d) *Prohibitions on production.* (1) On and after the date of issue of this order, no producer shall manufacture any parts for passenger automobiles and light trucks except the replacement parts enumerated in paragraph (c) (8) (i) above.

(2) On and after July 31, 1942, no producer shall manufacture any parts for medium and/or heavy motor trucks, truck-tractors, truck-trailers, passenger carriers and off-the-highway motor ve-

hicles except the replacement parts enumerated in paragraph (c) (8) above.

(3) In the production of such replacement parts, no materials shall be used which are prohibited by "M" orders or other restrictions on use of critical materials as now or hereafter ordered by the Director of Industry Operations of the War Production Board.

(e) *Restrictions on production of replacement parts for passenger automobiles and light trucks.* During the third and fourth calendar quarters of 1942, a producer of replacement parts for passenger automobiles and light trucks may manufacture replacement parts according to either of the following schedules:

(1) Such producer may manufacture replacement parts at his dollar cost value not to exceed seventy percent (70%) of the total dollar cost value of the replacement parts of his own manufacture sold by him during the corresponding calendar quarter of 1941; provided that such production does not result in the producer's total inventory of finished parts (either produced by him or purchased by him from others) exceeding at any time during the third month in either calendar quarter, in dollar cost value, four times the producer's average monthly sales valued at cost during the preceding calendar quarter. In determining dollar cost value of sales, sales to the Army, Navy and other persons enumerated in paragraph (g) below, shall not be included.

(2) Such producer may manufacture replacement parts not to exceed fifty percent (50%) of the total dollar cost value of the replacement parts of his own manufacture sold by him during the corresponding calendar quarter of 1941; provided such production does not increase his inventory of finished parts in total cost value (either produced by him or purchased by him from others) at the end of either quarter, above his inventory of finished parts in total cost value at the beginning of the quarter. In determining dollar cost value of sales, sales to the Army, Navy and other persons enumerated in paragraph (g) below shall not be included.

(f) *Restrictions on production of replacement parts for medium and/or heavy motor trucks, truck-tractors, truck-trailers, passenger carriers, and off-the-highway motor vehicles.* During the third and fourth calendar quarters of 1942, a producer of replacement parts for medium and/or heavy motor trucks, truck-tractors, truck-trailers, passenger carriers, and off-the-highway motor vehicles may manufacture replacement parts according to either of the following schedules:

(1) Such producer may manufacture replacement parts at his dollar cost value not to exceed one hundred and twenty-five per cent (125%) of the total dollar cost value of the replacement parts of his own manufacture sold by him during the corresponding calendar quarter of 1941; provided that such production does not result in the producer's total inventory of finished parts (either produced by

him or purchased by him from others) exceeding at any time during the third month in either calendar quarter, in dollar cost value, four times the producer's average monthly sales valued at cost during the preceding calendar quarter. In determining dollar cost value of sales, sales to the Army, Navy and other persons enumerated in paragraph (g) below shall not be included.

(2) Such producer may manufacture replacement parts not to exceed seventy-five per cent (75%) of the total dollar cost value of the replacement parts of his own manufacture sold by him during the corresponding calendar quarter of 1941, provided such production does not increase his inventory of finished parts in total cost value (either produced by him or purchased by him from others) at the end of either quarter above his inventory of finished parts at the beginning of the quarter. In determining dollar cost value of sales, sales to the Army, Navy and other persons enumerated in paragraph (g) below shall not be included.

(g) *Exceptions to applicability of this order.* The terms and restrictions of this order shall not apply to any replacement parts sold to or produced under contracts or orders for delivery to or for the account of:

(1) The Army or Navy of the United States or the United States Maritime Commission, the War Shipping Administration, the Panama Canal, the Coast and Geodetic Survey, the Coast Guard, the Civil Aeronautics Administration, the National Advisory Committee for Aeronautics, the Offices of Scientific Research and Development;

(2) The government of any of the following countries: Belgium, China, Czechoslovakia, Free France, Greece, Iceland, Netherlands, Norway, Poland, Russia, Turkey, United Kingdom, including its Dominions, Crown Colonies and Protectorates, and Yugoslavia;

(3) Any agency of the United States Government, for delivery to, or for the account of, the government of any country listed above, or any other country, including those in the Western Hemisphere, pursuant to the Act of March 11, 1941, entitled, "An Act to Promote the Defense of the United States." (Lend-Lease Act)

(h) *Return of replacement parts.* Replacement parts returned to a producer by a distributor are not to be scheduled in the producer's inventory during the quarter in which the parts are received, but shall be included in the producer's inventory in the succeeding calendar quarter.

(i) *Restrictions on sales by distributors.* (1) On and after July 15, 1942, no distributor shall sell or deliver any replacement part (excepting cab assemblies and parts such as fuses and flares which are consumed in use) to a consumer unless such consumer delivers to such distributor concurrently with the purchase of a used part of similar kind and size for each new replacement part delivered to such consumer. No new replacement part shall be sold or delivered

to a consumer to replace a part which the Distributor can recondition by use of available reconditioning facilities.

(j) *Restrictions on distributors' inventories.* (1) On and after August 15, 1942, no distributor, whose principal place of business is located in the Eastern or Central War Time Zone, shall order more than a thirty-day supply of replacement parts, and no such distributor shall accept delivery of replacement parts which, in combination with his existing inventory of replacement parts measured in total dollar cost value, shall exceed a sixty-day supply. Sixty-day supply means a supply in dollar cost value equal to two-thirds of the distributor's total sales, at his cost of such parts, sold by him in the preceding quarterly period.

(2) No distributor, whose principal place of business is located in any other War Time Zone, shall order more than a forty-five day supply of replacement parts, and no such distributor shall accept delivery of replacement parts which, in combination with his existing inventory of replacement parts, measured in total dollar cost value, shall exceed a ninety-day supply. Ninety-day supply means a supply in dollar cost value at distributor's cost equal to the distributor's total sales, at his cost of such parts, sold by him in the preceding quarterly period.

(3) Irrespective of the restrictions in subparagraphs (1) and (2) above, a distributor may accept delivery of specific items of replacement parts when his stock of all items in the aggregate exceeds, or will by virtue of such acceptance exceed, his maximum permissible inventory as specified in subparagraphs (1) and (2) above, but only to the extent necessary to bring such distributor's inventory of those specific items up to a total dollar value equal to the sales of such items shipped from such inventories during the preceding month.

(4) No distributor may keep in his inventory, in his possession or under his control, for a period of more than thirty days, any used, traded-in, imperfect or condemned replacement parts which cannot be reconditioned, but must dispose of the same through the customary disposal or scrap channels.

(5) Replacement parts consigned to a distributor are not to be considered as part of the distributor's inventory.

(k) *Emergency orders for replacement parts.* Notwithstanding the provisions of paragraph (j) above, a distributor may order and accept delivery of any replacement part which he does not have in stock when required for repair of a designated vehicle which cannot be operated without such part. In such emergency, to secure a replacement part under this paragraph (k), a Distributor must file with his order to the Producer for said part a Certificate in the following form:

*Certificate for Emergency Order*

I hereby certify that the Replacement Part specified in the attached Order is essential

for the repair of the following vehicle, which cannot now be operated without such Part:  
Make: \_\_\_\_\_ Engine Number: \_\_\_\_\_  
(signed) \_\_\_\_\_

By: \_\_\_\_\_  
Firm, Partnership or Corporation  
Title of Individual

Address of Firm, Partnership or Corporation

A copy of each such Certificate must be retained by the Distributor issuing such certificate as a part of his records. A Producer or other Distributor to whom any such emergency order is submitted must give such order precedence in shipment over other orders not of an emergency nature.

(l) *Certificate by distributor required.* Whenever a distributor places an order for replacement parts, each order must be accompanied by a Certificate in the following form:

*Certificate of Compliance with Order L-158*

The quantity of Replacement Parts ordered on the attached purchase order does not exceed the quantity which I am entitled to purchase under the provisions of Limitation Order L-158, with the terms of which I am familiar.

(Signed) \_\_\_\_\_  
Firm, Partnership or Corporation  
By: \_\_\_\_\_  
Title of Individual

Address of firm, Partnership or Corporation

A copy of each such Certificate must be retained by the Distributor as part of his records.

(m) *Records.* All persons affected by this order shall keep and preserve for not less than two years accurate and complete records concerning inventories, production and sales.

(n) *Reports.* All persons affected by this order, shall execute and file with the War Production Board such reports and questionnaires as the Board shall from time to time request. No reports or questionnaires are to be filed by any persons until forms therefor are prescribed by the War Production Board.

(o) *Audit and inspection.* All records required to be kept by this order shall, upon request, be submitted to audit and inspection by duly authorized representatives of the War Production Board.

(p) *Violations.* Any person who wilfully violates any provision of this order, or who, in connection with this order, wilfully conceals a material fact, or furnishes false information to any department or agency of the United States, is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, materials under priority control and may be deprived of priorities assistance.

(q) *Appeals.* Any person affected by this order who considers that compliance herewith would work an exceptional and unreasonable hardship upon him, may appeal to the War Production Board, setting forth pertinent facts and the rea-

sons such person considers that he is entitled to relief. In order to facilitate conversion to complete war production appeals may be made to increase or to transfer to other producers quotas established in paragraphs (e) and (f) above. The Director of Industry Operations may thereupon take such action as he deems appropriate.

(r) *Communications.* All communications concerning this order shall, unless otherwise directed, be addressed to: War Production Board, Automotive Branch, Washington, D. C., Ref: L-158. (P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 4th day of July, 1942.

J. S. KNOWLSON,  
Director of Industry Operations.

[F. R. Doc. 42-6355; Filed, July 4, 1942; 12:11 p. m.]

PART 3002—PLASTICS MOLDING MACHINERY  
[General Limitation Order L-159]

The fulfillment of requirements of the War Program of the United States has created a shortage in the supply of certain critical materials used in the manufacture of plastics molding machinery for the War Program, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the War Program.

§ 3002.1 *General Limitation Order L-159—(a) Definitions.* For the purpose of this order:

(1) "Person" means any individual, partnership, association, business trust, corporation, governmental corporation or agency, or any organized group of persons, whether incorporated or not.

(2) "Plastics molding machinery" means new machinery, of the kinds listed in List A, designed for use in the molding of plastic materials. For the purposes of this sub-paragraph (a) (2) new machinery is machinery which has not been delivered to any person acquiring it for use.

(3) "Manufacturer" means any person producing plastics molding machinery whether for his own use or for sale.

(4) "Dealer" means any person regularly engaged in the business of buying or otherwise acquiring plastics molding machinery for resale.

(5) "Order" means any commitment or other arrangement for the delivery of plastics molding machinery, whether by purchase, lease, rental, or otherwise.

(6) "Approved order" means:

(1) Any order for plastics molding machinery, when accompanied by a PD-3A certificate, to be delivered to and for the use of: The Army or Navy, the Maritime Commission, the War Shipping Administration, the Panama Canal, the Coast and

Geodetic Survey, the Coast Guard, the Civil Aeronautics Authority, the National Advisory Committee for Aeronautics, the Office of Scientific Research and Development. The provisions of this paragraph (a) (6) (i) shall not apply to orders for any privately operated plant or shipyard or other enterprise, whether or not financed or controlled by any of the agencies or organizations mentioned in this subparagraph (6) (i), or operated under their control or direction on a cost-plus-fixed-fee basis.

(ii) Any order for plastics molding machinery, when accompanied by a PD-3A certificate to be delivered to, or for the account of: The Government of any of the following countries: Belgium, China, Czechoslovakia, Free France, Greece, Iceland, Netherlands, Norway, Poland, Russia, Turkey, United Kingdom including its Dominions, Crown Colonies, and Protectorates, and Yugoslavia.

(iii) Any order for plastics molding machinery placed by any agency of the United States Government to be delivered to, or for the account of, the Government of any country listed above, or any other country, including those in the Western Hemisphere, pursuant to the Act of March 11, 1941 entitled "An Act to Promote the Defense of the United States" (Lend-Lease Act).

(iv) Any order for plastics molding machinery bearing a preference rating of A-9 or higher assigned by a Preference Rating Certificate PD-3 or PD-3A countersigned prior to the effective date of this order, by a Preference Rating Order in the P-19 series issued prior to the effective date of this order, or by a Preference Rating Certificate PD-1 or PD-1A, or Preference Rating Order P-19-h (PD-200 or 200A) issued at any time. After the issuance of this order Preference Rating Certificate PD-3A shall be used only to assign preference ratings to Approved Orders of the kinds described in subdivisions (i) and (ii) of this subparagraph. Any Preference Rating Certificate or order of any of the kinds enumerated above may be used to secure plastics molding machinery only by the person to whom it was originally issued and only when such machinery is expressly specified on the certificate or order (or its Form PD-200 or 200A). Any person placing an approved order for plastics molding machinery bearing a rating assigned by any such certificate or order who does not deliver such certificate or order but retains the same, as permitted by Priorities Regulation No. 3, as amended from time to time, or by the terms of the Preference Rating Order shall, in addition to furnishing the endorsement required by such Priorities Regulation No. 3, as amended from time to time, or such Preference Rating Order, certify to the person from whom the machinery is to be acquired that the certificate or order was originally issued to him and that the plastics molding machinery ordered was expressly specified on the certificate or order (or its Form PD-200 or 200A).

(v) Any order which the Director of Industry Operations authorizes for pro-

duction or delivery pursuant to paragraph (b) (2) hereof.

*Provided, however,* That any order for plastics molding machinery on the books of any manufacturer or dealer on the date of issuance of this order, which is an approved order solely by reason of the provisions of paragraph (a) (6) (iv) or (v) above, shall cease to be an approved order if not delivered prior to the expiration of thirty days following the date of issuance of this order.

(b) *Restrictions on acceptance of orders for, production, delivery and acquisition of, plastics molding machinery*—(1) *General prohibitions.* No person shall accept any order for plastics molding machinery, or deliver or produce any plastics molding machinery in fulfillment of any order, whether accepted or not, unless such order is an approved order. No person shall accept delivery of any plastics molding machinery except pursuant to an approved order.

(2) *Procedure for authorization of orders on books.* Manufacturers or dealers may apply for authorization to deliver orders which are not approved orders, on their books on the date of issuance of this order as it affects classes of plastic molding machinery from time to time, by filing with the War Production Board, form PD-55 furnishing the information specified therein. The Director of Industry Operations may thereupon, if he shall deem it necessary or appropriate, authorize the delivery of any such orders, or the assignment of preference ratings thereto.

(c) *Repair and maintenance parts.* Notwithstanding the prohibition of paragraph (b), repair and maintenance parts for plastics molding machinery may be produced, delivered or acquired in accordance with the following limitations:

(1) No person shall accept delivery of repair and maintenance parts except as follows:

(i) To repair an actual breakdown where the required repair and maintenance parts are not otherwise available; or

(ii) To acquire repair and maintenance parts of any kind, providing such acquisition will not increase the inventory of the purchaser to an amount in excess of the average inventory of such kind of repair parts on hand during the last three months of the calendar year 1941.

(2) Manufacturers may produce repair or maintenance parts in minimum quantities sufficient to make the deliveries provided for in subparagraph (1) of this paragraph (c).

(d) *Existing contracts.* Fulfillment of contracts or orders in violation of this order is prohibited regardless of whether such contracts or orders are entered into before or after the date of issuance of this order. No person shall be held liable for damages or penalties for any default under any contract or order which shall result directly or indirectly from compliance with the terms of this order.

(e) *Applicability of Priorities Regulation No. 1.* This order and all transactions affected thereby are subject to the provisions of Priorities Regulation No. 1 (Part 944), as amended from time to time, except to the extent that any provision hereof may be inconsistent therewith, in which case the provisions of this order shall govern.

(f) *Appeals.* Any person affected by this order who considers that compliance therewith would work an exceptional and unreasonable hardship upon him may appeal to the War Production Board setting forth the pertinent facts and the reason he considers he is entitled to relief. The Director of Industry Operations may thereupon take such action as he deems appropriate.

(g) *Communications to War Production Board.* All reports required to be filed hereunder, and all communications concerning this order, shall, unless otherwise directed, be addressed to: War Production Board, Special Industrial Machinery Branch, Washington, D. C. Ref.: L-159.

(h) *Violations.* Any person who willfully violates any provision of this order, or who willfully furnishes false information to the Director of Industry Operations in connection with this order is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priority control and may be deprived of priorities assistance by the Director of Industry Operations.

(i) *Records and reports.* (1) All manufacturers and dealers affected by this order shall keep and preserve for not less than two years accurate and complete records concerning production, deliveries, and orders for plastics molding machinery.

(2) All persons affected by this order shall execute and file with the Division of Industry Operations, War Production Board, such reports and questionnaires as said Division shall from time to time request. (P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 4th day of July 1942.

J. S. KNOWLSON,

Director of Industry Operations.

LIST A

Plastic Injection molding presses  
Plastic Compression molding presses, hydraulic, automatic, mechanical  
Plastic Extrusion molding presses  
Plastic Preforming presses  
Plastic Laminating presses  
Plastic Tube and Rod Molding presses  
Plastic Tube Rolling machines  
Plastic-bonded Plywood Veneer presses

[F. R. Doc. 42-6356; Filed, July 4, 1942; 12:11 p. m.]

