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The President

EXECUTIVE ORDER 9230

AMENDING SECTION 3 OF EXECUTIVE ORDER No. 8743 OF APRIL 23, 1941, EXTENDING THE CLASSIFIED CIVIL SERVICE

By virtue of the authority vested in me by section 1 of the act of November 26, 1940, entitled "Extending the Classified Civil Service of the United States" (54 Stat. 1211), by the Civil Service Act (22 Stat. 403), and by section 1753 of the Revised Statutes of the United States, it is ordered that section 3 of Executive Order No. 8743 of April 23, 1941, extending the classified civil service be, and the same is, hereby amended to read as follows:

Section 3. (a) Upon consideration of the report of the Committee on Civil Service Improvement (House Document No. 118, 77th Congress) appointed by Executive Order No. 8044 of January 31, 1939, it is hereby found and determined that the regulations and procedures hereinafter prescribed in this section with respect to attorney positions in the classified civil service are required by the conditions of good administration.

(b) There is hereby created in the Civil Service Commission (hereinafter referred to as the Commission) a board to be known as the Board of Legal Examiners (hereinafter referred to as the Board). The Board shall consist of the Solicitor General of the United States and the chief law officer of the Civil Service Commission, as members *ex officio*, and nine members to be appointed by the President, four of whom shall be attorneys chosen from the chief officers of the Executive departments, agencies or corporate instrumentalities of the Government, two from the law-teaching profession, and three from attorneys engaged in private practice. The President shall designate the chairman of the Board. Five members shall constitute a quorum, and the Board may trans-

act business notwithstanding vacancies thereon. Members of the Board shall receive no salary as such, but shall be entitled to necessary expenses incurred in the performance of their duties hereunder.

(c) It shall be the duty of the Board to promote the development of a merit system for the recruitment, selection, appointment, promotion, and transfer of attorneys in the classified civil service in accordance with the general procedures outlined in Plan A of the report of the Committee on Civil Service Improvement, appointed by Executive Order No. 8044 of January 31, 1939.

(d) The Board, in consultation with the Commission, shall determine the regulations and procedures under this section governing the recruitment and examination of applicants for attorney positions, and the selection, appointment, promotion and transfer of attorneys, in the classified service.

(e) The Commission shall in the manner determined by the Board establish a register or registers for attorney positions in the classified service and such positions shall thereafter be filled from such registers as are designated by the Board. Unless otherwise determined by the Board, any register so established shall not be in effect for a period longer than one year from the date of its establishment. Upon request of the Board, the Commission shall appoint regional or local boards of examiners composed of persons approved by the Board, within or without the Federal service, to interview and examine applicants as the Board shall direct.

(f) The number of names to be placed upon any register of eligibles for attorney positions shall be limited to the number recommended by the Board; and such registers shall not be ranked according to the ratings received by the eligibles, except that persons entitled to veterans' preference as defined in section 1 of Civil Service Rule VI shall be appropriately designated thereon.

(g) Any person whose name has been placed upon three registers of eligibles

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¹ 6 F.R. 2118.
² 4 F.R. 497.



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covering positions of the same grade, and who has not been appointed therefrom, shall not thereafter be eligible for placement upon any subsequently established register covering positions of such grade.

(h) So far as practicable and consistent with good administration, the eligibles on any register for attorney positions and appointments from such register shall be apportioned among the several States and Territories and the District of Columbia upon the basis of population as ascertained in the last preceding census. The Commission shall certify to the appointing officer for each vacancy all the eligibles on the appropriate register except those whose appointment would, in the determination of the Board, be inconsistent with the apportionment policy herein prescribed. The appointing officer shall make selections for any vacancy or vacancies in attorney positions from the register so certified, with sole reference to merit and fitness.

(i) Any position affected by this section may be filled before appropriate registers have been established pursuant to this section only by a person whose appointment is approved by the Board. The Board may require as a condition of its approval that persons thus proposed for appointment pass a noncompetitive examination and may designate examining committees composed of persons within or without the Federal service to conduct such examinations. Persons whose appointment was approved by the Board prior to March 16, 1942, and who pass a noncompetitive examination prescribed by the Board shall be eligible for a classified civil-service status after the expiration of six months from the date of appointment upon compliance with the provisions of Section 6 of Civil Service Rule II other than those provisions relating to examination. Effective March 16, 1942, all appointments to attorney and law clerk (trainee) positions shall be for the duration of the present war and for six months thereafter unless specifically limited to a shorter period.

(j) The incumbent of any attorney position covered into the classified service by section 1 of this order may acquire a classified civil-service status in accordance with the provisions of Section 2 (a) of the act of November 26, 1940 (54 Stat. 1211) or, in the discretion of the Board and when applicable, Section 6 of Civil Service Rule II: *Provided*, That the noncompetitive examination required thereunder shall be prescribed by the Commission with the approval of the Board.

(k) The Commission with the approval of the Board shall appoint a competent person to act as Executive Secretary to the Board; and the Commission shall furnish such further professional, clerical, stenographic, and other assistants as may be necessary to carry out the provisions of this section.

(l) The Civil Service Rules are hereby amended to the extent necessary to give effect to the provisions of this section.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,
August 20, 1942.

[F. R. Doc. 42-8188; Filed, August 21, 1942;
3:16 p. m.]