## PART 960—CHLORINE AND PRODUCTS CONTAINING AVAILABLE CHLORINE

[Amendment 1 to General Preference Order M-19, as Amended May 1, 1942]

Section 960.1 *General Preference Order M-19*, as amended May 1, 1942, is hereby amended in the following respects:

1. By striking subparagraph (2) of paragraph (a) of said section and inserting the following in lieu thereof:

(2) "Products containing available chlorine" means any product other than "high test calcium hypochlorite" or "chloride of lime" which readily releases chlorine, including, but not by way of limitation, all combinations of chlorine with caustic soda, soda ash, or lime, such combinations being commonly known by one or more of the following names: sodium hypochlorite, liquid bleach, or sodium chlorite, and also including solutions of such products or any mixture containing such products.

2. By adding to paragraph (a) of said section two new subparagraphs, numbered (7) and (8), as follows:

(7) "High test calcium hypochlorite" means the chemical compound calcium hypochlorite having an available chlorine content of 65% or more, by weight;

(8) "Chloride of lime" means the chemical compound calcium hypochlorite having an available chlorine content of less than 65%, and not less than 30%, by weight, commonly known by one or more of the following names: chloride of lime, lime chlorinated or bleaching powder.

3. By adding to paragraph (b) of said section one new subparagraph numbered (6), as follows:

(6) Nothing herein contained shall be construed to restrict the use by any person of sodium hypochlorite where produced by the person requiring the same, at his own plant, for his own use, by means of electrolytic cells directly producing a sodium hypochlorite solution without using chlorine, products containing available chlorine, high test calcium hypochlorite or chloride of lime. No such person shall sell or deliver to any other person any sodium hypochlorite so produced. (P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 6th day of July 1942.

J. S. KNOWLSON,  
Director of Industry Operations.

[F. R. Doc. 42-6382; Filed, July 6, 1942; 11:19 a. m.]

## PART 960—CHLORINE AND PRODUCTS CONTAINING AVAILABLE CHLORINE

[Supplementary Order M-19-a]

§ 960.2 *Supplementary Order M-19-a*—(a) *Definitions*. For the purposes of this order:

17 F.R. 3311, 3850.

(1) "High test calcium hypochlorite" means the chemical compound calcium hypochlorite having an available chlorine content of 65% or more, by weight;

(2) "Chloride of lime" means the chemical compound calcium hypochlorite having an available chlorine content of less than 65%, and not less than 30%, by weight, commonly referred to as chloride of lime, lime chlorinated or bleaching powder;

(3) "Chlorine" means liquid and gaseous chlorine;

(4) "Producer" means any person engaged in the production of high test calcium hypochlorite or chloride of lime and includes any person who has such materials produced for him pursuant to toll agreement.

(b) *Restrictions on deliveries*. (1) On and after July 6, 1942, no producer shall make delivery of high test calcium hypochlorite or chloride of lime to any person unless and until he shall have been authorized or directed to do so by the Director of Industry Operations. During July, 1942 and prior to the beginning of each calendar month thereafter the Director of Industry Operations will issue to all producers specific authorizations or directions covering deliveries of high test calcium hypochlorite and chloride of lime which may or must be made by such producers during such month. Such authorizations or directions shall be based primarily upon insuring the satisfaction of all defense requirements and, insofar as possible, providing an adequate supply for essential civilian uses. Each producer of high test calcium hypochlorite or chloride of lime, upon being informed by the Director of Industry Operations of the deliveries which such Director has authorized or directed, shall forthwith notify his customers of the extent of such authorization or direction as the same may affect them.

(2) In the event any producer, after receiving notice from the Director of Industry Operations with respect to any delivery of high test calcium hypochlorite or chloride of lime which he is authorized or directed to make during any month, shall, for any reason, fail to make any such delivery, such producer shall forthwith give notice of such fact and the reason therefor to the Chemicals Branch of the War Production Board and shall not, in the absence of specific authorization or direction from the Director of Industry Operations, resell or otherwise dispose of the high test calcium hypochlorite or chloride of lime which he has so failed to deliver.

(c) *Schedules of deliveries*. Each producer of high-test calcium hypochlorite or chloride of lime, on or before the 10th day of July, 1942, and the 10th day of each month thereafter, shall file Form PD-574 in the manner prescribed therein with the Chemicals Branch of the War Production Board, Washington, D. C. After such form has been filed with such Chemicals Branch, any material change of circumstances or matters occurring thereafter pertaining to or affecting any information furnished on said Form PD-574 shall forthwith be reported to such Chemicals Branch.

(d) *Miscellaneous provisions*—(1) *Applicability of Priorities Regulation No. 1*. This order and all transactions affected thereby are subject to the provisions of Priorities Regulation No. 1 (Part 944), as amended from time to time, except to the extent that any provision hereof may be inconsistent therewith, in which case the provisions of this order shall govern.

(2) *Notification of customers*. Producers shall, as soon as practicable, notify each of their regular customers of the requirements of this order, but failure to give such notice shall not excuse any person from the obligation of complying with the terms of this order.

(3) *Records*. In addition to the records required to be kept by Priorities Regulation No. 1, each producer shall keep and preserve for not less than two years, copies of all purchase orders for high test calcium hypochlorite or chloride of lime, whether accepted or rejected, and accurate and complete records concerning inventories, production and sales.

(4) *Violations or false statements*. Any person who wilfully violates any provision of this order or who in connection with this order wilfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(5) *Communications to War Production Board*. All reports required to be filed hereunder, and all communications concerning this order, shall, unless otherwise directed, be addressed to: War Production Board, Washington, D. C., Ref.: M-19-a. (P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2(a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 6th day of July 1942.

J. S. KNOWLSON,  
Director of Industry Operations.  
[F. R. Doc. 42-6381; Filed, July 6, 1942; 11:19 a. m.]

## PART 1236—CHROMIUM AND NICKEL IN AUTOMOTIVE VALVES

[Amendment 1 to Limitation Order L-128]

Paragraph (f) of § 1236.1 *Limitation Order L-128* is hereby amended to read as follows:

(f) *Exemption of war agencies*. The prohibitions and restrictions contained in this order shall not apply to the manufacture, sale or delivery of exhaust valves under contracts or orders placed for delivery to, or for the account of, the United States Army, Navy or the United States Maritime Commission. (P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O.

17 F.R. 4538.

9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 6th day of July 1942.

J. S. KNOWLSON,

Director of Industry Operations.

[F. R. Doc. 42-6380; Filed, July 6, 1942; 11:19 a. m.]

## Chapter XI—Office of Price Administration

### PART 1306—IRON AND STEEL

[Revised Price Schedule No. 100,<sup>1</sup> as amended]

#### CAST IRON SOIL PIPE AND FITTINGS

The preamble and §§ 1306.301 to 1306.310, inclusive, are renumbered and amended to read as set forth below:

Cast iron soil pipe and fittings are extensively used in the construction industry to carry off drainage and waste. In the defense program they are widely employed in housing projects, cantonments and all types of factories and industrial plants. The increased need for cast iron soil pipe and fittings prompted Government efforts to secure expanded production by allocating needed pig iron to the industry, but the supply failed to keep pace with the augmented demands stemming from the defense program and the accompanying economic expansion. As a consequence, inflationary pressure caused price increases which outstripped advances in costs, and which served no purpose in bringing out appreciably increased production. Issuance of a price schedule accordingly was necessary to protect consumers, the industry, and the national economy.

The War Production Board, by its Limitation Order No. L-42, as amended, has directed that, on and after June 1, 1942, cast iron soil pipe shall be produced only in the weights set forth hereinafter in Appendix C, which weights are generally known in the industry as "Victory" cast iron soil pipe, and the production of "standard", "medium", and "extra heavy" pipe has been ordered discontinued from and after such date.

The issuance of such amended order by the War Production Board necessitates the establishment of maximum prices for the sale and delivery of "Victory Pipe".

In this Revised Price Schedule No. 100, as amended, the Office of Price Administration is utilizing the Birmingham, Alabama, single basing point system, presently in effect in the soil pipe industry. Such acceptance of this system, merely as a vehicle for determining maximum prices, should not be regarded as approval thereof, nor should this reservation be regarded as indicating disapproval.

A statement of the considerations involved in the issuance of this Revised Price Schedule No. 100, as amended, has

been issued simultaneously herewith and has been filed with the Division of the Federal Register.

AUTHORITY: §§ 1306.301 to 1306.311, inclusive, issued under Pub. Law 421, 77th Cong.

§ 1306.301 *Maximum prices for cast iron soil pipe and fittings.* (a) On and after June 1, 1942, regardless of the terms of any contract of sale or purchase or other commitment, no manufacturer, jobber, or wholesaler shall sell, offer to sell, deliver, or transfer any cast iron soil pipe and fittings described in Appendix B, incorporated herein as § 1306.310, and no person shall buy, offer to buy or accept delivery of such cast iron soil pipe and fittings from a manufacturer, jobber, or wholesaler at prices higher than the maximum prices set forth in Appendix A, incorporated herein as § 1306.309.

(b) On and after June 1, 1942, regardless of the terms of any contract of sale or purchase or other commitment, no manufacturer, jobber, or wholesaler shall sell, offer to sell, deliver, or transfer any cast iron soil pipe described in Appendix C (§ 1306.311), and no person shall buy, offer to buy or accept delivery of such cast iron soil pipe from a manufacturer, jobber, or wholesaler at prices higher than the maximum prices set forth in Appendix A (§ 1306.309).

§ 1306.302 *Less than maximum prices.* Lower prices than those set forth in § 1306.309, Appendix A, may be charged, demanded, paid or offered.

§ 1306.303 *Evasion.* The price limitations set forth in this Revised Price Schedule No. 100, as amended, shall not be evaded, whether by direct or indirect methods in connection with an offer, solicitation, agreement, sale, delivery, purchase, or receipt of, or relating to cast iron soil pipe and fittings, alone or in conjunction with any other material or by way of any commission, service, transportation, or other charge, or discount, premium, or other privilege, or by tying-agreement or other trade understanding, or otherwise.

§ 1306.304 *Records and reports.* (a) Every manufacturer, jobber and wholesaler who sells, and every person who buys from a manufacturer, jobber or wholesaler cast iron soil pipe and fittings of a value of more than \$200.00 per month after February 1942, shall keep for inspection by the Office of Price Administration for a period of not less than one year, complete and accurate records of each such purchase or sale, showing the date thereof, the name and address of the buyer or the seller, the price paid or received, and the specifications and quantity of cast iron soil pipe and fittings purchased or sold.

(b) Every manufacturer, jobber or wholesaler who sells cast iron soil pipe and fittings for shipment originating from some place other than a foundry shall file with the Office of Price Administration before April 1, 1942, a notarized document containing a description and explanation of the free delivery zone or zones recognized by the seller on October 1, 1941, or a notarized statement that no such zone or zones were recognized.

§ 1306.305 *Enforcement.* (a) Persons violating any provision of this Revised Price Schedule No. 100, as amended, are subject to the criminal penalties, civil enforcement actions, and suits for treble damages provided for by the Emergency Price Control Act of 1942.

(b) Persons who have evidence of any violation of this Revised Price Schedule No. 100, as amended, or any price schedule, regulation or order issued by the Office of Price Administration or of any acts or practices which constitute such a violation are urged to communicate with the nearest field, state, or regional office of the Office of Price Administration or its principal office in Washington, D. C.

§ 1306.306 *Petitions for amendment.* Persons seeking any modification of this Revised Price Schedule No. 100, as amended, or an adjustment or exception not provided for therein may file petitions for amendment in accordance with the provisions of Procedural Regulation No. 1<sup>2</sup> issued by the Office of Price Administration.

§ 1306.307 *Definitions.* (a) When used in this Revised Price Schedule No. 100, as amended, the term:

(1) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons or legal successor or representative of the foregoing, and includes the United States or any agency thereof, or any other Government agency, or any of its political subdivisions, or any agency of any of the foregoing.

(2) "Manufacturer" means a person operating a foundry or plant which produces cast iron soil pipe and fittings. Except for purposes of the records requirements of § 1306.304, the term includes, without restricting the generality of the foregoing, any manufacturer's representative, factory commission salesman, or other manufacturer's agent.

(3) "Jobber" and the term "wholesaler" means a person who purchases cast iron soil pipe for purposes of resale, normally maintains a line of pipe and fittings, and sells primarily to plumbers, contractors and industrial concerns.

(4) "Cast iron soil pipe and fittings" means cast iron soil pipe and fittings of the types listed in Appendices B and C of this Schedule.

(5) "Delivered price" means net price which may be charged by the seller for delivery at the proposed site of installation, including all commissions and all freight and delivery charges incident to transporting the pipe and fittings to the place of delivery as described in paragraph (c) (4) of § 1306.309, Appendix A.

(6) "Carload shipment" or the term "carload quantity" means a shipment or quantity of cast iron soil pipe and fittings, the aggregate weight of which totals at least the lowest applicable minimum carload weight as specified in the established tariff of the rail carrier involved, or for which a carload rate would be paid.

(7) "Jobbing point" means a site used by a manufacturer (other than a

<sup>1</sup> 7 F.R. 1394, 1795, 1836, 2106, 2132, 2509.

<sup>2</sup> 7 F.R. 971, 3663.



foundry site), jobber, or wholesaler for storing purchases of cast iron soil pipe and fittings and for distributing such commodities (such as a warehouse).

(8) "Proposed site of installation" means the site of the construction operation designated by the purchaser at which the soil pipe is to be installed.

(b) Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942 shall apply to other terms used herein.

§ 1306.308 *Effective date.* Revised Price Schedule No. 100, as amended, (§§ 1306.301 to 1306.311, inclusive) shall become effective as of June 1, 1942.

§ 1306.309 Appendix A: *Maximum delivered prices for cast iron soil pipe and fittings.* (a) The minimum base discount from the list prices for cast iron soil pipe and fittings described in § 1306.310, Appendix B, shall be as follows:

2" to 6" Extra Heavy Pipe.....	52½
2" to 6" Medium Pipe.....	47½
2" to 6" Standard Pipe.....	42½
2" to 6" Fittings.....	37½
8" to 15" Pipe and Fittings.....	43½

(b) The minimum base discount from the list prices for "Victory" cast iron soil pipe described in § 1306.311, Appendix C, shall be as follows:

2" to 15" Victory Pipe.....	43½
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(c) The maximum price for domestic sales of cast iron soil pipe, including "Victory" cast iron soil pipe, and fittings, delivered at the proposed site of installation shall be computed as follows:

(1) The applicable discount set forth in paragraph (a) or (b) of this Appendix A shall be reduced at the rate of ¼ point for each 25¢ per ton of freight computed at the lowest railroad tariff for a carload quantity from Birmingham, Alabama, to the jobbing point nearest to the

proposed site of installation of the cast iron soil pipe and/or fittings. This adjusted discount shall be applied to the applicable list price for cast iron soil pipe and fittings described in § 1306.310, Appendix B, and for "Victory" cast iron soil pipe described in § 1306.311, Appendix C;

(2) A further delivery charge not to exceed the actual transportation charge paid for a shipment from the jobbing point to the proposed site of installation may be made: *Provided, however,* That where shipment is made direct from the foundry to the proposed site of installation a further charge may be made which shall not exceed an amount equal to a charge for transporting a shipment of identical weight from the jobbing point to the proposed site of installation calculated at the lowest applicable rate for a carrier of the type actually employed in making delivery. If either such delivery is made in a vehicle owned or controlled by the seller, the further delivery charge may not exceed the transportation charge for a shipment of identical weight calculated at the lowest applicable common railroad or motor carrier rate from the jobbing point to the proposed site of installation: *Provided further,* That no such further delivery charge may be demanded or collected:

(i) Unless the seller has filed the document or statement which he is required to file by § 1306.304 (b); and

(ii) Unless such further delivery charge is shown as a separate item on the billing or invoice; and

(iii) Unless the proposed site of installation of the cast iron soil pipe and/or fittings is outside the free delivery zone or zones recognized by the seller on October 1, 1941; or

(iv) If the delivery is made to a purchaser other than a jobber or wholesaler at the jobbing point.

(3) Where shipments are made by rail in carload quantities, or where shipments of 10 tons or more are made by common or contract carrier, the net delivered price at the jobbing point computed in accordance with paragraphs (c) (1) and (c) (2) of this Appendix A shall be reduced at least by a further discount of 10-10%.

(4) For purposes of this paragraph (c), the seller shall be considered as having delivered to the proposed site of installation when, in the case of a purchase from a jobber or wholesaler, or in the case of a purchase from a manufacturer by a person other than a jobber or wholesaler, a shipment by railroad arrives at the railroad siding nearest to the site designated by the purchaser, or when a shipment by motor carrier arrives at the site designated by the purchaser.

(d) The maximum price at which a person may export cast iron soil pipe and fittings shall be determined in accordance with the provisions of the Maximum Export Price Regulation\* issued by the Office of Price Administration.

(i) Where the seller performs the service of wiring or otherwise bundling pipe and fittings for export shipment, an added charge of \$1.00 per ton of pipe and fittings may be made.

(e) No additions to the maximum prices established in this Appendix A may be made for treating cast iron soil pipe and fittings with tar.

(f) Credit terms more onerous than those available or in effect on October 1, 1941, shall not be imposed by the seller.

§ 1306.310 Appendix B: *List prices on cast iron soil pipe and fittings.* The list prices of cast iron soil pipe and fittings shall be as follows:

\* 7 F.R. 3096.



Size	1 1/4"	1 1/2"	1 3/4"	2"	2 1/2"	3"	3 1/2"	4"	5"	6"	8"	10"	12"	15"
Tapped Increases, Short.....Std.	0.60	0.90	1.10	1.25	1.40	1.55	1.70	1.85	2.00	2.15	2.30	2.45	2.60	2.75
Tapped Increases, Regular.....XH	.75	1.10	1.40	1.55	1.70	1.85	2.00	2.15	2.30	2.45	2.60	2.75	2.90	3.05
Tapped Increases, Regular.....Std	.90	1.25	1.55	1.70	1.85	2.00	2.15	2.30	2.45	2.60	2.75	2.90	3.05	3.20
Long Tapped Increases, 24".....Std	2.25	2.55	2.85	3.15	3.45	3.75	4.05	4.35	4.65	4.95	5.25	5.55	5.85	6.15
Long Tapped Increases, 24".....XH	2.65	2.95	3.25	3.55	3.85	4.15	4.45	4.75	5.05	5.35	5.65	5.95	6.25	6.55
Long Tapped Increases, 30".....Std	3.00	3.30	3.60	3.90	4.20	4.50	4.80	5.10	5.40	5.70	6.00	6.30	6.60	6.90
Long Tapped Increases, 30".....XH	3.40	3.70	4.00	4.30	4.60	4.90	5.20	5.50	5.80	6.10	6.40	6.70	7.00	7.30
Long Tapped Increases, 36".....Std	3.45	3.75	4.05	4.35	4.65	4.95	5.25	5.55	5.85	6.15	6.45	6.75	7.05	7.35
Long Tapped Increases, 36".....XH	3.85	4.15	4.45	4.75	5.05	5.35	5.65	5.95	6.25	6.55	6.85	7.15	7.45	7.75
Long Tapped Increases, 48".....Std	4.10	4.40	4.70	5.00	5.30	5.60	5.90	6.20	6.50	6.80	7.10	7.40	7.70	8.00
Long Tapped Increases, 48".....XH	4.50	4.80	5.10	5.40	5.70	6.00	6.30	6.60	6.90	7.20	7.50	7.80	8.10	8.40

Size	3 x 2"	4 x 2"	4 x 3"	5 x 3"	5 x 4"	6 x 3"	6 x 4"	6 x 5"	8"	10"	12"	15"
Reducers.....Std	.40	.50	.60	.75	.80	.80	.80	.80	1.00	1.20	1.40	1.60
Reducers.....XH	.50	.60	.75	.80	.80	.80	.80	.80	1.00	1.20	1.40	1.60
Increasers.....Std	.90	1.25	1.60	1.85	2.10	2.35	2.60	2.85	3.10	3.35	3.60	3.85
Increasers.....XH	1.10	1.55	2.00	2.30	2.60	2.90	3.20	3.50	3.80	4.10	4.40	4.70
Long Increases	1.25	1.65	2.10	2.45	2.80	3.15	3.50	3.85	4.20	4.55	4.90	5.25
Plain, 24".....Std	1.50	1.95	2.40	2.80	3.20	3.60	4.00	4.40	4.80	5.20	5.60	6.00
Plain, 24".....XH	1.65	2.10	2.55	2.95	3.35	3.75	4.15	4.55	4.95	5.35	5.75	6.15
Plain, 30".....Std	1.85	2.35	2.85	3.30	3.75	4.20	4.65	5.10	5.55	6.00	6.45	6.90
Plain, 30".....XH	2.00	2.50	3.00	3.45	3.90	4.35	4.80	5.25	5.70	6.15	6.60	7.05
Plain, 36".....Std	2.20	2.70	3.20	3.65	4.10	4.55	5.00	5.45	5.90	6.35	6.80	7.25
Plain, 36".....XH	2.45	2.95	3.45	3.90	4.35	4.80	5.25	5.70	6.15	6.60	7.05	7.50
Plain, 48".....Std	2.50	3.00	3.50	4.00	4.50	5.00	5.50	6.00	6.50	7.00	7.50	8.00
Plain, 48".....XH	3.10	3.60	4.10	4.60	5.10	5.60	6.10	6.60	7.10	7.60	8.10	8.60

Extras to be added for standard or extra heavy

90 Deg. Cup Hub Inlet  
90 Deg. Tapped Inlet  
Sanitary or 45 Deg. Hub Inlet  
Foot Rest on Short or Long Sweeps  
Foot Rest on 3/4 Bends and Long 3/4 Bends  
Brass Screw Cleanout on Side  
(Ftgs. Size to Apply)

For 1 1/4", 1 1/2" or 2" I. P. Tapping on one side.....Add \$1.00 to above lists.  
For 1 1/4", 1 1/2" or 2" I. P. Tapping on both sides.....Add 1.50 to above lists.  
For 2" Cup Hub Side Inlet.....Add 1.00 to above lists.

Size	2"	3 x 2	3"	4 x 2	4 x 3	4"	5 x 2	5 x 3	5 x 4	5"	6 x 2	6 x 3	6 x 4	6 x 5	6"	8"	10"	12"	15"	
Tees, San Tees, Ys and 1/4 Ys	Std	.55	.85	.85	.85	1.15	1.20	1.20	1.50	1.60	2.00	1.80	1.80	1.80	2.00	2.40	6.00	10.80	15.10	33.60
Tees, San Tees, Ys and 1/2 Ys	XH	.75	1.05	1.10	1.10	1.45	1.50	1.45	1.85	2.00	2.50	2.15	2.15	2.45	3.00	9.00	15.10	19.40	42.00	
Tees and San Tees, All Hub Ends	Std	2.25		3.45			4.65				5.65				7.35					
Tees and San Tees, All Hub Ends	XH	2.75		4.30			5.85				7.05				9.20					
Tapped Tees	Std	.70		.85			1.00				1.00				2.50	5.00				
Tapped Tees	XH	.85		1.10			1.25				2.00				3.10	6.25				
Tapped San Tees	Std	.75		.95			1.25				1.85				2.95					
Tapped San Tees	XH	.90		1.20			1.55				2.30				3.70					
Tapped Ys	Std	.75		.95			1.25				1.85				2.95					
Tapped Ys	XH	.90		1.20			1.55				2.30				3.70					
Tapped Tees for 2 1/4" or 3" I. P.	Std			1.90			2.00				2.65				3.10					
Tapped Tees for 2 1/4" or 3" I. P.	XH			2.35			2.50				3.30				3.90					
Tap'd San Tees and Ys for 2 1/4" or 3" I. P.	Std			2.00			2.25				2.90				3.60					
Tap'd San Tees and Ys for 2 1/4" or 3" I. P.	XH			2.45			2.80				3.60				4.50					
Add 50c each to the above for 4" tapping.																				
Long Tee, San Tee, and Y, 12" long	Std	1.20		1.45			2.80								4.90					
Long Tee, San Tee, and Y, 12" long	XH	1.50		1.80			3.50								6.15					
Long Tee, San Tee, and Y, 18" long	Std	2.00		2.60			3.50				4.20				5.80					
Long Tee, San Tee, and Y, 18" long	XH	2.45		3.25			4.30				5.25				7.25					
Long Tee, San Tee, and Y, 24" long	Std	2.25		3.10			4.10				4.95				6.80					
Long Tee, San Tee, and Y, 24" long	XH	2.75		3.85			5.05				6.15				8.45					
Long Tee, San Tee, and Y, 30" long	Std	2.45		3.55			4.65				5.70				7.70	9.00	24.00			
Long Tee, San Tee, and Y, 30" long	XH	3.05		4.45			5.85				7.10				9.55	12.00	30.00			
Long Tee, San Tee, and Y, 36" long	Std	2.70		4.05			5.35				6.60				8.45					
Long Tee, San Tee, and Y, 36" long	XH	3.35		5.05			6.60				8.15				10.35					
12" long	Std	1.45		1.70			3.05								4.95					
12" long	XH	1.80		2.10			3.80								6.15					
18" long	Std	2.10		2.75			3.55				4.35				6.15					
18" long	XH	2.60		3.40			4.45				5.40				7.70					
24" long	Std	2.35		3.20			4.35				5.25				7.00					
24" long	XH	2.90		4.00			5.40				6.55				8.75					
30" long	Std	2.70		3.80			4.90				5.90				7.90					
30" long	XH	3.35		4.75			6.15				7.40				9.85					
36" long	Std	2.90		4.30			5.50				6.75				8.75					
36" long	XH	3.65		5.35			6.90				8.45				10.95					
Cross, San Cross, Dbl. Y and Dbl. 1/2 Y	Std	1.25	1.65	1.65	1.80	1.80	1.80	4.95	4.95	4.95	4.95	6.15	6.15	6.15	6.15	9.00	16.20	22.70	50.40	
Cross, San Cross, Dbl. Y and Dbl. 1/2 Y	XH	1.55	2.00	2.00	2.15	2.15	2.15	6.15	6.15	6.15	6.15	7.70	7.70	7.70	7.70	13.60	22.65	29.15	63.00	
All Hub Cross and San Cross	Std	2.50		3.80	4.75	5.00	5.00				6.15				7.70					
All Hub Cross and San Cross	XH	3.15		4.75	5.95	6.25	6.25				7.70				9.60					
Tapped Straight Cross	Std	1.15		1.25			1.40				2.25				3.45					
Tapped Straight Cross	XH	1.40		1.55			1.70				2.80				4.30					
Tapped Sanitary Cross	Std	1.25		1.50			1.75				2.75				4.10					
Tapped Sanitary Cross	XH	1.55		1.85			2.15				3.40				5.10					
Tapped Double Y	Std	1.25		1.50			1.75				2.75				4.10					
Tapped Double Y	XH	1.55		1.85			2.15				3.40				5.10					
12" long	Std	1.60		2.00			2.45				3.40				4.95					
12" long	XH	2.00		2.75			3.50				4.60				6.15					
18" long	Std	2.75		3.45			4.65				6.10				8.55					
18" long	XH	3.45		4.65			5.80				7.65				11.05					
24" long	Std	3.00		5.25	5.25	5.25	6.55				8.75				13.50					
24" long	XH	3.75		6.55	6.55	6.55	8.10				10.35				16.20					
30" long	Std			5.90			7.35				9.95				14.00					
30" long	XH			7.85			9.65				12.45				18.00					
36" long	Std			6.60			8.10				10.35				14.00					
36" long	XH			8.10			9.65				12.45				18.00					
Inverted Ys	Std	1.00	1.40	1.40	1.70	1.70	1.70	2.45	2.45	3.10	3.40	3.70	3.70	4.95	4.95	6.15				
Inverted Ys	XH	1.25	1.85	1.85	2.15	2.15	2.15	3.05	3.05	3.85	4.60	4.60	4.60	6.15	6.15	7.70				
Double Inverted Ys	Std	2.45	3.10	3.10	3.70	3.70	3.70	5.00	5.00	6.15	6.15	6.15	6.15	8.10	8.10	10.35				
Double Inverted Ys	XH	3.05	3.85	3.85	4.60	4.60	4.60	6.15	6.15	7.70	7.70	7.70	7.70	10.35	10.35	13.60				
Tapped Inverted Ys (Tapped for 1 1/4")	Std	1.40		2.00			2.20				2.80				3.40					
Tapped Inverted Ys (1 1/4" or 2" I. P.)	XH	1.70		2.45			2.75				3.50				4.25					
Combination Y and 1/2 Bends	Std	1.05	1.70	1.70	1.70	1.70	1.70	3.70	3.70	3.70	3.70	5.55	5.55	5.55	5.55	11.00	18.00	24.00		
Combination Y and 1/2 Bends	XH	1.30	2.15	2.15	2.15	2.15	2.15	4.60	4.60	4.60	4.60	6.90	6.90	6.90	6.90	13.50	22.65	30.00		
Double Combination Y and 1/2 Bends	Std	1.90	2.80	2.80			3.30				5.50				8.30					
Double Combination Y and 1/2 Bends	XH	2.40	3.50	3.50			4.10				6.90				10.35					
Long Combination Y and 1/2 Bends, 18" long	Std				3.60	4.00	4.45													
Long Combination Y and 1/2 Bends, 18" long	XH				4.50	5.00	5.55													
Long Combination Y and 1/2 Bends, 24" long	Std	2.60		3.90	4.30	4.70	5.30			5.95										
Long Combination Y and 1/2 Bends, 24" long	XH	3.25		4.85	5.35	5.90	6.60			7.45										
Long Combination Y and 1/2 Bends, 30" long	Std						6.05			6.90			7.70							
Long Combination Y and 1/2 Bends, 30" long	XH						7.55			8.60			9.60							
Long Combination Y and 1/2 Bends, 36" long	Std		5.05		6.10	6.70	7.75			9.75			10.60	9.00	9.00					
Long Combination Y and 1/2 Bends, 36" long	XH		6.30		7.60	8.40	9.70			12.45			14.75	11.25	11.25					
Ventilating Branches	Std	.90	1.15	1.15	1.40	1.40	1.40	4.35	4.35	4.35	4.35	6.15	6.15	6.15	6.15	7.70				
Ventilating Branches	XH	1.10	1.40	1.40	1.85	1.85	1.85	5.40	5.40	5.40	5.40	7.70	7.70	7.70	7.70	9.60				
Tapped Ventilating Branch	Std				3.45															
Tapped Ventilating Branch	XH				4.00															
Double Ventilating Branches	Std	2.45		3.10	3.70		3.70													
Double Ventilating Branches	XH	3.05		3.85	4.60		4.60													
Tapped Double Ventilating Branches	Std				4.65															

Size	2"	3x2	3"	4x2	4x3	4"	5x2	5x3	5x4	5"	6x2	6x3	6x4	6x5	6"	8"	10"	12"	15"	
Reducing 1/4 and 1/2 Bends w/BTS-Co. Std																				3.50
Reducing 1/4 and 1/2 Bends w/BTS-Co. XH																				4.35
Tee Saddle, Plain or Connolly Std	.75	.80	.80	.80	.90	.90	.90	.95	1.00	1.00	1.00	1.00	1.00	1.05	1.15					
Tee Saddle, Plain or Connolly XH	.95	1.00	1.00	1.00	1.10	1.10	1.10	1.15	1.25	1.25	1.25	1.25	1.25	1.30	1.40					
Y and 1/2 Y Saddle, Plain or Connolly Std	.80	.90	.90	.90	.95	.95	.95	1.00	1.05	1.05	1.15	1.15	1.15	1.25	1.40	4.00				
Y and 1/2 Y Saddle, Plain or Connolly XH	1.00	1.10	1.10	1.10	1.15	1.15	1.15	1.25	1.30	1.30	1.40	1.40	1.40	1.55	1.65	6.00				
Plain Pipe Bands Std	.90		1.00			1.15				1.35					1.60	4.50				
Plain Pipe Bands XH	1.10		1.25			1.40				1.70					2.00	7.50				
Pipe Bands with Tee or Y Branch Std	1.05	1.20	1.20	1.30	1.35	1.50	1.60	1.60	1.75	1.85	1.95	1.95	2.10	2.20	2.50	9.40				
Pipe Bands with Tee or Y Branch XH	1.30	1.45	1.45	1.60	1.70	1.85	2.00	2.00	2.15	2.30	2.45	2.45	2.60	2.75	3.10	11.75				
Washington Special Y Thimble XH													2.10	2.35	2.60					

	Standard										Extra heavy									
	2"	3"	4"	5"	6"	8"	10"	12"	15"		2"	3"	4"	5"	6"	8"	10"	12"	15"	
Traps, S, 3/4 S, 1/2 S, or P and Running, Plain	.90	1.15	1.50	4.30	4.95	10.00	18.00	28.00	60.00		1.10	1.40	1.85	5.40	6.15	13.00	23.00	35.00	75.00	
Ditto with 2" Vent	1.20	1.35	2.20	4.55	5.25						1.50	1.70	2.75	5.70	6.50					
Ditto with 3" Vent		1.35	2.20	4.55	5.25							1.70	2.75	5.70	6.50					
Ditto with 4" Vent			2.20	4.55	5.25	12.00	21.60						2.75	5.70	6.50	15.00	27.00			
Ditto with 5" Vent				4.55	5.25	12.00	21.60	32.00	75.00					5.70	6.50					
Ditto with 6" Vent					5.25	12.00	21.60	32.00	75.00						6.50	15.00	27.00	40.00	90.00	
Ditto with 8" Vent							21.60	32.00	75.00							27.00	40.00	90.00		
Running Traps with 2" Double Vent	1.60	1.80	2.60								2.00	2.25	3.25							
Running Traps with 3" Double Vent		1.80										2.25								
Running Traps with 4" Double Vent			2.60	4.80	5.60	13.60	24.00						3.25	6.00	7.00	17.00	30.00			
Running Traps with 5" Double Vent				4.80										6.00						
Running Traps with 6" Double Vent					5.60	13.60	24.00	35.00	85.00						7.00	17.00	30.00	43.00	100.00	
Running Traps with 8" Double Vent							24.00	35.00	85.00							30.00	43.00	100.00		
Traps, S, 3/4 S, 1/2 S, or P and Running w/HH&C	1.25	1.85	2.50	4.95	5.55	10.75	22.00	32.00	68.00		1.55	2.30	3.10	6.15	6.90	13.75	27.75	40.00	85.00	
Traps, ditto w/HH&C and 2" Heel Inlet	2.25	2.85	3.50	5.95	6.55	11.75					2.55	3.30	4.10	7.15	7.90	14.75				
Traps, Plain 1/2 S or P Tapped 3/4" or 1/2" in Heel			1.75										2.10							
Traps, San Francisco, 1/2 S or P, 2" HH Inlet													2.40							
Traps, Deep Seal, S, 3/4 S, 1/2 S, or P and Rg	1.25	1.75	2.50	3.50	4.75						1.55	2.20	3.15	4.40	5.90					
Traps, ditto, with 2" Vent	1.60	2.00									2.00	2.50								
Traps, ditto, with 4" Vent			2.80	4.40	5.50								3.50	5.50	6.50					
Traps, Running with 4" Y or 1/2 Y Vent				4.95	6.50								6.15	8.00						
Traps, Running with 5 x 4" Red. with 4" SHV														6.00						
Traps, Running with 5 x 4" Red. with 4" DHV														7.00						