EXECUTIVE ORDER 9231

SUSPENSION OF EIGHT-HOUR LAW AS TO MECHANICS AND LABORERS EMPLOYED BY THE DEPARTMENT OF THE INTERIOR OR THE FEDERAL WORKS AGENCY IN CONSTRUCTION AND RECONDITIONING OF HIGHWAYS NECESSARY FOR THE NATIONAL DEFENSE IN THE TERRITORY OF ALASKA

WHEREAS the Department of the Interior, Alaska Road Commission, is in the process of constructing and reconditioning, respectively, the Glenn and Richardson Highways, in the Territory of Alaska, which highways are necessary for military purposes and national defense in the Territory of Alaska; and

WHEREAS the Public Roads Administration, Federal Works Agency, is engaged in the construction of the Alaska-Canada Highway in the Territory of Alaska, which highway is necessary for military purposes and national defense in the Territory of Alaska; and

WHEREAS the interests of national defense require the completion of these highways at the earliest practicable date; and

WHEREAS by section 1 of the act of August 1, 1892, 27 Stat. 340, as amended by the act of March 3, 1913, 37 Stat. 726 (U.S.C., title 40, section 321), the service of all laborers and mechanics employed by the Government upon any public work of the United States is limited to eight hours in any one day, except in case of extraordinary emergency; and

WHEREAS it appears that unless the eight-hour limitation is suspended as to laborers and mechanics employed by the Department of the Interior or by the Federal Works Agency in the construction of the foregoing public works, it will be impossible, because of the labor shortage in the Territory of Alaska and because of the remoteness of these projects from sources of labor supply in the United States and the difficulties of housing and transporting additional labor from the United States, to accomplish the work necessary to the comple-

tion of such public works within the time required by the interests of national defense; and

WHEREAS I find that by reason of the foregoing an extraordinary emergency exists:

NOW, THEREFORE, by virtue of the authority vested in me by section 1 of the said act of August 1, 1892, as amended by the said act of March 3, 1913, and as President of the United States, I hereby suspend, for the duration of the emergencies proclaimed by me on September 8, 1939 and May 27, 1941, the above-mentioned provisions of law prohibiting more than eight hours labor in any one day of laborers and mechanics employed by the Government of the United States as to all work performed by laborers and mechanics employed by the Department of the Interior in the construction and reconditioning, respectively, of the Glenn and Richardson Highways in the Territory of Alaska, and by the Federal Works Agency in the construction of the Alaska-Canada Highway in the Territory of Alaska: *Provided*, that the wages of all laborers and mechanics employed by the Department of the Interior or by the Federal Works Agency upon such projects shall be computed on a basic day rate of eight hours of work with overtime rates to be paid at not less than time and one-half the basic rate of pay for all hours of work in excess of eight hours in any one day.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,
August 20, 1942.

[F. R. Doc. 42-8186; Filed, August 21, 1942;
3:16 p. m.]

EXECUTIVE ORDER 9232

TRANSFERRING THE FUNCTIONS OF THE SAMPLE SURVEYS SECTION OF THE WORK PROJECTS ADMINISTRATION TO THE BUREAU OF THE CENSUS

By virtue of the authority vested in me by Title I of the First War Powers Act, 1941, approved December 18, 1941 (Public Law 354—77th Congress), it is hereby ordered as follows:

1. The functions, records, property (including office equipment), personnel, and administration of the Sample Surveys Section of the Work Projects Administration, Federal Works Agency, are transferred to the Bureau of the Census, Department of Commerce.

2. This order shall become effective August 24, 1942.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,
August 20, 1942.

[F. R. Doc. 42-8187; Filed, August 21, 1942;
3:16 p. m.]

Regulations

TITLE 10—ARMY: WAR DEPARTMENT

Chapter VII—Personnel

PART 79a¹—ARMY SPECIALIST CORPS

MISCELLANEOUS AMENDMENTS

Sections 79a.37 (b) (2), 79a.38, 79a.39 and 79a.45 are hereby amended, and §§ 79a.46 and 79a.47 are added, as follows:

§ 79a.37 *Physical examination and standards.* * * *

(b) *Form used.* * * *

(2) The following certificate will be completed and appended to the WD., AGO Form No. 63, except when the applicant meets the physical requirements for any type of military service:

I certify that I have carefully examined the applicant and have correctly recorded the results of the examination; and that to the best of my judgment and belief,* (1) he is mentally and physically qualified for duties involving

(Arduous, moderate, or light)

physical exertion; (2) he is physically or mentally unsuitable for service in the Army Specialist Corps by reason of

*Line out either (1) or (2) whichever does not apply.

(R.S. 161; 5 U.S.C. 22) (Par. 42b (2), Army Specialist Corps Regulations (tentative) March 24, 1942, as amended by C 4, July 14, 1942)

§ 79a.38 *Immunizations.* Each member will be immunized in accordance pertinent existing Army Regulations with the exception that immunization against yellow fever will be required for only such members who are to serve in the tropics or other areas where danger of yellow fever exists. (R. S. 161; 5 U. S. C. 22) [Par. 43, Army Specialist Corps Regulations (tentative) March 24, 1942, as amended by C 4, July 14, 1942]

§ 79a.39 *Medical attendance and hospitalization.* (a) An officer or specialist of the Corps will be furnished necessary medical attendance and hospitalization for injury or disease during the time such officer or specialist is on active duty status with the Corps. Hospitalization will be provided in contagious and infectious diseases (all venereal diseases are held to be infectious) until the acute stage of the disease is over and the danger of transmission or infection is believed to be past. Venereal patients will be disposed of as prescribed in § 79a.41. Medical care will not include definitive treatment for long-continued cases, elective surgical operations, or dental work

¹7 F.R. 3915, 4287.

other than that authorized by instructions from the War Department. When hospitalization is required, Army hospitals will be used if available and in the vicinity. If such hospitals are not available and within reasonable distance, hospitalization and medical attendance will be arranged for by corps area, department, or field commanders in other Government hospitals or, if such hospitals are not available, in civilian hospitals.