	Standard										Extra heavy									
	2"	3"	4"	5"	6"	8"	10"	12"	15"		2"	3"	4"	5"	6"	8"	10"	12"	15"	
Traps, Running with 6 x 4" Red. with 4" SHV																				7.00
Traps, Running with 6 x 4" Red. with 4" Y Vent																				8.00
Traps, Improved Running, Single Cleanout	1.70	2.50	3.45	5.40	6.20						2.10	3.10	4.30	6.75	7.75					
Traps, Improved Running, Double Cleanout	2.40	3.20	3.90	6.00	7.40	20.00					3.00	4.00	4.90	8.25	9.25	25.00				
Spigot End Vent Caps	.60	.70	.90	1.85	2.00	6.00	9.60				.75	.85	1.10	2.25	2.60	7.50	12.00			
Spigot End Vent Caps 12" long	.70	1.15	1.30	3.60	4.15						.85	1.45	1.65	4.50	5.20					
Spigot End Vent Caps 14" long			1.95	3.80									2.45	4.75						
Spigot End Vent Caps 18" long	1.30		3.25	4.60	4.75						1.65		4.05	5.60	5.95					
Spigot End Vent Caps 20" long			3.50										4.35							
Spigot End Vent Caps 30" long			5.05										6.30							
Hub End Vent Caps	1.15	1.20	1.30	2.20	2.60						1.40	1.45	1.55	2.75	3.25					
Hub End Vent Caps 12" long	1.15	1.45	1.60	3.90	4.40						1.45	1.80	2.00	4.85	5.50					
Hub End Vent Caps 18" long	1.45		3.50	4.80	5.05						1.80		4.40	6.00	6.30					
Hub End Vent Caps 20" long			3.75										4.65							
Hub End Vent Caps 30" long			5.30										6.65							
Vent Cap with Set Screw	.60	.65	.80	1.25	1.55						.60	.65	.80	1.25	1.55					
Ready Vent Cap	.60	.65	.80	1.25	1.55						.60	.65	.80	1.25	1.55					
Fresh Air Inlet Standard Pattern	.90	1.00	1.10								1.15	1.25	1.40							
Fresh Air Inlet 4 x 12" Pattern			1.60										2.00							
Fresh Air Inlet Pittsburgh Pattern	.40	.50	.65	.85	1.25						.50	.60	.80	.95	1.50					
Floor Plates	.40	.60	.75	.80	1.00						.50	.75	.90	1.00	1.25					
Roof Irons	.95	.95	1.05	1.25	1.55						1.20	1.20	1.25	1.50	1.80					
Pipe Plugs	.25	.40	.45	.60	.75	1.20	2.60	3.45	5.60		.30	.45	.60	.75	.90	1.50	3.25	4.30	7.00	
Sleeves	.60	.75	.75	1.25	1.85	2.80	4.85	8.65	17.85		.75	.90	.90	1.55	2.30	3.50	6.20	10.80	22.30	
Bar Grates	.10	.15	.20	.25	.30	.45	.90													
Bar Grates with Legs	.20	.30	.40	.50	.60															
Plain Pipe Rests	.30	.40	.40	.75	.95	1.75	2.15	3.45	5.60		.40	.45	.45	.90	1.15	2.25	3.25	4.30	7.00	
Open Pipe Rests	.30		.40								.40		.45							
Pipe Rests Tapped for L P	.65	.85	1.00	1.20	1.45	2.35	3.60				.75	1.00	1.15	1.40	1.75	3.00	4.35			
Single Hub Fittings	.50	.65	.70	1.25	1.85	2.50	3.90				.60	.90	.90	1.55	2.45	3.50	4.85			
Double Hub Fittings	.40	.50	.60	1.00	1.25	2.80	4.85	8.65	17.85		.45	.75	.75	1.25	1.55	3.60	6.20	10.80	22.30	
Tapped Hubs											1.50	2.00	2.50							
Tee Cleanout with Round Handhole and Cover	1.05	1.70	1.85	2.45	3.70	5.00					1.25	2.15	2.30	3.05	4.60	7.50				
Tee Cleanout with Square HH&C	1.20	1.90	2.10	3.20	4.30						1.50	2.40	2.65	4.00	5.35	26.00	34.00	39.00	49.50	
Washington Test Tee with Brass Plugs											3.00	3.75	4.25	5.50	8.00	16.25				
Washington Test Tee with Iron Plugs											1.90	2.00	2.50	3.75	5.00	11.00				
Washington Test Tee with no Plug											1.50	1.75	2.10	2.90	3.80					
Philadelphia Test Tee	1.30	1.60	1.90	2.75	3.85						1.60	2.00	2.40	3.45	4.80					
Tee Cleanout with Trap																				

Size.....	3x2 x2	3x2 x3	3x2 x4	3x3 x3	3x3 x4	3x4 x3	4x2 x2	4x2 x4	4x3 x4	4x4 x4	5x3 x4	5x4 x4	5x4 x5	6x3 x4	6x4 x4	6x4 x5	6x4 x6	6x5 x4	6x5 x5	6x5 x6
Reducing San Tees and Ys.....Std.	2.20	2.20	2.95	-----	-----	2.95	2.95	2.95	2.95	-----	3.80	3.80	3.80	4.60	4.60	4.60	4.60	4.60	4.60	4.60
Reducing San Tees and Ys.....XH	2.50	2.50	3.70	-----	-----	3.70	3.70	3.70	3.70	-----	4.75	4.75	4.75	5.75	5.75	5.75	5.75	5.75	5.75	5.75
Special Pittsburgh Reducing San Tee and Y Branch.....XH	-----	-----	-----	-----	1.70	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----
Reducing Combination Y and 1/2 Bend.....Std.	-----	-----	-----	-----	-----	-----	-----	3.20	-----	-----	-----	-----	7.00	-----	-----	-----	-----	-----	-----	-----
Washington Pat. Comb. Y and 1/2 Bend.....XH	-----	-----	-----	-----	-----	-----	-----	4.00	-----	-----	-----	-----	8.00	-----	-----	-----	-----	-----	-----	-----
Combination San Tee with one 45 Deg. Angle Tap.....Std.	-----	-----	-----	2.35	3.00	-----	-----	-----	-----	3.00	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----
Combination San Tee with two 45 Deg. Angle Taps.....XH	-----	-----	-----	2.60	3.35	-----	-----	-----	-----	3.35	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----
Combination San Tee with two 45 Deg. Angle Taps.....Std.	-----	-----	-----	3.35	3.70	-----	-----	-----	-----	3.70	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----
Combination San Cross with four 45 Deg. Angle Taps.....XH	-----	-----	-----	3.60	4.00	-----	-----	-----	-----	4.00	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----
Combination San Cross with four 45 Deg. Angle Taps.....Std.	-----	-----	-----	4.65	5.80	-----	-----	-----	-----	5.80	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----
Combination San Cross with four 45 Deg. Angle Taps.....XH	-----	-----	-----	6.00	6.15	-----	-----	-----	-----	6.15	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----

Medium fittings take same lists as standard.

§ 1306.311 Appendix C: List prices on "Victory" cast iron soil pipe. The list prices and weights of "Victory" cast iron soil pipe shall be as follows:

"VICTORY" CAST IRON SOIL PIPE

Size	Single hub		Double hub	
	Weight per 5-foot length	Price per foot	Weight per 5-foot length	Price per foot
2"	20	\$0.33	21	\$0.35
3"	30	.44	31	.48
4"	40	.53	42	.58
5"	55	.84	57	.89
6"	65	.96	68	1.04
8"	100	1.65	105	1.85
10"	145	2.80	150	3.00
12"	190	3.90	200	4.30
15"	255	6.10	270	6.70

The above prices shall apply only to cast iron soil pipe produced at the designated weights with a variation not exceeding 5 per cent (over or under) on individual lengths, as per amendment to Schedule IV of War Production Board Limitation Order No. L-42.

Issued this 3d day of July 1942.

LEON HENDERSON,  
Administrator.

[F. R. Doc. 42-6336; Filed, July 3, 1942; 5:12 p. m.]

PART 1339—BURLAP AND BURLAP PRODUCTS

[Amendment 2 to Revised Price Schedule 18<sup>1</sup>]

BURLAP

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Paragraphs (a) and (b) of § 1339.11 are amended to read as set forth below:

§ 1339.11 Appendix A: Maximum prices for burlap. (a) Prices per yard, ex dock port of discharge,<sup>2</sup> duty paid.<sup>3</sup>

<sup>1</sup> 7 F.R. 1241, 1600.

<sup>2</sup> In the case of second hand or re-sewn burlap and in case the port of discharge for any lot of new burlap cannot be ascertained, the price enumerated herein shall apply f. o. b. the seller's point of shipment.

<sup>3</sup> For qualities or constructions not listed herein, the maximum price shall be a price determined by the Office of Price Administration to be in line with the maximum price for the nearest comparable quality and construction listed herein. Such determination shall be made upon written request addressed to the Office of Price Administration, Washington, D. C.

Quality of burlap	Construction		Cents
	Width (inches)	Weight (ounces per yard)	
Common burlap.....	32	7	6.50
	36	7	7.30
	40	7	7.90
	45	7	9.00
	27	7 1/2	5.95
	30	7 1/2	6.60
	32	7 1/2	6.60
	36	7 1/2	7.40
	40	7 1/2	8.00
	45	7 1/2	9.10
	48	7 1/2	9.95
	50	7 1/2	10.30
	52	7 1/2	10.70
	54	7 1/2	11.05
	56	7 1/2	11.65
	60	7 1/2	12.25
	27	8	6.05
	32	8	6.90
	36	8	7.70
	40	8	8.50
45	8	9.50	
48	8	10.30	
54	8	11.45	
60	8	12.60	
32	9	7.90	
36	9	8.75	
40	9	9.65	
27	10	7.50	
32	10	8.70	
36	10	9.70	
37	10	9.95	
40	10	10.60	
45	10	11.95	
48	10	12.85	
54	10	14.50	
60	10	16.10	
36	10 1/2	10.05	
40	10 1/2	11.00	
40	11	11.35	
40	11 1/2	11.70	
32	12	10.45	
36	12	11.55	
40	12	12.70	
40	14	15.30	
Special finishes: Double calendared....	36	10	10.95
	40	10	12.10
	48	10	14.50
	36	10 1/2	11.15
	40	10 1/2	12.35
	48	10 1/2	14.80
	48	11	15.15
	48	11 1/2	13.10
Cropped and mangled.	36	10	11.20
	40	10	12.35
	36	10 1/2	11.40
	40	10 1/2	12.60
	40	14	15.90

apply to burlap sold in quantities of less than one bale.

The maximum price for re-sewn burlap which contains more than one of the above constructions shall be the maximum price for the construction contained therein which has the lowest established maximum price.

(b) Charges for war risk insurance in excess of 2 1/2 % actually paid with respect to the burlap sold, may be added to the maximum prices set forth in paragraph (a) of this section: *Provided*, That in no event may such charges be added for war risk insurance based upon an insured valuation in excess of the total of (1) the maximum price enumerated in paragraph (a) for such burlap (without regard to the provision regarding sales in quantities of less than 25 bales), plus (2) the premium for war risk insurance, at the applicable rate, computed upon a valuation equivalent to such enumerated maximum price for such burlap: *Provided further*, That if any such excess war risk insurance charges are added to the applicable maximum prices, an invoice or similar document shall be delivered to the purchaser showing the amount of such charges.

§ 1339.10a Effective dates of amendments. \* \* \*

(b) Amendment No. 2 (§ 1339.11 (a) and (b)) to Revised Price Schedule No. 18 shall become effective July 8, 1942.

(Pub. Law 421, 77th Cong.)

Issued this 3d day of July 1942.

LEON HENDERSON,  
Administrator.

[F. R. Doc. 42-6330; Filed, July 3, 1942; 5:10 p. m.]

PART 1341—CANNED AND PRESERVED FOODS

[Amendment 2 to Maximum Price Regulation 152<sup>1</sup>]

CANNED VEGETABLES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

In paragraph (c) of § 1341.26 the date "July 1, 1942" is amended to read "July 15, 1942."

<sup>1</sup> 7 F.R. 3895, 3963, 4453.

The maximum prices set forth above are for burlap sold or delivered in quantities of 25 bales or more. For burlap sold in quantities of less than 25 bales the customary premiums may be charged, but in no case shall the prices f. o. b. shipping point exceed the maximum prices set forth above plus ten percent.

The maximum prices established by Revised Price Schedule No. 18 do not

§ 1341.32 *Effective dates of amendments.* \* \* \*

(b) Amendment No. 2 (§ 1341.26 (c)) to Maximum Price Regulation No. 152 shall become effective July 3, 1942.

(Pub. Law 421, 77th Cong.)

Issued this 3d day of July 1942.

LEON HENDERSON,  
Administrator.

[F. R. Doc. 42-6332; Filed, July 3, 1942; 5:12 p. m.]

**PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS**

[Amendment No. 2 to Maximum Price Regulation No. 130<sup>1</sup>]

**STANDARD NEWSPRINT PAPER**

A statement of the considerations involved in the issuance of this Amendment is issued simultaneously herewith and has been filed with the Division of the Federal Register.

In § 1347.280 (a), subparagraphs (3), (4), and (5) are redesignated (4), (5), and (6); and a new subparagraph (3) is added. Section 1347.282 (b) is amended to read as set forth below.

§ 1347.208 *Definitions.* (a) \* \* \*

(3) "Super Standard" Newsprint Paper is a quality of Standard Newsprint Paper, with an average basis weight per shipment of not less than 34 pounds, subject to normal trade variation, which has been specially manufactured and processed in a manner to render it more suitable than ordinary Standard Newsprint Paper for printing by the rotogravure process.

§ 1347.282 *Appendix A: Maximum prices for Standard Newsprint Paper.* \* \* \*

(b) *Manufacturers' differentials for color and sheets.* Manufacturers may add to the maximum prices established herein a price differential not in excess of \$3.50 per ton for "Super Standard" quality, as hereinbefore defined, when such paper or the container or wrapper thereof is marked in such fashion as to indicate clearly it is sold for rotogravure printing. The payment of this differential by the purchaser shall constitute a guarantee to the Administrator that the purchaser will use such paper only for rotogravure printing. Manufacturers may also add price differentials for color, sheets, the squaring of sheets, or special packing equivalent to the differentials actually charged in sales by the manufacturer of Standard Newsprint Paper during the period from October 1, 1941, to October 15, 1941, inclusive. If no sale of Standard Newsprint Paper in color, sheets, squared sheets or special packaging was made in such period, there may be added to the maximum prices the price differentials which would have been charged during such period, using such cost factors as would have been used to complete such differentials during the

<sup>1</sup> 7 F.R. 3183, 3521.

period from October 1, 1941, to October 15, 1941, inclusive.

§ 1347.281a. *Effective dates of amendments.* \* \* \*

(b) Amendment No. 2 (§ 1347.280 (a) (3), (a) (4), (a) (5), and (a) (6); § 1347.282 (b)) to Maximum Price Regulation No. 130 shall become effective July 8, 1942.

(Pub. Law 421, 77th Cong.)

Issued this 3d day of July 1942.

LEON HENDERSON,  
Administrator.

[F. R. Doc. 42-6331; Filed, July 3, 1942; 5:10 p. m.]

**PART 1393—ICE**

[Maximum Price Regulation 154<sup>1</sup> as Amended—Ice]

Sec.	
1393.1	Maximum prices for ice.
1393.2	Less than maximum prices.
1393.3	Adjustable pricing.
1393.4	Evasion.
1393.5	Enforcement.
1393.6	Applicability of the provisions of the General Maximum Price Regulation.
1393.7	Incorporation of the provisions of the General Maximum Price Regulation.
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1393.9	Petitions for amendment.
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A statement of the considerations involved in the issuance of Maximum Price Regulation No. 154 As Amended, issued simultaneously herewith, has been filed with the Division of the Federal Register.

The title, preamble, and §§ 1393.1 to 1393.9, inclusive, are renumbered and amended to read as set forth herein:

In the judgment of the Price Administrator, it is necessary to establish maximum prices for the sale of ice because the prices prevailing in March 1942 were abnormally low in relation to the prices in other industries. As the ice business is primarily seasonal in nature, it has been the custom in the ice business to make price increases only at the beginning of the summer season, which occurs in most regions of the United States in the month of April. Accordingly, in most cases, the prices for ice prevailing in March 1942 did not reflect increased costs incurred since the summer season of 1941, and consequently, as noted above, were abnormally low in relation to the prices prevailing in other industries in which price increases are not limited to a particular time of year. The maximum prices established by this Regulation are, in the judgment of the Price Administrator, generally fair and equitable, and in conformity with the general level of prices established by the General Maximum Price Regulation.<sup>2</sup>

<sup>1</sup> 7 F.R. 3904, 4668, 4762.

<sup>2</sup> 7 F.R. 3153, 3330, 3666, 3990, 3991, 4339.

Therefore, under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942 and in accordance with Procedural Regulation No. 1,<sup>3</sup> issued by the Office of Price Administration, Maximum Price Regulation No. 154 As Amended is hereby issued.

AUTHORITY: §§ 1393.1 to 1393.13 inclusive, issued under Pub. Law 421, 77th Cong.

§ 1393.1 *Maximum prices for ice.* On and after July 8, 1942, regardless of any contract, agreement, lease or other obligation, no person shall sell or deliver ice and no person in the course of trade or business shall buy or receive ice at prices higher than the maximum prices set forth in Appendix A hereof, incorporated herein as § 1393.12; and no person shall agree, offer, solicit, or attempt to do any of the foregoing.

§ 1393.2 *Less than maximum prices.* Lower prices than those set forth in Appendix A (§ 1393.12) may be charged, demanded, paid or offered.

§ 1393.3 *Adjustable pricing.* Any person may offer or agree to adjust or fix prices to or at prices not in excess of the maximum prices in effect at the time of delivery. In appropriate situations, where a petition for amendment or for adjustment or exception requires extended consideration, the Price Administrator may, upon application, grant permission to agree to adjust prices upon deliveries made during the pendency of the petition in accordance with the disposition of the petition.

§ 1393.4 *Evasion.* The price limitations set forth in this Maximum Price Regulation No. 154 as amended, shall not be evaded, whether by direct or indirect methods, in connection with an offer, solicitation, agreement, sale or delivery of, or relating to the sale of ice, alone or in conjunction with any other commodity, or by way of commission, service, transportation, or other charge, or discount, premium or other privilege, or by tying-agreement or other trade understanding, or otherwise.

Specifically, but not exclusively, the following practices are prohibited:

(a) The reduction or elimination of discounts in effect during April 1942, with respect to any particular class of purchasers, or, where the seller's maximum price for ice is established under § 1393.12 (a) (2), the reduction or elimination during any of the months from April to October, inclusive, of the discounts in effect during the corresponding month of 1941 with respect to any particular class of purchasers.

(b) Changes in the classification of purchasers of ice which were in effect during April 1942, or, where the seller's maximum price for ice is established under § 1393.12 (a) (2), changes during any months from April to October, inclusive, in the classification of purchasers of ice in effect during the corresponding month of 1941.

§ 1393.5 *Enforcement.* (a) Persons violating any provision of this Maximum

<sup>3</sup> 7 F.R. 971.

Price Regulation No. 154 as amended, are subject to the criminal penalties, civil enforcement actions, suits for treble damages and proceedings for the suspension of licenses provided by the Emergency Price Control Act of 1942.

(b) Persons who have any evidence of any violation of this Maximum Price Regulation No. 154 as amended, or of any acts or practices which constitute such a violation are urged to communicate with the nearest Field, State, or Regional office of the Office of Price Administration, or its principal office in Washington, D. C.

§ 1393.6 *Applicability of General Maximum Price Regulation.*<sup>2</sup> Except as provided in § 1393.7 the provisions of this Maximum Price Regulation No. 154 as amended supersede the provisions of the General Maximum Price Regulation with respect to sales or deliveries of ice for which maximum prices are established by this Regulation.

§ 1393.7 *Incorporation of the provisions of the General Maximum Price Regulation.*<sup>2</sup> The provisions of § 1499.4 of the General Maximum Price Regulation relating to supplementary regulations; the provisions of § 1499.7 relating to Federal and State taxes; the provisions of §§ 1499.12, 1499.13 and 1499.14 relating to records; the provisions of § 1499.20 (g) (h) (i) (k) (m) (o) (p) (r) and (s) relating to definitions; and the provisions of § 1499.29 (b) (Supplementary Regulation No. 4<sup>3</sup>) relating to applications for price adjustments with respect to government contracts or subcontracts shall apply to sales of ice the maximum prices for which are established by this Maximum Price Regulation No. 154 as amended, and to all persons making such sales. The registration and licensing provisions of §§ 1499.15 and 1499.16 are applicable to every person subject to this Maximum Price Regulation No. 154 as amended, selling ice at wholesale or retail.

§ 1393.8 *Applications for adjustment by retail sellers.* (a) Any seller at retail (1) who finds that the maximum price of ice established for him under the provisions of § 1393.12 of this Maximum Price Regulation No. 154 as amended, is abnormally low in relation to the maximum prices of ice established for other sellers at retail, and that this abnormality subjects him to substantial hardship, or (2) who is able to show that the maximum price for ice established for him under the provisions of § 1393.12 of this Maximum Price Regulation No. 154 as amended, is so low as to cause him substantial hardship and make it impossible for him to continue selling or supplying ice, and that such discontinuance by him will cause his customers substantial inconvenience disproportionate to the needs of the national or local economy, may file an application for adjustment of that maximum price in accordance with Temporary Procedural Regulation No. 2<sup>4</sup> issued by the Office of Price Administration, or any other ap-

licable Regulation hereafter issued by the Office of Price Administration. For the purposes of this paragraph (a) a sale to an industrial or commercial user for use but not for resale by such industrial or commercial user shall be deemed to be a sale at retail, and any person making such sales shall be deemed to be a seller at retail.

(b) In making application for adjustment under paragraph (a) of this section, any manufacturer of ice who sells ice at retail and also sells ice to distributors and peddlers for resale at retail may make application for adjustment on behalf of those distributors and peddlers who customarily purchase ice from him. If an adjustment of the manufacturer's maximum price is granted upon such application, a like adjustment of the maximum prices of the distributors and peddlers included in the application may be granted. In any such case the manufacturer's prices to such distributors and peddlers may be, but are not required to be, increased by an amount not in excess of the adjustment granted with respect to retail prices.

(c) Any seller at retail who finds that his maximum price for ice and the maximum prices for other retail sellers for ice are abnormally low in relation to the level of maximum prices established by this Maximum Price Regulation No. 154 as amended for manufacturers or wholesalers of ice and that this relationship subjects sellers at retail of ice generally to substantial hardship should immediately communicate such information in writing to the Retail Trade and Services Division, Office of Price Administration, Washington, D. C., so that the Price Administrator may take appropriate action.

§ 1393.9 *Petitions for amendment.* Persons seeking any modification of this Maximum Price Regulation No. 154 As Amended, or any adjustment or exception not provided for in § 1393.8, may file Petitions for Amendment in accordance with the provisions of Procedural Regulation No. 1<sup>5</sup> issued by the Office of Price Administration.

§ 1393.10 *Definitions.* (a) When used in this Maximum Price Regulation No. 154 as amended the term:

(1) "Platform sale" (or bridge, or dock sale) is a sale of ice, delivery of which is made to the purchaser at the seller's place of business.

(2) "Delivered sale" is a sale of ice delivered to a purchaser at a point other than the seller's place of business.

(3) "Highest price charged" shall be (i) the highest price which the seller charged for ice delivered by him during any designated period or (ii) if the seller made no such delivery during any designated period, his highest offering price for delivery during that designated period.

(b) Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942 shall apply to other terms used herein.

§ 1393.11 *Effective dates of amendments.* (a) This Maximum Price Regulation No. 154 As Amended (§§ 1393.1 to 1393.12, inclusive) shall become effective July 8, 1942.

§ 1393.12 *Appendix A: Maximum prices for ice—(a) Determination of maximum prices—(1) Generally.* The seller's maximum delivered price and the seller's maximum platform price for any form, quantity, and quality of ice shall be the highest price charged by the seller for such form, quantity, and quality of ice during April 1942 on a delivered sale or on a platform sale respectively to a purchaser of the same class: *Provided*, That in the event the seller's only deliveries to any class of purchasers during April 1942 were made pursuant to a contract or contracts entered into prior to October 1, 1941, the seller's maximum delivered price and seller's maximum platform price to a purchaser of that class for any form, quantity, and quality of ice shall be (i) the highest delivered price or the highest platform price respectively for such form, quantity, and quality of ice for which provision is made in any contract entered into with a purchaser of said class after October 1, 1941 and prior to April 28, 1942, even though no deliveries were made under such contracts in April 1942, or (ii) if the seller has not entered into any contract with a purchaser of that class after October 1, 1941, and prior to April 28, 1942, a price determined in accordance with paragraph (b) of this section.

(2) *Alternative maximum prices.* During the months from April to October inclusive, a seller of ice may charge on a delivered sale or a platform sale for any form, quantity, and quality of ice, the highest price charged by the seller for such form, quantity, and quality of ice on a delivered sale or on a platform sale respectively during the corresponding month of 1941 to a purchaser of the same class: *Provided*, That to avail himself of this alternative method of determining maximum prices the seller must be able to demonstrate by appropriate written records what his prices actually were during the corresponding months of 1941 and must preserve such records and make them available for examination by the Office of Price Administration.

(b) *Maximum prices determined by reference to maximum prices of most closely competitive seller—(1) Generally.* If the seller's maximum price for ice cannot be determined under paragraph (a) (1) of this section, and is not or cannot be determined under paragraph (a) (2) of this section, the seller's maximum delivered price and the seller's maximum platform price for any form, quantity, and quality of ice shall be the maximum price established under paragraph (a) (1) of this section for the most closely competitive seller of the same class for such form, quantity, and quality of ice on a delivered sale or on a platform sale respectively to a purchaser of the same class.

(2) *Alternative maximum prices.* If a seller has customarily charged higher

<sup>2</sup> *Supra*.

<sup>3</sup> 7 F.R. 3724.

<sup>4</sup> 7 F.R. 3522.



prices during the summer season than during the rest of the year, and if the seller's maximum price for ice cannot be determined under paragraph (a) (2) of this section, the seller may charge during the months from April to October inclusive, on a delivered sale or on a platform sale for any form, quantity, and quality of ice the maximum price established under paragraph (a) (2) of this section for the most closely competitive seller of the same class for such form, quantity, and quality of ice on a delivered sale or on a platform sale respectively to a purchaser of the same class.

(c) No seller shall require any purchaser, and no purchaser shall be permitted to pay a larger proportion of transportation costs incurred in the delivery or supply of ice than the seller required purchasers of the same class to pay during April 1942, except that during the months of April to October inclusive, where the seller's maximum price for ice is established by paragraph (a) (2) of this section, no seller shall require any purchaser, and no purchaser shall be permitted to pay a larger proportion of transportation costs incurred in the delivery or supply of ice than the seller required purchasers of the same class to pay during the corresponding month of 1941.

(d) The charges made for any special service shall not exceed the charge made during April 1942 except that where, during the months from April to October, inclusive, the seller's maximum price for ice is established by paragraph (a) (2) of this section, the charges made for any special services shall not exceed the charges made during the corresponding month of 1941.

Issued this 3d day of July 1942.

LEON HENDERSON,  
Administrator.

[F. R. Doc. 42-6333; Filed, July 3, 1942;  
5:13 p. m.]

PART 1499—COMMODITIES AND SERVICES

[Maximum Prices Authorized Under § 1499.3  
(b) of the General Maximum Price Regulation<sup>1</sup>—Order 17]

SANITARY REFRIGERATOR CO.

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942 and § 1499.3 (b) of the General Maximum Price Regulation, it is hereby ordered:

§ 1499.54 *Approval of maximum prices for sales of household ice refrigerators by Sanitary Refrigerator Company.* (a) On and after July 3, 1942, the maximum price, f. o. b. factory, for the sale by the Sanitary Refrigerator Company, Fond Du Lac, Wisconsin, of the following models of household ice refrigerators to

<sup>1</sup> 7 F. R. 3153, 3330, 3666, 3990, 3991.

any person, shall be the amount set forth opposite each model number:

Model No.:	Maximum price
MV-55	\$16.88
MV-280	19.94
MV-110	21.94
MV-295	24.86
MV-2125	29.99

(b) This Order No. 17 may be revoked or amended by the Price Administrator at any time.

(c) This Order No. 17 (§ 1499.54) shall become effective July 3, 1942.

(Pub. Law 421, 77th Cong.)

Issued this 3d day of July 1942.

LEON HENDERSON,  
Administrator.

[F. R. Doc. 42-6326; Filed, July 3, 1942;  
5:06 p. m.]

PART 1499—COMMODITIES AND SERVICES

[Maximum Prices Authorized Under § 1499.3  
(b) of the General Maximum Price Regulation<sup>1</sup>—Order 18]

AMERICAN AGAR AND CHEMICAL CO.

The American Agar and Chemical Company of San Diego, California, has made application under § 1499.3 (b) of the General Maximum Price Regulation for specific authorization to determine for its San Diego plant the maximum price for a commodity which cannot be priced under § 1499.2 thereof. Due consideration has been given to the application, and an Opinion in support of this Order has been issued simultaneously herewith and has been filed with the Division of the Federal Register. For the reasons set forth in the Opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, it is ordered:

§ 1499.55 *Approval of maximum price for domestic Agar for sale by the American Agar and Chemical Company.* (a) On and after July 4, 1942, the San Diego plant of the American Agar and Chemical Company, a corporation having its principal place of business in San Diego, California, may sell and deliver and offer, agree, solicit, and attempt to sell and deliver Agar produced by it at its San Diego plant, and any person may buy from the San Diego plant of the American Agar and Chemical Company Agar produced by it at its San Diego plant at a price no higher than that hereinafter set forth: \$3.00 per pound, f. o. b. San Diego, California.

(b) On or before September 15, 1942, the above-mentioned seller shall furnish the Office of Price Administration with a sworn statement reporting its cost of producing Agar per pound for each month during the period from April 1, 1942, to September 1, 1942. Thereafter the above-mentioned seller shall submit to the Office of Price Administration such reports of its cost of producing Agar as the Office of Price Administration may, from time to time, require.

<sup>1</sup> 7 F. R. 3153, 3330, 3666, 3990, 3991, 4339, 4487.

(c) The maximum prices established in this Order shall include all charges for containers.

(d) This Order No. 18 may be revoked or amended by the Price Administrator at any time.

(e) This Order No. 18 (§ 1499.55) shall become effective July 4, 1942.

(Pub. Law 421, 77th Cong.)

Issued this 3d day of July, 1942.

LEON HENDERSON,  
Administrator.

[F. R. Doc. 42-6327; Filed, July 3, 1942;  
5:05 p. m.]

PART 1499—COMMODITIES AND SERVICES

[Maximum Prices Authorized Under § 1499.3  
(b) of the General Maximum Price Regulation<sup>1</sup>—Order 19]

TREASURY DEPARTMENT AND METALS RESERVE  
CO. PRICES FOR CERTAIN ALLOY INGOT  
AND PURE NICKEL CUBES

The Treasury Department of the United States and the Metals Reserve Company have made application pursuant to § 1499.3 (b) of the General Maximum Price Regulation for a determination of a maximum price for a certain alloy ingot and for certain pure nickel cubes. Due consideration has been given to the application and an Opinion in support of this Order, issued simultaneously herewith, has been filed with the Division of the Federal Register. For the reasons set forth in the Opinion, under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, and in accordance with § 1499.3 (b) of the General Maximum Price Regulation, it is hereby ordered that:

§ 1499.56 *Authorization of a maximum price for a certain alloy ingot and certain pure nickel cubes to the Treasury Department of the United States and the Metals Reserve Company.* (a) On and after July 4, 1942, the Treasury Department of the United States and Metals Reserve Company may sell and deliver and agree, offer, solicit, and attempt to sell and deliver alloy ingot of the following specifications at prices no higher than 22.00¢ per pound in carload lots and 22.25¢ per pound in less than carload lots delivered buyer's plant.

Electrolytic copper, 75 percent.

Electrolytic nickel, 25 percent.

Impurities—No greater than those normally occurring in an alloy made entirely from electrolytic copper and electrolytic nickel.

(b) On and after July 4, 1942, the Treasury Department of the United States and Metals Reserve Company may sell and deliver and agree, offer, solicit and attempt to sell and deliver electrolytic nickel in cubes at a price no higher than 32¢ per pound delivered buyer's plant or warehouse.

<sup>1</sup> 7 F. R. 3153, 3330, 3666, 3990, 3991, 4339, 4487, 4659.

(c) This Order No. 19 may be revoked or amended by the Price Administrator at any time.

(d) This Order No. 19 (§ 1499.56) shall become effective on July 4, 1942.

(Pub. Law 421, 77th Cong.)

Issued this 3d day of July 1942.

LEON HENDERSON,  
Administrator.

[F. R. Doc. 42-6328; Filed, July 3, 1942;  
5:04 p. m.]