(b) A member who, during authorized absence from place of duty, is injured or becomes ill and who in consequence is confined to a hospital or elsewhere will be carried as absent sick, provided, the injury or illness is not a result of his own misconduct, and provided further that investigation discloses that the additional absence involved was unavoidable.

(c) Officers of the Corps when hospitalized in military hospitals will pay for hospital subsistence at the same rate charged officers of the Army, and will be provided with similar accommodations. Specialists will pay for hospital subsistence at the enlisted rate and will be provided with enlisted accommodations.

(d) Dependents of members of the Corps will not be furnished medical care or hospitalization; however, emergency treatment may be rendered at Army dispensaries or hospitals. (R.S. 161; 5 U.S.C. 22) [Par. 44, Army Specialist Corps Regulations (tentative) March 24, 1942, as amended by C 4, July 14, 1942]

§ 79a.45 *Uniforms, insignia, etc.*—(a) *Prescribed uniform and wearing thereof.* (1) Except as modified by the regulations in this part the provisions of §§ 79.1 to 79.64 and Army Regulation No. 600-40² are hereby adopted as the uniform regulations for members of the Army Specialist Corps.

(2) The prescribed uniform will be worn by all members of the Corps at the same times and under the same circumstances as is prescribed for military personnel. Dress uniforms as prescribed by AR 600-38³ are not authorized for members of the Corps.

(b) *Buttons for officers and specialists*—(1) *Coat.* Of silver gray plastic of suitable composition and weight, circular and slightly convex with raised rim, an eagle displayed with wings inverted with letters ASC above head of eagle in clear relief. To be 25-ligne ($\frac{3}{8}$ inch) for small, 36-ligne ($\frac{9}{10}$ inch) for large.

(2) *Overcoat.* Same as prescribed for coat. (See (1) above.)

(3) *Cap, service.* Same as for small size on coats. (See (1) above.)

(c) *Coat, service, winter, for officers.* The buckle for the cloth belt will be a detachable $1\frac{3}{4}$ -inch tongueless bar of silver gray plastic.

(d) *Headgear.* Cap, garrison, for officers and specialists, will be of standard adopted design with curtain and with a cord edge braid of adopted Corps colors, which are burgundy and silver gray.

(e) *Insignia*—(1) *Cap, service, for wear by officers.* Insignia to be of silver gray plastic of suitable composition and weight, consisting of an eagle displayed with wings inverted, 2 inches in height.

(2) *Coat and shirt.* Insignia for coat and shirt will consist of:

(i) *U. S.* The block letters "U. S.", $\frac{7}{16}$ inch in height, each letter to be followed by a period.

(ii) *A. S. C.* The block letters "A. S. C.", $\frac{7}{16}$ inch in height, each letter to be followed by a period.

(3) *How worn*—(i) *By officers.* The letters "U. S." and the letters "A. S. C." will be worn in the same manner as is prescribed for wearing the letters "U. S." and the insignia of arm or service by Army officers.

(ii) *By specialists.* In the same manner as prescribed for officers of the Corps in (1) above, on the coat. Specialists will not wear collar insignia on the shirt.

(4) *Insignia of grade for officers and specialists.* Same as for military personnel, except that specialists will wear a tab of silver gray cloth with the letters A. S. C. embroidered thereon, in burgundy thread, of adopted size and shape worn $\frac{1}{2}$ inch below the chevrons.

(5) *Unauthorized.* No insignia except as prescribed above will be worn by members of the Corps. (R.S. 161; 5 U.S.C. 22) [Par. 51 as amended and Pars. 52, 53, 54, and 55, Army Specialist Corps Regulations (tentative) March 24, 1942, as added by C 5, July 17, 1942]

§ 79a.46 *Decorations and service medals.* Members of the Corps who are entitled in their own right to decorations, service medals, and badges may wear them under the conditions and in the manner prescribed in Army Regulations. (R.S. 161; 5 U.S.C. 22) [Par. 57, Army Specialist Corps Regulations (tentative) March 24, 1942, as added by C 5, July 17, 1942]

§ 79a.47 *Authorized uniform pending availability of prescribed uniform.* Until the prescribed uniform of the Corps can be procured, members of the Corps proceeding to theaters of operations and oversea bases will wear the woolen or cotton service uniform of the Army, as prescribed by the commanding general, without insignia, and an "emblem, sleeve, noncombatant." The emblem will be worn attached permanently to the left sleeve of the outer garment, midway between the elbow and the shoulder. (R.S. 161; 5 U.S.C. 22) [Par. 58, Army Specialist Corps Regulations (tentative) March 24, 1942, as added by C 5, July 17, 1942]

[SEAL]

J. A. ULIO,
Major General,
The Adjutant General.

[F. R. Doc. 42-8205; Filed, August 22, 1942; 10:43 a. m.]

Chapter IX—Transport

PART 93¹—TRANSPORTATION OF INDIVIDUALS RESTRICTION ON TRANSPORTATION OF DEPENDENTS AND MOVEMENT OF HOUSEHOLD GOODS

Section 93.8 is hereby added as follows:

§ 93.8 *Restriction on transportation of dependents and movement of household goods during the present war*—(a) *Regulations governing.* For military reasons and pursuant to the provisions of act June 5, 1942, Public Law 580-77th Congress (Bull. No. 27, W.D., 1942), effective September 1, 1942, and for the duration of the present war, the movement of dependents and household goods of all military personnel and civilian employees of the War Department will be governed by the provisions of subparagraphs (1) and (2) of this paragraph.

(1) All military personnel and civilian employees of the War Department who, prior to September 1, 1942, are on duty at a place designated by competent authority and who are thereafter assigned or transferred from their post, camp, or station or location to another post, camp, or station or location are authorized to move their dependents and household goods at Government expense to such location in the United States as may be designated by the military person or civilian employee concerned. Once dependents and household goods have been moved at Government expense on or after September 1, 1942, neither dependents nor household goods will again be moved at Government expense.

(2) All military personnel and civilian employees of the War Department who, on or after September 1, 1942, are placed on duty at a place designated by competent authority, are authorized to move their dependents and household goods at Government expense to such location in the United States as may be designated by the military person or civilian concerned. Once dependents and household goods have been moved at Government expense on or after September 1, 1942, neither dependents nor household goods will again be moved at Government expense.

(b) *Applicability.* (1) The above restrictions on movement of dependents apply to the movements for which travel allowances or travel in kind are now authorized, and to such movement of household goods as is now authorized to be made at Government expense.

(2) The above restrictions do not apply to movements which may be authorized by mass evacuation from designated areas.

(c) *Regulations remaining in effect.* (1) Except as limited above, all regulations now applicable to the movement of dependents and household goods remain in effect.

(2) Present regulations governing the movement of dependents and household goods of military personnel returned to civil life through retirement, dis-

² Administrative regulations of the War Department relating to wearing of the prescribed uniform.

³ Administrative regulations of the War Department relative to dress uniform for officers and warrant officers.

¹ 6 F.R. 2501, 4057, 5918, 6249, 6730.

charge, or relief from active duty remain in effect and are not modified by the above limitations.

(3) Nothing contained herein will be construed so as to prevent the shipment of authorized baggage under the provisions of Army Regulations.

(d) *Suspension of conflicting Army Regulations.* All Army Regulations in conflict with these instructions are suspended for the duration of the present war. (R.S. 161; 5 U.S.C. 22, and Act of June 5, 1942, Public Law 580—77th Congress) [Cir. 261, W.D., August 4, 1942]

[SEAL]

J. A. ULIO,
Major General,
The Adjutant General.

[F. R. Doc. 42-8206; Filed, August 22, 1942;
10:43 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 3862]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

NATIONAL COIN CORPORATION, ET AL.

§ 3.6 (t) *Advertising falsely or misleadingly—Qualities or properties of product:* § 3.6 (y 10) *Advertising falsely or misleadingly—Scientific or other relevant facts:* § 3.6 (ee) *Advertising falsely or misleadingly—Terms and conditions:* § 3.6 (ff 5) *Advertising falsely or misleadingly—Undertakings, in general:* § 3.72 (n 10) *Offering deceptive inducements to purchase—Terms and conditions:* § 3.72 (p) *Offering deceptive inducements to purchase—Undertakings, in general.* In connection with the offering to purchase and purchase of old and rare coins or the offering for sale, sale, and distribution of such coins and catalogs or other material describing same, in commerce, representing, directly or by implication, (1) that all old coins are rare coins or have values comparable to the values or prices of rare coins; (2) that old coins generally have any value greatly in excess of their face value; (3) that the values of or prices which may be obtained for a very few rare coins are representative of the values or usual selling prices of old coins generally; (4) that respondent will buy particular coins, or coins of certain kinds, at prices in excess of their face value, unless all conditions, limitations, or restrictions applicable to such purchases are clearly stated in conjunction therewith; and (5) that respondent's coin catalogs list all known valuable coins; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, National Coin Corporation, et al., Docket 3862, August 14, 1942]

In the Matter of National Coin Corporation, a Corporation, and John Romano, an Individual

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 14th day of August, A. D. 1942.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the answer of the respondents, and testimony and other evidence in support of the allegations of said complaint taken before an examiner of the Commission theretofore duly designated by it, and the Commission having made its findings as to the facts and its conclusion that the respondents have violated the provisions of the Federal Trade Commission Act:

It is ordered, That the respondent John Romano, an individual, his representatives, agents, and employees directly, or through any corporate or other device, in connection with the offering to purchase and purchase of old and rare coins or the offering for sale, sale, and distribution of such coins and catalogs or other material describing same in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from representing, directly or by implication:

1. That all old coins are rare coins or have values comparable to the values or prices of rare coins;

2. That old coins generally have any value greatly in excess of their face value;

3. That the values of or prices which may be obtained for a very few rare coins are representative of the values or usual selling prices of old coins generally;

4. That respondent will buy particular coins, or coins of certain kinds, at prices in excess of their face value, unless all conditions, limitations, or restrictions applicable to such purchases are clearly stated in conjunction therewith;

5. That respondent's coin catalogs list all known valuable coins.

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

It is further ordered, That, it appearing to the Commission that respondent National Coin Corporation has been dissolved and is not now in existence, this case be, and the same hereby is, closed as to said corporate respondent.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 42-8217; Filed, August 22, 1942;
11:16 a. m.]

TITLE 17—COMMODITY AND SECURITIES EXCHANGES

Chapter II—Securities and Exchange Commission

PART 270—RULES AND REGULATIONS, INVESTMENT COMPANY ACT OF 1940

CALL AND REDEMPTION OF SECURITIES ISSUED BY CLOSED-END REGISTERED INVESTMENT COMPANIES

The Securities and Exchange Commission, acting pursuant to authority con-

ferred upon it by the Investment Company Act of 1940, particularly sections 23 (c) (3) and 38 (a) thereof, and deeming such action appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of said Act, hereby adopts the following § 270.23C-2 [Rule N-23C-2] to read as follows:

§ 270.23C-2 *Call and redemption of securities issued by registered closed-end companies.* (a) Notwithstanding the provisions of § 270.23C-1¹ [Rule N-23C-1] a registered closed-end investment company may call or redeem any securities of which it is the issuer, in accordance with the terms of such securities or the charter, indenture or other instrument pursuant to which such securities were issued: *Provided,* That, if less than all the outstanding securities of a class or series are to be called or redeemed the call or redemption shall be made by lot, on a pro rata basis, or in such other manner as will not discriminate unfairly against any holder of the securities of such class or series.