### Chapter XIII—Office of Petroleum Coordinator for War

[Recommendation No. 45, Amendment]

#### PART 1508—MARKETING

##### ASPHALT PRODUCTS

To all State Highway Commissions, and to all Federal, state, county, and municipal bodies or agencies having jurisdiction over the construction, reconstruction, maintenance, or repair of roads and highways in Districts One, Two and Three, and to all suppliers of asphalt and asphaltic products and tar and tar products in the aforesaid Districts:

Pursuant to the President's letter of May 28, 1941, establishing the Office of Petroleum Coordinator for War, §§ 1508.44 to 1508.48 of this chapter (Recommendation No. 45, dated April 24, 1942) are hereby amended to read as follows:

§ 1508.44 *Use of asphalt or tar products on roads and highways.* Subject to the provisions of § 1508.47 of this chapter, the use of asphalt or of any asphaltic product, including road oils, or of tar or any tar product, in the construction, reconstruction, paving, surfacing or resurfacing, and in the maintenance or repair, of any public road, street, highway or driveway, or public parkway, in the areas defined in § 1508.48 of this chapter, and the purchase, sale, delivery or withdrawal from storage of any asphalt or asphaltic product including road oil, or tar, or any tar product, for any such use, shall be deferred for the duration of the emergency, except in the case of public roads, streets, highways or driveways, or public parkways, certified by the Public Roads Administration of the Federal Works Agency to be necessary to the successful prosecution of the war, and for the construction, reconstruction, paving, surfacing or resurfacing, or the maintenance or repair, of which the Public Roads Administration certifies that the use of asphalt or an asphaltic product (not including road oil), or tar or a tar product, is essential. Certification by the Public Roads Administration shall be made after review and recommendation by the appropriate state highway department, except in cases of use by or on behalf of an agency of the Federal Government, pursuant to such procedure as the Commissioner of Public Roads may prescribe.

AUTHORITY: §§ 1508.44 to 1508.48, inclusive, issued under the President's letter of May 28, 1941, to the Secretary of the Interior (6 F.R. 2760).

17 F.R. 3669.

§ 1508.45 *Other surfacing.* Subject to the provisions of § 1508.47 of this chapter, no asphalt or asphaltic product, including road oils, or tar or any tar product, shall be used during the emergency in the construction, reconstruction, paving, surfacing or resurfacing, or in the maintenance or repair, of any roadway or other surface for vehicular use, walkway, yard, parking area, or any other similar surface subject to restricted use and not within a building (but not including airport or aircraft plant surfaces on which aircraft travel) except as may be approved by the Director of Marketing, Office of Petroleum Coordinator for War, Washington, D. C., in the area defined in § 1508.48 of this chapter.

§ 1508.46 *Transportation of asphalt and asphaltic products.* Asphalt and asphaltic products, including road oils, and tar and tar products, shall be transported by means of tank truck in all movements of 200 miles or less except where suitable tank truck transportation cannot be obtained.

§ 1508.47 *Date of applicability.* In any case where asphalt or any asphaltic product (not including road oils), or tar or any tar product, is being used for the purposes described in §§ 1508.44 and 1508.45 of this chapter in the area defined in paragraph (b) of § 1508.48 of this chapter, pursuant to a written contract, but only where equipment and material has been placed upon the location on or before the date of promulgation of this amendment, the use thereof shall be permitted for 20 days following such date, and the delivery thereof for such use shall be permitted for 10 days following such date, but shall be permitted thereafter only upon certification by the Public Roads Administration in the manner contemplated in § 1508.44 or approval as provided in § 1508.45 of this chapter. The use of road oils for the purposes described in §§ 1508.44 and 1508.45 of this chapter, and the delivery of road oils for such purposes, shall cease from and after the effective date of §§ 1508.44 to 1508.48, inclusive, of this chapter. The provisions of §§ 1508.44 to 1508.48, inclusive, of this chapter, shall be effective in the area defined in paragraph (a) of § 1508.48 of this chapter on the date of promulgation.

§ 1508.48 *Areas of applicability.* (a) The States of Connecticut, Delaware, Florida east of the Apalachicola River, Georgia, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, North Carolina, Pennsylvania, Rhode Island, South Carolina, Vermont, Virginia, West Virginia, and the District of Columbia.

(b) The States of Alabama, Arkansas, Florida west of the Apalachicola River, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Mexico, North Dakota, Ohio, Oklahoma, South Dakota, Tennessee, Texas, and Wisconsin.

R. K. DAVIES,  
Deputy Petroleum  
Coordinator for War.

JULY 2, 1942.

[F. R. Doc. 42-6375; Filed, July 6, 1942;  
10:52 a. m.]

## TITLE 46—SHIPPING

### Chapter IV—War Shipping Administration

[General Order 15]

#### ART 303—TERMINAL OPERATIONS

Whereas by Executive Order 9054, dated February 7, 1942, the President established the War Shipping Administration in order to assure the most effective utilization of the shipping of the United States for the successful prosecution of the war; and

Whereas the Administrator deems it appropriate to issue the following Order concerning the handling of vessels owned or under charter to the War Shipping Administration, the use of terminal facilities by agents or general agents (including any subsidiary or other Company whom the Administrator deems should be included for accounting purposes in order to determine fair and reasonable charges) of the War Shipping Administration, and rates and charges therefor.

Now, therefore, by virtue of the power vested in me by the aforesaid Executive Order: *It is hereby ordered, That:*

§ 303.1 *Designation of terminals within continental United States.* (a) Unless otherwise determined by the Administrator, terminals to be used in all ports shall be designated by the agents or general agents of the vessels with due regard for the most efficient and economical handling of the ship's business.

(b) Unless otherwise determined by the Administrator, and except as provided in § 303.3 the agent or general agent in ports within the continental limits of the United States may:

(1) (i) when the designated terminal is not owned or rented by the agent or general agent, pay and charge against the vessel the going tariff rates, less all refunds, in the ports for charges customarily assumed by the vessel for the use of such terminals when said tariff rates are duly filed and approved by a governmental regulating body;

(ii) when the terminal is rented by the agent or general agent, charge against the vessel a fair and reasonable proportion of the actual monthly cost to him for the terminal operating costs which will include rental, fire and liability insurance, light, heat, power, repairs and upkeep, pier superintendent, head receiving and delivery clerk, watchman or gateman, plus compensation insurance and taxes on such personnel.

(iii) when the terminal is owned by the agent or general agent, charge against the vessel a fair and reasonable proportion of a monthly rental rate for the terminal facilities as determined by the Administrator.

(2) pay and charge against the vessel the actual cost for checkers, tallyman, dock labor, coopers, and special cargo or ship's watchman, including compensation insurance and taxes on such labor.

§ 303.2 *Payment of tariff rates.* Where under the established tariff applicable to any terminal any of the above charges are charged against the cargo rather than against the vessel, such charges shall be paid by the cargo and not by

the agent or general agent. The agent or general agent shall make collections from the cargo and remit such collections to the terminal company in accordance with the usual practice.

(a) Where some or all of the expense of the terminal is assumed by the vessel, the vessel's revenue shall be credited with all handling charges collected from the cargo.

§ 303.3 *Compensation of general agents or agents.* A general agent or agent who directly or through an affiliate performs general supervisory services at a terminal in connection with handling the vessel's business shall be compensated for his services, or a general agent or agent who employs a sub-agent to perform such services at a terminal shall compensate his sub-agent and be reimbursed on the following basis:

Manifest tons handled by each vessel at 5¢ per ton; with a minimum of \$100.00 per vessel; *Provided, however,* That this schedule of fees shall not apply:

(a) When a public terminal or private terminal company not affiliated with the agent or general agent (as determined by the Administrator) performs such supervisory services under a stipulated tariff rate;

(b) In any port outside of the United States, its Territories and Possessions;

(c) In terminals where supervision is handled by special agreement with the War Shipping Administration;

(d) To liquid cargoes at any terminal or sugar, bulk, or other cargoes loaded or discharged at refineries, sugar docks, ore docks, coal docks, lumber or other mills or at private terminals not owned or leased by the agent or general agent or his affiliates. In such cases the agent may charge against the vessel the actual net cost for such dockage, clerking, checking and watching as is customarily and properly incurred for the account of the vessel.

§ 303.4 *Basis of compensation to general agents and agents.* As approved or required by the Administrator, the net of the terminal operations of each pier or terminal of each general agent or agent shall be taken into consideration in making determination under §§ 330.10 and 330.12 under General Order No. 12 and in accordance with fiscal regulations issued thereunder.

§ 303.5 *Reports of general agents and agents.* This order shall become effective with the handling of all vessels under G. A. A. 4-4-42 and T. C. A. 4-4-42. All general agents and agents operating terminals where any part of the cost of the operation is charged to vessels owned by or operated for the account of the War Shipping Administration will come within the provisions of this order. Each such general agent or agent shall submit immediately for approval to the Assistant Deputy Administrator for Fiscal Affairs a report containing full data as to location, complete description, rental rate, maintenance, upkeep, etc., of rented piers and similar information including cost and depreciated value of owned piers and such

other information as the Administrator may require.

§ 303.6 *Method of computing charges.* All charges shall be billed and allocated against the vessel in accordance with such fiscal regulations as may from time to time be prescribed by the Assistant Deputy Administrator for Fiscal Affairs. In allowing such charges, the Administrator shall take into account charges made by the agent or general agent against any other agencies of the United States or for the use of terminal for lend-lease or defense aid cargo and may reduce the charges herein provided to the extent that charges are made against other agencies or for the use of terminal for lend-lease or defense aid cargo in excess of the rates provided by this order.

By order of the War Shipping Administration.

[SEAL]

W. C. PEET, Jr.,  
Secretary.

JULY 3, 1942.

[F. R. Doc. 42-6371; Filed, July 6, 1942; 10:39 a. m.]

[General Order 12, Supp. 3]

PART 330—TERMS OF COMPENSATION PAYABLE TO GENERAL AGENTS AND AGENTS

COMBINATION CARGO AND PASSENGER VESSELS

§ 330.21 *Vessels included.* Sections 330.21 to 330.28 of General Order No. 12, as amended by Supplement 1 thereto, are applicable to services rendered in connection with the operation of combination cargo and passenger vessels for the War Shipping Administration under the standard form of service agreement for vessels time chartered from others for the War Shipping Administration (TCA-4-4-42) and the services rendered pursuant to standard form of service agreement for vessels of which the War Shipping Administration is owner or owner pro hac vice (GAA-4-4-42).

§ 330.22 *Effective period.* Sections 330.21 to 330.28 shall become effective at the earliest dates permissible under such service agreements.

§ 330.23 *Definition of terms.* The words defined in §§ 330.3, 330.4, 330.5 and 330.6 of General Order No. 12, as amended by Supplement No. 1 thereto, shall have the same meaning in §§ 330.21 to 330.28, except that the terms "general agent" and "agent" shall be deemed to include wholly owned subsidiaries or any other related or interested companies that the Administrator deems should be included for accounting purposes in order to determine fair and reasonable income and expenses.

The term "passenger" as used in §§ 330.21 to 330.28 means each person carried on the vessel other than members of the gun crew, the master, and licensed and unlicensed personnel of the vessel, and military personnel when the vessel is operated as a troop transport.

§ 330.24 *Compensation of agents in continental United States ports.* Agents for combination cargo and passenger

vessels shall be compensated for the handling of cargo at the same rates as provided in § 330.7 of General Order No. 12, as amended for Agents of cargo vessels. In addition, the agents of combination cargo and passenger vessels shall receive as compensation for services rendered in connection with transportation of passengers the following fees: \$3 for each passenger carried outward, and \$2 for each passenger carried homeward or between out ports.

§ 330.25 *Compensation of sub-agents at ports outside of continental United States.* As compensation for services rendered outside of the continental limits of the United States including Alaska, the agent may pay with respect to cargo handled or for other services performed at rates provided in § 330.8 of General Order No. 12. In addition, the agent may pay with respect to passengers the prevailing commercial rates, but not in excess of the following: \$2 for each passenger embarked, and \$1 for each passenger disembarked.

§ 330.26 *Compensation of general agents.* No compensation shall be paid to any general agent for his services in connection with the management and operation of the vessels where such vessels are chartered under a charter party that makes allowances for the general agents' services (whether designated as overhead or otherwise in the charter party), except, however, the general agent may receive payment for the amounts hereinabove provided for the account of sub-agents, where such services are performed by branch office of the general agent located outside the continental limits of the United States including Alaska.

In cases where the general agent does not receive an allowance for services under a charter party for the combination cargo and passenger vessel, he shall be compensated both (a) as agent to the extent provided in § 330.24, and (b) as general agent to the extent provided below. From the sums received under the agency formula he shall compensate all agents as provided in Article 6 of the standard form of service agreement (GAA-4-4-42). From his compensation as general agent he shall compensate all sub-agents performing services that are required to be performed by him under the service agreement. In addition to the agency fees, the general agent in such cases will be paid compensation as provided in § 330.9 of General Order No. 12, except that "payable tons" for combination cargo and passenger vessels shall be the gross tonnage of each such vessel multiplied by two, and, in the event that the general agent has been allocated cargo vessels as well as combination cargo and passenger vessels, the compensation payable to the general agent shall not be calculated separately for cargo vessels and combination cargo and passenger vessels, but, in such case, the combined payable tons of both types of vessels shall be used in determining the compensation due the general agent for services rendered in connection with both types of vessels.

§ 330.27 *Adjustments.* The compensation of agents and general agents shall be subject to adjustment in accordance with §§ 330.9, 330.10 and 330.11 of Part I of General Order No. 12.

§ 330.28 *Accounting.* The provisions of § 330.12 of General Order No. 12 are incorporated in §§ 330.21-330.28 and made a part hereof by reference.

By order of the War Shipping Administration.

[SEAL] W. C. PEET, JR.,  
Secretary.

JULY 1, 1942.

[F. R. Doc. 42-6370; Filed, July 6, 1942;  
10:39 a. m.]

### Notices

#### DEPARTMENT OF THE INTERIOR.

Bituminous Coal Division.

[Docket Nos. B-265, B-269]

JOHN KEZELE AND MIKE MARTORANO

ORDER POSTPONING AND CHANGING PLACE  
OF HEARINGS

The above-entitled matters of John Kezele, Docket No. B-265, and Mike Martorano, Docket No. B-269, having been heretofore scheduled for hearings on July 27 and 28, 1942, respectively, at 10 a. m., at a hearing room of the Bituminous Coal Division (the "Division"), at the District Court Room, Denver, Colorado; and

The Acting Director deeming it advisable that said hearings should be postponed, and that the place of said hearings should be changed;

Now, therefore, it is ordered, That the hearings in the Matters of John Kezele, Docket No. B-265, and Mike Martorano, Docket No. B-269, be, and they hereby are, postponed from July 27 and 28, 1942, respectively, to August 12 and 13, 1942, at 10 a. m., respectively, at a hearing room of the Division at the Courthouse, at Trinidad, Colorado, before the officer or officers previously designated to preside at said hearings.

Dated: July 3, 1942.

[SEAL] DAN H. WHEELER,  
Acting Director.

[F. R. Doc. 42-6363; Filed, July 6, 1942;  
10:34 a. m.]

[Docket No. A-1414]

DISTRICT BOARD 10

ORDER RESCHEDULING HEARING

In the matter of the petition of District Board No. 10 for the establishment of a price exception for railroad fuel of mine index No. 58.

The above-entitled matter having been heretofore scheduled for hearing on June 10, 1942, at Washington, D. C., by Order issued May 15, 1942, and having been indefinitely postponed by the Examiner subject to further Order of the Acting Director because the original petitioner failed to appear; and

It appearing that this matter should be rescheduled for hearing;

Now, therefore, it is ordered, That a hearing in the above-entitled matter be held on July 14, 1942, at 10 o'clock in the forenoon of that day at the place and before the officers heretofore designated.

Dated: July 3, 1942.

[SEAL] DAN H. WHEELER,  
Acting Director.

[F. R. Doc. 42-6364; Filed, July 6, 1942;  
10:34 a. m.]

[Docket No. 1702-FD]

DUNDEE COAL COMPANY

ORDER GRANTING APPLICATION FOR RESTORATION  
OF CODE MEMBERSHIP

A written complaint dated June 5, 1941, having been filed on June 11, 1941, by the Bituminous Coal Producers Board for District No. 4, complainant, pursuant to sections 4 II (j) and 5 (b) of the Bituminous Coal Act of 1937 (the "Act"), alleging wilful violation by the Dundee Coal Company, Sugar Creek, Ohio, of the Bituminous Coal Code, or rules and regulations thereunder; and

An Order, after hearing on said complaint, having been issued herein on June 19, 1942, revoking the Code Membership of the said Dundee Coal Company, effective fifteen (15) days from the date of said Order and providing that prior to reinstatement of the Dundee Coal Company to Membership in the Code there shall be paid to the United States a tax in the amount of \$8,892.38 as provided in section 5 (c) of the Act; and

Said Order having been duly served on the Dundee Coal Company on June 23, 1942; and

It appearing that the said Dundee Coal Company filed with the Bituminous Coal Division on July 1, 1942, its application dated June 29, 1942, for restoration of its Code Membership together with copy of receipt dated June 29, 1942, for payment of said tax in the amount of \$8,892.38, issued by the Collector of Internal Revenue at Columbus, Ohio.

Now, therefore, it is ordered, That said application of the Dundee Coal Company, filed July 1, 1942, for restoration of its Code Membership be and the same is hereby granted.

It is further ordered, That said restoration of the Code Membership of the Dundee Coal Company be effective simultaneously with the effective date of said cancellation and revocation of its Code Membership.

Dated: July 3, 1942.

[SEAL] DAN H. WHEELER,  
Acting Director.

[F. R. Doc. 42-6365; Filed, July 6, 1942;  
10:34 a. m.]

[Docket Nos. B-123 and B-124]

NAPIER AND HENSLEY

CEASE AND DESIST ORDER, ETC.

In the matter of John L. Napier and Shelby Hensley, individually and as co-

partners, doing business under the name and style of Napier and Hensley, Code Member.

Order approving and adopting proposed findings of fact, proposed conclusions of law, and recommendation of the Examiner, and cease and desist order.