(b) A registered closed-end investment company which proposes to call or redeem any securities of which it is the issuer shall file with the Commission notice of its intention to call or redeem such securities at least thirty days prior to the date set for the call or redemption; *Provided, however,* That if notice of the call or the redemption is required to be published in a newspaper or otherwise, notice shall be given to the Commission at least ten days in advance of the date of publication. Such notice shall be filed in triplicate and shall include (1) the title of the class of securities to be called or redeemed, (2) the date on which the securities are to be called or redeemed, (3) the applicable provisions of the governing instrument pursuant to which the securities are to be called or redeemed and, (4) if less than all the outstanding securities of a class or series are to be called or redeemed, the principal amount or number of shares and the basis upon which the securities to be called or redeemed are to be selected. [Rule N-23C-2, effective August 22, 1942.]

(Sec. 23, 54 Stat. 825; 15 U.S.C. 80a-23; sec. 38 (a) 54 Stat. 841; 15 U.S.C. 80a-38)

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 42-8234; Filed, August 24, 1942;
10:16 a. m.]

TITLE 30—MINERAL RESOURCES

Chapter III—Bituminous Coal Division

[Docket No. A-1437]

PART 331—MINIMUM PRICE SCHEDULE, DISTRICT NO. 11

ORDER GRANTING RELIEF

Order granting relief in the matter of the petition of District Board No. 11 for a

¹ 6 F.R. 1286.

change in description of railroad fuel for sale to the CMS&P RR.

A petition pursuant to section 4 II (d) of the Bituminous Coal Act of 1937 having been filed with the Bituminous Coal Division by District Board 11, requesting temporary and conditionally final relief by amendment of § 331.10 of the District 11 price schedule for all shipments except truck by changing those portions of the description of the size dimensions of coal for sale to the Chicago, Milwaukee, St. Paul and Pacific Railroad for locomotive fuel only, both at \$1.85 and \$1.95 per ton f. o. b. the mine, which now reads: "Double screened coal 8' x 2' down to 6' x 1 1/4' and intermediate sizes" and "Double screened coal with a bottom size of 3/4' and smaller," to read "Lump and double screened coal";

The Bituminous Coal Consumers' Counsel having filed a notice of appearance;

A hearing in this matter having been held on June 10, 1942, before Examiner W. A. Cuff, at a hearing room of the Division in Washington, D. C., at which interested persons were afforded an opportunity to be present and participate fully in the hearing;

Preparation and filing of a report by the Examiner having been waived and the record in this proceeding having thereupon been submitted to the undersigned;

The undersigned having made Findings of Fact and Conclusions of Law and having rendered an Opinion in this matter, which are filed herewith;

Now, therefore, it is ordered That § 331.10 (*Special prices; Railroad fuel*) in the Schedule of Effective Minimum Prices for District No. 11 For All Shipments Except Truck be and it hereby is amended, effective fifteen (15) days from the date hereof, by deleting from § 331.10 thereof those portions of the description of the size dimensions of coal for sale to the Chicago, Milwaukee, St. Paul and Pacific Railroad for locomotive fuel only, both at \$1.85 and \$1.95 per ton f.o.b. the mine, which now read: "Double screened coal 8' x 2' down to 6' x 1 1/4' and intermediate sizes" and "Double screened coal with a bottom size of 3/4' and smaller," and by substituting in lieu thereof the words: "Lump and double screened coal."

It is further ordered, That in all other respects the prayers for relief contained in the petition filed herein be and they hereby are denied.

Dated: August 21, 1942.

[SEAL]

DAN H. WHEELER,
Acting Director.

[F. R. Doc. 42-8254; Filed, August 24, 1942; 11:49 a.m.]

[Docket No. A-1560]

PART 339—MINIMUM PRICE SCHEDULE,
DISTRICT NO. 19

ORDER GRANTING RELIEF

Memorandum opinion and order granting temporary relief and conditionally providing for final relief in the matter of the petition of District Board No.

19 for the establishment of certain price classifications and minimum prices for coals produced in Subdistrict 5 of District No. 19.

An original petition pursuant to section 4 II (d) of the Bituminous Coal Act of 1937 was duly filed with this Division by the above-named party requesting the establishment of certain price classifications and minimum prices for the coals, in Size Groups Nos. 1, 3, 5 and 8, produced in Subdistrict 5 of District No. 19 for shipment into Market Area 243, Alaska.

Petitioner alleges that no specific minimum prices have heretofore been established for the coals in Subdistrict 5 of District No. 19 for shipment to Market Area 243; that such coals, for shipment to that market area, are subject to the minimum prices in effect for shipment to "All Other Market Areas;" that the application of the "All Other Market Area" prices deprives the aforesaid coals of an opportunity to compete upon a fair basis with the coals produced and shipped from Subdistricts 1 and 2 of District No. 19 and Subdistrict 1 of District No. 20 to Market Area 243.

Petitioner further alleges that the need for the establishment of the minimum prices requested in the original petition in this matter is immediate and urgent; that such minimum prices were coordinated in General Docket No. 15 with the minimum prices for coals of comparable size produced in Subdistrict 1 of District No. 20 for shipment to Market Area 243 but that the minimum prices herein requested were inadvertently omitted from the Schedule of Effective Minimum Prices for District No. 19 For All Shipments when it was proposed and established.

No petitions of intervention have been filed with the Division in the above-entitled matter.

In view of the foregoing circumstances, it appears that a reasonable showing of necessity has been made for the granting of temporary relief and that, pending final disposition of this proceeding, interested persons will not be unduly prejudiced by the granting of such temporary relief in the manner hereinafter set forth.

Now, therefore, it is ordered That pending final disposition of the above-entitled matter temporary relief be, and the same hereby is, granted as follows: Commencing forthwith, § 339.5 (*General prices; minimum prices for shipment via rail transportation*) is supplemented to include the price classifications and minimum prices set forth below for the coals of Subdistrict 5 in District No. 19, in the size groups designated, for shipment by all methods of transportation except truck or wagon to Market Area 243, Alaska.

Subdistrict No. 5—Gebo-	Size-groups			
Kirby Market Area	1	3	5	8
243-----	325	315	300	275

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 the Acting Director shall otherwise order.

Dated: August 21, 1942.

[SEAL]

DAN H. WHEELER,
Acting Director.

[F. R. Doc. 42-8253; Filed, August 24, 1942; 11:49 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter III—Bureau of Mines

PART 303—GENERAL LICENSES PERTAINING TO EXPLOSIVES

SODIUM NITRATE USED AS FERTILIZER

The general purchaser's license for sodium nitrate as a fertilizer, heretofore issued and published,¹ is hereby amended to include the production of inedible oils, and as amended shall read as follows:

§ 303.6 *General purchaser's license for sodium nitrate as fertilizer.* A general license is hereby granted under the Federal Explosives Act of December 26, 1941 (55 Stat. 863), to any person as defined therein who, as owner, manager, tenant, or sharecropper, operates a tract of land for the production of food, fiber, medicinal herbs, tobacco, or inedible oils, authorizing him to purchase and possess sodium nitrate for use as a fertilizer on that tract of land and to use it for that purpose thereon.

This general license relieves those covered by it only from the duty of applying for and securing an individual license. It does not relieve them or anyone else from the duty of keeping records on the acquisition and disposition of sodium nitrate, as prescribed by the regulations issued under the Act, or from any other obligation imposed upon them by the Act or the regulations. It expires at the close of business on December 31, 1942, unless sooner terminated.

R. R. SAYERS,
Director, Bureau of Mines.

Approved: August 14, 1942.

OSCAR L. CHAPMAN,
Assistant Secretary.

[F. R. Doc. 42-8235; Filed August 24, 1942; 10:16 a. m.]

Chapter VI—Selective Service System

[No. 110]

TRANSFER OF REGISTRANT FOR DELIVERY ORDER PRESCRIBING FORM

By virtue of the Selective Training and Service Act of 1940 (54 Stat. 885)

¹ 7 F.R. 4760.

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 155, entitled "Transfer of Registrant for Delivery," effective immediately upon the filing hereof with the Division of the Federal Register.¹ The supply of forms on hand will be used until exhausted.

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

LEWIS B. HERSHEY,
Director.

JULY 15, 1942.

[F. R. Doc. 42-8204; Filed, August 22, 1942; 9:03 a. m.]

[No. 111]

CLAIM FOR DEFERRED CLASSIFICATION BY PERSON OTHER THAN REGISTRANT
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 42 "Claim for Deferred Classification by Person Other Than Registrant," effective immediately upon the filing hereof with the Division of the Federal Register.¹ The supply of original DS Form 42 on hand 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.

APRIL 13, 1942.

[F. R. Doc. 42-8203; Filed, August 22, 1942; 9:03 a. m.]

Chapter VIII—Board of Economic Warfare

Subchapter B—Export Control
[Amendment No. XXV]

PART 801—GENERAL REGULATIONS

EXPORTATION OF PETROLEUM PRODUCTS AND TETRAETHYL LEAD

Section 801.2 *Prohibited exportations* is amended in the following particulars: In the column headed "Gen. Lic. Group," the group designations assigned to the commodities listed below (at every place

¹ Filed as part of the original document.

where said commodities appear in said section) are amended to read as follows:

Commodity	Department of Commerce No.	Gen. Lic. group
PETROLEUM PRODUCTS AND TETRAETHYL LEAD		
C. Other crude oil (including topped crude, long residuum) not conforming to specifications of commodities classified under Department of Commerce Nos. 5011.03 and 5011.07.	5011.98	C & 17
D3 and D4. Natural gasoline not conforming to specifications of commodities classified under Department of Commerce Nos. 5017.07 and 5017.98.	5012	C & 17
G. Other motor fuel and gasoline from which by commercial distillation there can be separated more than 3% of a total fraction having an A. S. T. M. end point of 300° F. which will have, with the addition of 3 cc. tetraethyl lead per gallon, an octane number by the A. S. T. M. Knock Test Method of 80 or more, and not conforming to specifications of commodities classified under Department of Commerce Nos. 5016.05 and 5016.98.	5017.07	C & 17
H. Other Motor Fuels and gasoline not conforming to specifications of commodities classified under Department of Commerce Nos. 5016.05, 5016.98 and 5017.07.	5017.98	C & 17
Q. Other motor lubricating oil not conforming to specifications for aviation lubricating oil, and not conforming to specifications of commodities classified under Department of Commerce Nos. 5040.01 and 5040.03.	5040.98	C & 17
R. Other lubricating oils not conforming to specifications of commodities classified under Department of Commerce Nos. 5040.01 and 5040.03:		
Red and pale.....	5033	C & 17
Black.....	5034	C & 17
Bright stocks.....	5035.1	C & 17
Steam refined cylinder stocks.....	5035.2	C & 17
Insulating or transformer oils.....	5038	C & 17
Raw or semirefined distillates or stocks from which lubricants may be produced.....	5059	C & 17
Light lubricating oil in small packages.....	5039	C & 17
Lubricating oil, any other, n. e. s.....	5040.98	C & 17
X. Other petroleum products (except petroleum and petroleum jelly).....	5059	C & 17

Shipment of the above-listed commodities to Mexico may not be made by water under these general licenses.