This proceeding was instituted upon complaints filed by the Bituminous Coal Division, pursuant to section 4 II (j) and 5 (b) of the Bituminous Coal Act of 1937, by District Board No. 8.<sup>1</sup> The complaints allege that John L. Napier and Shelby Hensley, copartners, a code member in District No. 8, operating mines designated as Mine Index Nos. 1516 and 1542, wilfully violated the Bituminous Coal Act of 1937, the Bituminous Coal Code, and the rules and regulations promulgated thereunder, and particularly, Price Instruction (A) 5, as set forth in the Schedule of Effective Minimum Prices for District No. 8 For Truck Shipments, wherein complainant prayed that the Division either cancel and revoke the code membership of John L. Napier and Shelby Hensley or, in its discretion, direct the code member to cease and desist from further violations of the Act, the Code, and the rules and regulations pursuant thereto.

Pursuant to an Order of the Acting Director dated January 14, 1942, and after due notice to interested persons, this matter came on for hearing on February 17, 1942, before Joseph A. Huston, a duly designated Examiner of the Division, at a hearing room thereof in Middlesboro, Kentucky. All interested persons were afforded an opportunity to be present, adduce evidence, cross-examine witnesses, and otherwise participate fully in the hearing. Appearances were entered in behalf of District Board No. 8 and John L. Napier and Shelby Hensley.

The Examiner, on June 1, 1942, submitted his Report, Proposed Findings of Fact, Proposed Conclusions of Law, and Recommendation. He found that code members Napier and Hensley wilfully violated section 4 II (e) of the Act and of the Code by (a) selling and delivering on or about July 15, 1941, 25 tons of high volatile run of mine coal (Size Group 6), produced at Mine Index Nos. 1516 and 1542 at \$2.15 per net ton f. o. b. the Post Office, Pineville, Kentucky, whereas the effective minimum price established for such coal, as set forth in the Schedule of Effective Minimum Prices for District No. 8 for Truck Shipments, is \$2.15 per net ton f. o. b. the mine; (b) selling and delivering to the County of Bell, Kentucky, between October 15, 1940 and May 22, 1941, both dates inclusive, approximately 169.5 tons of high volatile stoker coal (Size Group 3) produced at Mine Index Nos. 1516 and 1542 at \$2.15 per net ton f. o. b. Pineville, Kentucky, whereas the effective minimum price for such coal, as set forth in the Schedule of

<sup>1</sup>Docket No. B-123 contains the complaint of District Board No. 8 against Napier and Hensley as operator of Mine Index No. 1542. Docket No. B-124 contains the complaint of District Board No. 8 against Napier and Hensley as operator of Mine Index No. 1516. At the hearing, Dockets Nos. B-123 and B-124 were consolidated.

Effective Minimum Prices for District No. 8 For Truck Shipments is \$2.15 per net ton f. o. b. the mine; (c) selling and delivering between October 15, 1940 and May 22, 1941, both dates inclusive, approximately 172 tons of high volatile run of mine coal (Size Group 6) produced at Mine Index Nos. 1516 and 1542 at \$2.15 per net ton f. o. b. Pineville, Kentucky, whereas the effective minimum price established for such coal, as set forth in the Schedule of Effective Minimum Prices for District No. 8 For Truck Shipments is \$2.15 per net ton f. o. b. the mine. The Examiner found that the code member failed to add the actual or reasonably estimated costs of transporting the coal from the mine to the points at which it was delivered to the respective purchasers, and thereby violated the provisions of Price Instruction 5, as set forth on page 3 of the Schedule of Effective Minimum Prices for District No. 8 For Truck Shipments.

Based upon his proposed findings of fact, the Examiner recommended that an order be entered directing John L. Napier and Shelby Hensley, copartners, as partners and as individuals, their officers, representatives, agents, servants, employees, and successors or assigns, and all persons acting or claiming to act for or in their behalf or interest, to cease and desist from further violations of the Schedule of Effective Minimum Prices for District No. 8 for Truck Shipments, or from otherwise violating the provisions of the Act, the Code, and the rules and regulations promulgated thereunder.

An opportunity was afforded to all parties to file exceptions to the Proposed Findings of Fact, Proposed Conclusions of Law, and Recommendation of the Examiner. No exceptions thereto have been filed.

The undersigned has determined that the proposed findings of fact and the proposed conclusions of law of the Examiner in this matter should be approved and adopted as the findings of fact and conclusions of law of the undersigned.

Now, therefore, it is ordered, That the said proposed findings of fact and proposed conclusions of law of the Examiner be, and they hereby are, approved and adopted as the findings of fact and conclusions of law of the undersigned.

It is further ordered, That effective forthwith, John L. Napier and Shelby Hensley, copartners, as partners and as individuals, their officers, representatives, agents, servants, employees, and successors or assigns, and all persons acting or claiming to act for or in their behalf or interest, be, and they hereby are, directed to cease and desist from further violations of the Schedule 3 of Effective Minimum Prices for District No. 8 for Truck Shipments, or from otherwise violating the provisions of the Act, the Code, and the rules and regulations promulgated thereunder.

It is further ordered, That if the code members or either of them fail or refuse to comply with this order, the Division may apply to a Circuit Court of Appeals within the circuit wherein they reside or carry on business for the enforcement

thereof, or take such further action as may be appropriate in the premises.

Dated: July 3, 1942.

[SEAL] DAN H. WHEELER,  
Acting Director.

[F. R. Doc. 42-6366; Filed, July 6, 1942;  
10:35 a. m.]

## DEPARTMENT OF LABOR.

### Wage and Hour Division.

#### LEARNER EMPLOYMENT CERTIFICATES

##### NOTICE OF ISSUANCE

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that Special Certificates authorizing the employment of learners at hourly wages lower than the minimum rate applicable under section 6 of the Act are issued under section 14 thereof and § 522.5 (b) of the Regulations issued thereunder (August 16, 1940, 5 F.R. 2862) to the employers listed below effective July 6, 1942.

The employment of learners under these Certificates is limited to the terms and conditions as designated opposite the employer's name. These Certificates are issued upon the employers' representations that experienced workers for the learner occupations are not available for employment and that they are actually in need of learners at subminimum rates in order to prevent curtailment of opportunities for employment. The Certificates may be cancelled in the manner provided for in the Regulations and as indicated on the Certificate. Any person aggrieved by the issuance of these Certificates may seek a review or reconsideration thereof.

NAME AND ADDRESS OF FIRM, PRODUCT, NUMBER OF LEARNERS, LEARNING PERIOD, LEARNER WAGE, LEARNER OCCUPATIONS, EXPIRATION DATE

Aldine Mfg. Co., Philadelphia, Pennsylvania; Lamp shades; 5 learners; 240 hours for any one learner; 35 cents per hour; Hand sewing; January 6, 1943.

Garfield Specialty Co., Chicago, Illinois; Lamp shades; 1 learner; 240 hours for any one learner; 35 cents per hour; Hand sewing; October 6, 1942.

Ira L. Henry Co., Elm & Union Sts., Watertown, Wisconsin; Set-up paper boxes; 3 learners; 6 weeks (240 hours) for any one learner; 30 cents per hour; Basic hand and machine box making operations, except cutting, scoring and slitting; January 6, 1943.

Mari Anne Studio, Minneapolis, Minnesota; Lamp shades; 1 learner; 240 hours for any one learner; 35 cents per hour; Hand sewing; October 6, 1942.

Signed at New York, N. Y., this 3d day of July 1942.

MERLE D. VINCENT,  
Authorized Representative  
of the Administrator.

[F. R. Doc. 42-6374; Filed, July 6, 1942;  
10:48 a. m.]

#### LEARNER EMPLOYMENT CERTIFICATES

##### NOTICE OF ISSUANCE

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that Special Certificates authorizing the employment of learners at hourly wages lower than the minimum wage rate applicable under section 6 of the Act are issued under section 14 thereof, Part 522 of the Regulations issued thereunder (August 16, 1940, 5 F.R. 2862) and the Determination and Order or Regulation listed below and published in the FEDERAL REGISTER as here stated.

Apparel Learner Regulations, September 7, 1940 (5 F.R. 3591).

Men's Single Pants, Shirts and Allied Garments and Women's Apparel Industries, September 23, 1941 (6 F.R. 4839).

Artificial Flowers and Feathers Learner Regulations, October 24, 1940 (5 F.R. 4203).

Glove Findings and Determination of February 20, 1940, as amended by Administrative Order of September 20, 1940 (5 F.R. 3748).

Hosiery Learner Regulations, September 4, 1940 (5 F.R. 3530).

Independent Telephone Learner Regulations, September 27, 1940 (5 F.R. 3829).

Knitted Wear Learner Regulations, October 10, 1940 (5 F.R. 3982).

Millinery Learner Regulations, Custom Made and Popular Priced, August 29, 1940 (5 F.R. 3392, 3393).

Textile Learner Regulations, May 16, 1941 (6 F.R. 2446).

Woolen Learner Regulations, October 30, 1940 (5 F.R. 4302).

Notice of Amended Order for the Employment of Learners in the Cigar Manufacturing Industry, July 29, 1941 (6 F.R. 3753).

The employment of learners under these certificates is limited to the terms and conditions as to the occupations, learning periods, minimum wage rates, et cetera, specified in the Determination and Order or Regulation for the industry designated above and indicated opposite the employer's name. These Certificates become effective July 6, 1942. The Certificates may be cancelled in the manner provided in the Regulations and as indicated in the Certificates. Any person aggrieved by the issuance of any of these Certificates may seek a review or reconsideration thereof.

NAME AND ADDRESS OF FIRM, INDUSTRY, PRODUCT, NUMBER OF LEARNERS AND EXPIRATION DATE

##### Apparel

Kramer Tie Co., 26 E. 14 St., Bayonne, New Jersey; Men's neckwear; 5 learners (T); January 6, 1943.

Piedmont Spread Co., Wall St., Cartersville, Georgia; Chenille robes; 10 learners (T); July 6, 1943.

Rice Stix Dry Goods Co., Factory #3, Blytheville, Arkansas; Men's & boys underwear; 10 percent (T); July 6, 1943.

W. P. Rowell & Co., Inc., 207 Main St., Worcester, Massachusetts; Men's pajamas, robes; 5 learners (T); July 6, 1943.

S. Weitz & Co., Inc., 3019 Pearl St., Lorain, Ohio; Men's topcoats & overcoats; 5 percent (T); July 6, 1943.

*Single Pants, Shirts, and Allied Garments and Women's Apparel*

Aalfs-Baker Mfg. Co., 1007 4th St., Sioux City, Iowa; Jackets, overalls, shirts; 40 learners (E); January 6, 1943.

Bernard Sportswear, Inc., Mill St., N. Village, Webster, Massachusetts; Shirts, slacks & jackets; 10 learners (T); July 6, 1943.

The Berry Garment Mfg. Co., 422-424 North Kansas Ave., Columbus, Kansas; Herringbone twill gov't. suits, overalls; 5 learners (T); January 6, 1943.

Brody-Lewis Mfg. Co., 203 South 10th St., Omaha, Nebraska; Trousers; 10 percent (T); July 2, 1943. (This certificate effective July 2, 1942.)

Cary & Co., Inc., 119 Chenango St., Binghamton, New York; Pants, overalls, etc.; 10 percent (T); July 6, 1943.

Clara De Fronzo, 28 Prospect Place, Newark, New Jersey; Doll dresses; 1 learner (T); July 2, 1943. (This certificate effective July 2, 1942.)

Excel Garment Mfg. Co., 310 Second Ave. N., Minneapolis, Minnesota; Sportswear, leather & sheep-lined garments, women's slacks, gov't. field jackets, coats & mackinaws; 10 percent (T); July 6, 1943.

Helitzer Bros. & Co., Inc., Elm & South Sts., Glens Falls, New York; Blouses, dresses; 10 learners (T); July 6, 1943. (This certificate replaces the one you now have bearing the expiration date of July 31, 1942.)

Indiana Rayon Corp., 230 East Osage St., Greenfield, Indiana; Men's & boys sportswear; 15 learners (E); July 6, 1943.

Jimmy Mfg. Co.; Blackwood, New Jersey; Children's cotton dresses; 5 learners (T); June 22, 1943. (This certificate effective June 22, 1942.)

Kitzis Mfg. Co., 1222 Hudson Boulevard, Bayonne, New Jersey; Ladies dresses; 10 percent (T); July 6, 1943.

Marmon Sportswear Co., Mine St., Brockton, Pennsylvania; Ladies sportswear; 10 learners (T); July 6, 1943.

Regal Mfg. Co., 1208 Young St., Dallas, Texas; Washable service uniforms; 10 percent (T); July 6, 1943.

Shepps-Rosenbloom, 315 East 8th St., Los Angeles, California; Slacks, dresses, slacksuits; 1 learner (T); November 6, 1942.

Sidele Sportswear, Inc., 1806 East Venable St., Philadelphia, Pennsylvania; Ladies blouses; 10 percent (T); July 6, 1943.

Standard Garment Co., Inc., Bridal Ave., West Warwick, Rhode Island; Women's underwear; 35 learners (E); January 6, 1943.

Stone Mfg. Co., 25 East Court St., Greenville, South Carolina; Ladies cotton slips, maids lawn aprons, children's sunsuits, pajamas, underwear; 25 learners (E); January 2, 1943. (This certificate effective July 2, 1942.)

Van Deusen Dress Mfg. Co., 109 East Main St., Cobleskill, New York; Children's dresses; 10 learners (E); January 6, 1943.

Van Deusen Dress Mfg. Co., 109 East Main St., Cobleskill, New York; Children's dresses; 10 percent (T); July 6, 1943.

*Cigar*

T. E. Brooks & Co., York, Pennsylvania; Cigars; 6 learners; 320 hours for any one learner; 75% applicable wage; Cigar Machine Operating; January 6, 1943.

Consolidated Cigar Corp., North Prince & Ross Sts., Lancaster, Pennsylvania; Cigars; 10 percent; 320 hours for any one machine cigar maker or packer learner & 160 hours for any one machine stripper learner; 75% applicable wage; January 6, 1943.

Consolidated Cigar Corp., Perth Amboy, New Jersey; Cigars; 10 percent; 320 hours for any one machine cigar maker or packer learner & 160 hours for any one machine stripper learner; 75% applicable wage; January 6, 1943.

Consolidated Cigar Corp., 840 N. Prince St., Lancaster, Pennsylvania; Cigars; 10 percent; 320 hours for any one machine cigar maker or packer learner & 160 hours for any one machine stripper learner; 75% applicable wage; January 6, 1943.

Consolidated Cigar Corp., Poughkeepsie, New York; Cigars; 10 percent; 320 hours for any one machine cigar maker or packer learner & 160 hours for any one machine stripper learner; 75% applicable wage; January 6, 1943.

Consolidated Cigar Corp., Philadelphia, Pennsylvania; Cigars; 10 percent; 320 hours for any one machine cigar maker or packer learner & 160 hours for any one machine stripper learner; 75% applicable wage; January 6, 1943.

Consolidated Cigar Corp., Camden, New Jersey; Cigars; 10 percent; 320 hours for any one machine cigar maker or packer learner & 160 hours for any one machine stripper learner; 75% applicable wage; January 6, 1943.

Consolidated Cigar Corp., Coplay, Pennsylvania; Cigars; 10 percent; 320 hours for any one machine cigar maker or packer learner & 160 hours for any one machine stripper learner; 75% applicable wage; January 6, 1943.

Roy R. Smith Cigar Co., Red Lion, Pennsylvania; Cigars; 4 learners; 320 hours for any one machine operator; 75% applicable wage; January 6, 1943.

*Gloves*

Ireland Brothers; 27 West State St., Johnstown, N. Y.; 10 percent; Leather dress gloves; (T) July 6, 1943.

*Hosiery*

Phoenix Hosiery Co., 320 E. Buffalo St., Milwaukee, Wisconsin; Seamless & full-fashioned hosiery; 10 percent (T); July 6, 1943.

*Knitted Wear*

Reidler Knitting Mill, 757 W. Broad St., Hazelton, Pennsylvania; Knitted underwear; 5 percent (T); July 6, 1943.

*Millinery*

Parkside Hat Co., Inc., 155 So. Terrace Ave., Mt. Vernon, New York; Men's felt hats; 1 learner (T); October 6, 1942.

*Textile*

Aponaug Mfg. Co., Aponaug Road, Kosciusko, Mississippi; Cotton; 15 learners (T); July 6, 1943.

Best Mfg. Co., Oak & Rainey Sts., Gainesville, Georgia; Silk, rayon, nylon; 3 percent (T); July 6, 1943.

Dixie Mercerizing Co., (Spinning Dept.), Lupton City, Tennessee; Combed yarn spinners; 6 percent (T); July 6, 1943. (This certificate replaces the one bearing the expiration date of November 27, 1942.)

Frank IX & Sons, Inc., Ware St., Charlottesville, Virginia; Weaving parachute & broadcloth from silk, rayon, acetate and nylon; 3 percent (T); July 6, 1943.

The Orinoka Mills, State & Wallace Sts., York, Pennsylvania; Cotton, rayon, wool; 3 percent (T); July 6, 1943.

Quality Fabrics Co., 540 South Cherry St., Myerstown, Pennsylvania; Coat & sleeve linings, army cloth; 9 learners (T); January 6, 1943.

Stehli & Co., Inc., Marshall & Martha Avenues, Lancaster, Pennsylvania; Textiles, silk; 3 percent (T); July 6, 1943.