This amendment shall become effective August 27, 1942. (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,
Chief, Export Control Branch,
Office of Exports.

AUGUST 21, 1942.

[F. R. Doc. 42-8238; Filed, August 24, 1942; 10:37 a. m.]

[Amendment No. XXVI]

PART 801—GENERAL REGULATIONS

EXPORTATION OF FRUITS AND VEGETABLES

Section 801.2 *Prohibited exportations* is amended in the following particulars: In the column headed "Gen. Lic. Group", the group designations assigned to the commodities listed below (at every place where said commodities appear in the section) are amended to read as follows:

Commodity	Department of Commerce No.	Gen. Lic. Group
Fruits and preparations: Other fruit preparations.....	1350	C
Vegetables and preparations:		
Corn, canned.....	1243	C
Green beans, canned.....	1249	C
Tomatoes, canned.....	1246	C
Tomato paste and puree, canned.....	1247	C
Tomato juice, canned.....	1248	C

This amendment shall become effective August 27, 1942. (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,
Chief, Export Control Branch,
Office of Exports.

AUGUST 21, 1942

[F.R. Doc. 42-8239; Filed, August 24, 1942; 10:37 a.m.]

[Amendment No. XXVII]

PART 801—GENERAL REGULATIONS
EXPORTATION TO PERSONS ON PROCLAIMED LIST

Part 801 General Regulations is hereby amended by adding the following new section:

§ 801.10 *The Proclaimed List.* The exportation of any articles, technical data, materials, or supplies, directly or indirectly to, or on behalf of, or for the account of any person, so long as his name appears upon "The Proclaimed List", is prohibited, except when authorized in each case by an individual license upon which appears the certificate of the Board of Economic Warfare that prohibition of the exportation would work an unusual hardship on American interests. A statement as to the nature of the transaction and its effect upon American interests must be filed with any application for a license pursuant to this section.

This amendment shall become effective August 25, 1942. (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,
Chief, Export Control Branch,
Office of Exports.

AUGUST 21, 1942.

[F. R. Doc. 42-8240; Filed, August 24, 1942; 10:38 a. m.]

[Amendment No. XXVIII]

PART 801—GENERAL REGULATIONS

MISCELLANEOUS AMENDMENTS

Section 801.2 *Prohibited Exportations* is amended in the following particulars: In the column headed "Gen. Lic. Group", the group designations assigned to the commodities listed below (at every place where said commodities appear in said section) are amended to read as follows:

Commodity	Department of Commerce No.	Gen. Lic. Group
Other clays.....	5809	O
Sulphur.....	5714 5715	O

Section 802.10 *General licenses which permit shipments not exceeding a specific value* is amended in the following particulars:

1. Paragraph (a) is amended to include the following list of items as exceptions to the general provisions therein contained:

Acetophenetiden.	Medinal.
Adalina.	Methylene Blue.
Aperitol.	Novalgin.
Atophan.	Novatophan.
Bromural.	Phenobarbital.
Ephedrine and salts.	Podophyllum.
Essential Oil of Peppermint.	Prominal.
Hexamethylenetetramine and compounds.	Protargol.
Ichthyol.	Rivanol.
Kava-Kava.	Salipyrine.
	Tannigen.
	Thyroid.
	Yatrin (Loretin).

2. Paragraph (d) is amended to add to the list of items contained in the proviso of that paragraph, the following articles:

Adrenalin.	Charcoal (Vegetable and Medicinal).
Alcatrao (Medicinal Tar).	Cyclosal (Menthyl isopropyl-cyclohexanon).
Alsol (Aluminum Acetotartrate).	Glycero phosphates.
Aristol (Thymol Iodide).	Gomenol.
Bismuth and Bismuth compounds including Bismuth Subgallate.	Hemoglobin.
Boildine.	Hormones.
Calcium Gluconate.	Iodipine.
Chalmoogra Oil.	Pituitary Extract.
	Vaccine Antigonoccia Polyvalent.

This amendment shall become effective August 27, 1942. (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,
Chief, Export Control Branch,
Office of Exports.

AUGUST 21, 1942.

[F. R. Doc. 42-8241; Filed, August 24, 1942; 10:38 a. m.]

[Amendment No. XXIX]

PART 801—GENERAL REGULATIONS
EXPORTATION OF LIVE PIGEONS

Section 801.2 *Prohibited Exportations* is hereby amended in the following particulars: In the column headed "Gen. Lic. Group", the group designation assigned to the commodity listed below (at every place where said commodity appears in said section) is amended to read as follows:

Commodity:	Gen. Lic. group
Pigeons, live.....	1, 47

(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,
Chief, Export Control Branch,
Office of Exports.

AUGUST 21, 1942.

[F. R. Doc. 42-8242; Filed, August 24, 1942; 10:38 a. m.]

Chapter IX—War Production Board

Subchapter B—Director General for Operations

PART 1042—IMPORTS OF STRATEGIC MATERIALS

[Amendment 1 of Supplemental General Imports Order M-63-b]

Section 1042.3 (*Supplemental General Imports Order M-63-b*) as extended August 15, 1942) is hereby amended to read as follows:

Pursuant to General Imports Order M-63 as Amended June 2, 1942, which this order supplements, it is hereby ordered that:

§ 1042.3 *Supplemental General Imports Order M-63-b*. The following materials now listed under General Imports Order M-63 as Amended June 2, 1942, and June 30, 1942, are hereby exempted from the provisions of said order, to-wit:

List	Material	Commodity No.
List I....	Wool (apparel, finer than 44's)....	3520.0 3521.1 3521.2 3521.3 3522.0 3523.1 3523.2 3523.3 3526.0 3527.1 3527.2 3527.3 3528.0 3529.1 3529.2 3529.3

This order, unless sooner revoked, shall expire at 12:00 midnight September 30, 1942. (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 22d day of August 1942.