Signed at New York, N. Y., this 3d day of July 1942.

MERLE D. VINCENT,  
Authorized Representative  
of the Administrator.

[F. R. Doc. 42-6373; Filed, July 6, 1942; 10:48 a. m.]

FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 6010]

CITY OF JACKSONVILLE (WJAX)

NOTICE OF HEARING

In re application of City of Jacksonville (WJAX), dated November 1, 1940; for construction permit; class of service, broadcast; class of station, broadcast; location, Jacksonville, Florida; operating assignment specified: Frequency, 930 kc.; power, 5 kw.; hours of operation, unlimited (directional antenna for night use).

You are hereby notified that the Commission has examined the above-described application and has designated the matter for hearing for the following reasons:

1. To determine whether the granting of this application would be consistent with the Commission's Memorandum Opinion dated April 27, 1942.
2. To determine whether, in view of the foregoing, the granting of this application would serve public interest, convenience and necessity.

The application involved herein will not be granted by the Commission unless the issues listed above are determined in favor of the applicant on the basis of a record duly and properly made by means of a formal hearing.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.382 (b) of the Commission's Rules of Practice and Procedure. Persons other than the applicant who desire to be heard must

file a petition to intervene in accordance with the provisions of § 1.102 of the Commission's Rules of Practice and Procedure.

The applicant's address is as follows: City of Jacksonville, Radio Station WJAX, No. 1 Broadcast Place, Jacksonville, Florida.

Dated at Washington, D. C., July 1, 1942.

By the Commission.

[SEAL]

T. J. SLOWIE,  
Secretary.

[F. R. Doc. 42-6337; Filed, July 4, 1942;  
10:21 a. m.]

[Docket Nos. 6324, 6325]

BUFFALO BROADCASTING CORP. (WKBW)  
(WGR)

NOTICE OF HEARING

In re application of Buffalo Broadcasting Corporation (WKBW), dated November 26, 1941, for renewal of license and renewal of auxiliary license; class of service, broadcast; class of station, broadcast; location, Buffalo, New York; operating assignment specified: Frequency, 1520 kc.; power, 50 kw.; hours of operation unlimited (directional antenna).

In re application of Buffalo Broadcasting Corporation (WGR), dated January 19, 1942, for renewal of license and renewal of auxiliary license; class of service, broadcast; class of station, broadcast; location, Buffalo, New York; operating assignment specified: Frequency, 550 kc.; power, 1 kw. night (directional antenna); hours of operation, unlimited.

You are hereby notified that the Commission has examined the above-described applications and has designated the matters for hearing for the following reasons:

1. To determine the qualifications of the applicant to continue the operation of Stations WKBW and WGR.

2. To determine the existence, nature, extent and effect of any agreements or understandings, written or oral, which involve control, ownership, or operation of Stations WKBW and WGR.

3. To obtain full information respecting the relationships existing between the licensee and the Churchill Tabernacle.

4. To examine the provisions of the agreement between the applicant and the Churchill Tabernacle, especially as to any rights which the said Churchill Tabernacle may reserve to itself or attempt to reserve to itself in the licenses for Stations WKBW and WGR.

5. To obtain full information respecting the sums of money paid by the licensee to the Churchill Tabernacle under the terms of its agreement with the latter.

6. To determine the manner in which such payments were accounted for by the licensee in financial reports submitted to the Commission.

7. To determine whether the financial reports submitted by the licensee in re-

sponse to §§ 15.11 (formerly in force and effect) and 1.361, Federal Communications Commission Rules, have at all times been complete, true and accurate.

8. To determine whether applicant has participated in an arrangement involving assertion of property rights in a frequency and in an attempted lease thereof.

9. To determine whether the granting of the applications would be consistent with the provisions of section 301 and 309 (b) (1) of the Communications Act of 1934, as amended.

10. To determine whether the rights granted Buffalo Broadcasting Corporation as licensee of Stations WKBW and WGR have, without the consent of this Commission, been transferred, assigned, or otherwise disposed of, in violation of section 310 (b) of the Communications Act of 1934, as amended.

11. To determine the nature and extent of supervision exercised by the licensee over the programs broadcast from Stations WKBW and WGR.

12. To determine whether the information supplied by applicant in response to Broadcast Division Order No. 2 § 340.01 (both formerly in force and effect), and § 43.1 of the Commission's Rules and Regulations has at all times been complete, true and accurate.

The applications involved herein will not be granted by the Commission unless the issues listed above are determined in favor of the applicant on the basis of a record duly and properly made by means of a formal hearing.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.382 (b) of the Commission's Rules of Practice and Procedure. Persons other than the applicant who desire to be heard must file a petition to intervene in accordance with the provisions of § 1.102 of the Commission's Rules of Practice and Procedure.

The applicant's address is as follows: Buffalo Broadcasting Corporation, Radio Stations WKBW and WGR, Rand Building, Broadway and Washington Streets, Buffalo, New York.

Dated at Washington, D. C., July 1, 1942.

By the Commission.

[SEAL]

T. J. SLOWIE,  
Secretary.

[F. R. Doc. 42-6338; Filed, July 4, 1942;  
10:21 a. m.]

[Docket 6330]

RADIO BROADCASTING STATION WOPI, INC.

NOTICE OF HEARING

In re application of Radiophone Broadcasting Station WOPI, Inc., (WOPI), dated January 8, 1942, for construction permit; class of service, broadcast; class of station, broadcast; location, Bristol, Tennessee; operating assignment specified: frequency, 550 kc.;

power, 100 w. night, 250 w. day; hours of operation, unlimited.

You are hereby notified that the Commission has examined the above-described application and has designated the matter for hearing for the following reasons:

1. To determine extent of any interference which would result from the simultaneous operation of Station WOPI as proposed and Station WKRC, as well as the areas and populations affected thereby, and what other broadcast service is available to these areas and populations.

2. To determine whether the granting of this application would be consistent with § 3.29 Federal Communications Commission Rules and section 1 of the Standards of Good Engineering Practice.

3. To determine whether the granting of this application would be consistent with the Commission's Memorandum Opinion of April 27, 1942.

4. To determine whether the granting of this application would tend toward a fair, efficient and equitable distribution of radio service as contemplated by section 307 (b) of the Communications Act of 1934, as amended.

5. To determine whether in view of the foregoing, the granting of the application would serve public interest convenience and necessity.

The application involved herein will not be granted by the Commission unless the issues listed above are determined in favor of the applicant on the basis of a record duly and properly made by means of a formal hearing.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.382 (b) of the Commission's Rules of Practice and Procedure. Persons other than the applicant who desire to be heard must file a petition to intervene in accordance with the provisions of § 1.102 of the Commission's Rules of Practice and Procedure.

The applicant's address is as follows: Radiophone Broadcasting Station WOPI, Inc., Radio Station WOPI, 410 State Street, Bristol, Tennessee.

Dated at Washington, D. C., July 1, 1942.

By the Commission.

[SEAL]

T. J. SLOWIE,  
Secretary.

[F. R. Doc. 42-6339; Filed, July 4, 1942;  
10:21 a. m.]

INTERSTATE COMMERCE COMMISSION.

[Service Order 76-A]

SERVICE ORDER VACATED

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 3d day of July, A. D. 1942.

Good cause appearing therefor:

It is ordered, That Service Order No. 76,<sup>1</sup> made and entered May 26, 1942, be, and the same is hereby, vacated and set aside effective at once.

It is further ordered, That copies of this order and direction be served upon the Car Service Division, Association of American Railroads, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement, and that notice of this order be given to the general public by depositing a copy of this order in the office of the Secretary of the Commission at Washington, D. C., and by publication in the FEDERAL REGISTER.

By the Commission, division 3.

[SEAL] W. P. BARTEL,  
Secretary.

[F. R. Doc. 42-6384; Filed, July 6, 1942;  
11:03 a. m.]

#### OFFICE OF PRICE ADMINISTRATION.

[Administrative Order 18]

##### AUTHORIZATION OF PAUL EDWARDS

##### DELEGATION OF AUTHORITY TO ACT FOR THE ADMINISTRATOR

Pursuant to the authority conferred upon the Administrator by Executive Order No. 9125<sup>2</sup> and by War Production Board Directive No. 1-J, the following order is prescribed:

(a) Paul Edwards, Director of the Office of Price Administration for Puerto Rico, is authorized and directed to exercise the functions, duties, powers, authority and discretion conferred upon the Administrator for the purpose of permitting the efficient rationing of all material in Puerto Rico.

(b) Any order issued by said Paul Edwards pursuant to this delegation of authority shall have the same force and effect as if issued by the Administrator.

Issued and effective this 1st day of July 1942.

LEON HENDERSON,  
Administrator.

[F. R. Doc. 42-6334; Filed, July 3, 1942;  
5:13 p. m.]

[Administrative Order 19]

##### AUTHORIZATION OF JACOB A. ROBLES

##### DELEGATION OF AUTHORITY TO ACT FOR THE ADMINISTRATOR

Pursuant to the authority conferred upon the Administrator by Executive Order No. 9125<sup>2</sup> and by War Production Board Directive No. 1-J, the following order is prescribed:

<sup>1</sup> Not filed with the Division of the Federal Register.

<sup>2</sup> 7 F. R. 2719.

(a) Jacob A. Robles, Director of the Office of Price Administration for the Virgin Islands, is authorized and directed to exercise the functions, duties, powers, authority and discretion conferred upon the Administrator for the purpose of permitting the efficient rationing of all material in the Virgin Islands.

(b) Any order issued by said Jacob A. Robles pursuant to this delegation of authority shall have the same force and effect as if issued by the Administrator.

Issued and effective this 1st day of July, 1942.

LEON HENDERSON,  
Administrator.

[F. R. Doc. 42-6335; Filed, July 3, 1942;  
5:14 p. m.]

[Docket No. 3122-24]

##### C. HOFFBERGER COMPANY

##### ORDER GRANTING EXCEPTION

Order No. 2 under Maximum Price Regulation No. 122<sup>1</sup>—Solid Fuels Delivered from Facilities Other Than Producing Facilities—Dealers.

On June 10, 1942 C. Hoffberger Company filed a petition for adjustment or exception pursuant to § 1340.257 (a) of Maximum Price Regulation No. 122. Due consideration has been given to the petition, and an opinion in support of this Order No. 2 has been issued simultaneously herewith and has been filed with the Division of the Federal Register. For the reasons set forth in the opinion, under authority vested in the Price Administrator by the Emergency Price Control Act of 1942 and in accordance with Procedural Regulation No. 1,<sup>2</sup> issued by the Office of Price Administration, it is hereby ordered:

(a) C. Hoffberger Company, Monument and Forrest Streets, Baltimore, Maryland, may sell and deliver, agree and offer to sell and deliver to the city of Baltimore, Maryland the sizes of Pennsylvania anthracite set forth in paragraph (b) below, at prices not in excess of those stated therein. The city of Baltimore, Maryland may buy and receive, agree and offer to buy and receive such sizes of Pennsylvania anthracite at such prices from C. Hoffberger Company.

(b) Maximum prices for the sale of Pennsylvania anthracite by C. Hoffberger Company to the city of Baltimore, Maryland shall be the prices specified in a contract entered into between such persons on June 4, 1941, plus not more than the following amounts per net ton:

Sizes	Amounts
Domestic:	
Egg and nut.....	\$0.753
Stove.....	1.003

(c) This Order No. 2 may be revoked or amended by the Administrator at any time.

<sup>1</sup> 7 F. R. 3239, 3666, 3856, 3940, 3941.

<sup>2</sup> 7 F. R. 971, 3663.

(d) Unless the context otherwise requires, the definitions set forth in § 1340.258 of Maximum Price Regulation No. 122 shall apply to terms used herein.

(e) This Order No. 2 shall become effective July 4, 1942. (Pub. Law 421, 77th Cong.)

Issued this 3d day of July 1942.

LEON HENDERSON,  
Administrator.

[F. R. Doc. 42-6329; Filed, July 3, 1942;  
5:04 p. m.]

#### SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-570]

##### AMERICAN GAS AND ELECTRIC COMPANY

##### NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 3d day of July, A. D. 1942.

Notice is hereby given that an application or declaration (or both) has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by American Gas and Electric Company; and

Notice is further given that any interested person may, not later than July 20, 1942 at 5:30 p. m., E. W. T., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, such declaration or application, as filed or as amended, may become effective or may be granted, as provided in Rule U-23 of the Rules and Regulations promulgated pursuant to said Act or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania.

All interested persons are referred to said declaration or application, which is on file in the office of said Commission, for a statement of the transaction therein proposed, which is summarized below:

American Gas and Electric Company proposes to convert into capital contributions the amounts owed it by the following subsidiaries:

Atlantic City Electric Co.....	\$2,500,000
Indiana General Service Co.....	500,000
Indiana & Michigan Electric Co..	500,000

The Company further proposes that such capital contributions will first be entered by each subsidiary company in its Capital Surplus Account and immediately thereafter by appropriate accounting entries, the same amounts will be transferred from Capital Surplus Account to



a reserve account to be entitled "Reserve for Possible Adjustment for Utility Plant".

American Gas and Electric Company also proposes, from time to time, but prior to December 31, 1943, to make further cash capital contributions in all or such portion of the following amounts as may be needed by the subsidiary companies named:

Indiana General Service Co.----- \$500,000  
Indiana & Michigan Electric Co. 1,500,000

Such cash capital contributions, if made, would likewise be credited by each such subsidiary company to its Capital Surplus Account and immediately thereafter by appropriate accounting entries, the same amounts will be transferred from Capital Surplus to a reserve account to be entitled "Reserve for Possible Adjustment of Utility Plant".

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 42-6341; Filed, July 4, 1942;  
11:27 a. m.]

[File No. 70-557]

NATIONAL POWER & LIGHT COMPANY  
ORDER PERMITTING DECLARATION TO BECOME  
EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 3rd day of July, A. D. 1942.

National Power & Light Company, a registered holding company, having filed a declaration and an amendment thereto pursuant to the Public Utility Holding Company Act of 1935, particularly section 12 (c) thereof and Rule U-42 thereunder, regarding a program for the acquisition by it of \$330,000 principal amount of non-callable Fifty-Year Five Per Cent Collateral Trust Mortgage Gold Bonds, due July 1, 1951, of Lancaster County Railway and Light Company, which bonds have been assumed by National Power & Light Company; and

Said declaration having been filed on June 3, 1942, and an amendment thereto having been filed on June 20, 1942, and notice of said filing having been duly given in the form and manner prescribed

by Rule U-23 under said Act, and the Commission not having received a request for a hearing with respect to said declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission deeming it appropriate in the public interest and in the interest of investors and consumers to permit said declaration, as amended, to become effective pursuant to said section 12 (c) and said Rule U-42, and finding with respect thereto that the program proposed for the acquisition of said bonds by National Power & Light Company is not in contravention of any rules or regulations under said Act.

It is hereby ordered, Pursuant to said Rule U-23 and the applicable provisions of said Act and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid declaration, as amended, be and the same is hereby permitted to become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 42-6342; Filed, July 4, 1942;  
11:27 a. m.]

WAR PRODUCTION BOARD.

[Certificate No. 2]

USE OF ASPHALT OR TAR PRODUCTS ON  
ROADS OR HIGHWAYS

The ATTORNEY GENERAL:

Pursuant to the provisions of section 12 of Public Law No. 603, 77th Congress, I enclose Recommendation No. 45, Amendment, of the Deputy Petroleum Coordinator for War, which I have approved.

After consultation with you, I hereby find and so certify to you that the doing of any act or thing, or the omission to do any act or thing, by any person in compliance with such recommendation is requisite to the prosecution of the war.

DONALD M. NELSON,  
Chairman.

JULY 1, 1942.

[F. R. Doc. 42-6375; Filed, July 6, 1942;  
10:52 a. m.]

[Certificate No. 3]

RECOMMENDATION OF PETROLEUM  
COORDINATOR FOR WAR

The ATTORNEY GENERAL:

Pursuant to the provisions of section 12 of Public Law No. 603, 77th Congress, I enclose Recommendation No. 53 of the Petroleum Coordinator for War, which I have approved.

After consultation with you, I hereby find and so certify to you that the doing of any act or thing, or the omission to do any act or thing, by any person in compliance with such recommendation is requisite to the prosecution of the war.

DONALD M. NELSON,  
Chairman.

JULY 1, 1942.

[F. R. Doc. 42-6376; Filed, July 6, 1942;  
10:52 a. m.]

[Certificate No. 4]

PRODUCTION AND DISTRIBUTION OF  
NEWSREELS

The ATTORNEY GENERAL:

I submit herewith a memorandum describing a proposed plan for the production and distribution of newsreels by United Newsreel Corporation. I hereby approve the general character of such plan within the purview of section 12 of Public Law No. 603, 77th Congress, but such approval shall not be deemed to be approval by me of the specific contractual arrangements described or referred to in the enclosed memorandum proposed to be entered into for the purpose of effectuating such plan.

I understand that this plan has your approval insofar as the anti-trust policies of the Department of Justice are concerned.

After consultation with you, I hereby find and so certify to you that the doing of any act or thing, or the omission to do any act or thing, in compliance with my approval as set forth above, by the persons concerned in the execution of such plan, is requisite to the prosecution of the war.

DONALD M. NELSON,  
Chairman.

JULY 3, 1942.

[F. R. Doc. 42-6383; Filed, July 6, 1942;  
11:31 a. m.]