AMORY HOUGHTON,
Director General for Operations.

[F. R. Doc. 42-8221; Filed, August 22, 1942; 11:09 a. m.]

PART 3043—METAL CUTTING BAND SAW BLADES AND HACK SAW BLADES

[General Preference Order E-7]

METAL CUTTING BAND SAW BLADES AND HACK SAW BLADES

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of metal cutting band saw blades and hack saw blades

17 F.R. 4880, 6466.

for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3043.1 *General Preference Order E-7—(a) Definitions*. For the purposes 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) "Consumer" means any person who purchases or accepts delivery of metal cutting band saw blades and/or hack saw blades for use and not for resale.

(3) "Retailer" means a person who sells metal cutting band saw blades and/or hack saw blades exclusively to consumers.

(b) *Restriction on sale and purchase of metal cutting band saw blades*. After August 31, 1942, no person shall sell or deliver to any consumer and no consumer shall buy or accept delivery of any metal cutting band saw blades except pursuant to a preference rating of A-9 or higher or pursuant to specific permission of the Director General for Operations.

(c) *Restriction on sale and purchase of hack saw blades*. After August 31, 1942, no person shall sell or deliver to any consumer and no consumer shall buy or accept delivery of any hack saw blades, except pursuant to a preference rating of A-9 or higher, or pursuant to specific permission of the Director General for Operations: *Provided, however*, That hack saw blades, which are not more than .025 inch thick, and not more than 12 inches long containing no alloys, may be purchased, sold and delivered, without preference rating.

(d) *Applicability to existing purchase orders and stock on hand*. The restrictions contained in this order shall apply to all existing contracts, purchase orders and stock on hand: *Provided, however*, That the stock of such metal cutting band saw blades and hack saw blades which a retailer has on hand as of August 31, 1942, the aggregate cost of which stock on hand to such retailer does not exceed the sum of fifty dollars (\$50), may be purchased, sold, and delivered without preference rating.

(e) *Reports*. Each person to whom this order applies shall execute and file with the War Production Board such reports and questionnaires as said Board shall from time to time require.

(f) *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, material under priority control and may be deprived of priorities assistance.

(g) *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 material 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 Director General for Operations by addressing a letter to the War Production Board, Washington, D. C., Ref.: E-7, setting forth the pertinent facts and the reasons he considers he is entitled to relief. The Director General for 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, Tools Division, Washington, D. C., Ref.: E-7.

(i) *Applicability of priorities regulations.* This order and all transactions affected thereby are subject to all applicable provisions of the Priorities Regulations of the War Production Board, as amended from time to time. (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 22d day of August 1942.

AMORY HOUGHTON,
Director General for Operations.

[F. R. Doc. 42-8223; Filed, August 22, 1942;
11:09 a. m.]

PART 3045—COTTON TEXTILES FOR WORK APPAREL

[General Preference Order M-207]

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of cotton textiles for use in the manufacture of work apparel for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3045.1 *General Preference Order M-207—(a) Issuance of schedules covering cotton textiles used for various types or classifications of work apparel.* The Director General for Operations may from time to time issue schedules establishing definitions, allocations of looms or yardages, assignments of preference ratings, purchase quotas for manufacturers or users, as well as regulations upon inventories, manufacture and sale,

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and such other matters pertaining to cotton textiles used for various types or classifications of work apparel, as may be necessary and appropriate in the public interest and to promote the national defense.

(b) *Applicability of priorities regulations.* This order and all transactions affected thereby are subject to all applicable provisions of the Priorities Regulations of the War Production Board, as amended from time to time.

(c) *Restrictions on the use of material obtained pursuant to any schedule.* Except as otherwise expressly provided in any schedule issued hereunder, and subject to any more restrictive provisions contained therein, no person shall use or dispose of any material, whether in the original mill state or partially processed state, which was obtained by him, pursuant to the application of a preference rating assigned by any such schedule, or pursuant to the use of any certification required by any schedule for the acquisition thereof, except as follows:

(1) For the manufacture of the end products covered by the said schedule,

(2) For sale to any person on an order bearing a rating of A-2 or better; or

(3) For sale to or for the account of, or for physical incorporation into 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, the War Shipping Administration or its Operating or General Agents: *Provided*, That no person shall sell or deliver, on an order rated less than A-2, any such material for physical incorporation into products for any of said governmental agencies unless he shall have first received from the purchaser a certificate signed by such purchaser, or by a person authorized to sign in his behalf, in substantially the following form:

The undersigned hereby certifies that he requires the material covered by the annexed order for physical incorporation into material or equipment to be delivered to, or for the account of, 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.

(d) *Records.* All persons affected by this order shall keep and preserve for a period of not less than two years accurate and complete records concerning inventories, production and sales, and showing the yardage of each class of fabric, as indicated by the headings in the schedules, sold pursuant to the application of the rating assigned by each schedule, and any other records as may be required to be kept by any such person in accordance with the provision or provisions of the respective schedule or schedules issued by the Director General for Operations pursuant to this order.

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

(f) *Reports.* All persons affected by this order and the schedules issued hereunder shall execute and file with the War Production Board such other reports and questionnaires as may be required by the War Production Board from time to time in accordance with the provision or provisions of the respective schedule or schedules issued by the Director General for Operations pursuant to this order.

(g) *Appeals.* 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 cotton textiles for work apparel conserved or made available, or that compliance with this order would disrupt or impair a program of conversion from nondefense to defense work, may appeal in writing to the War Production Board, Reference, M-207, setting forth the pertinent facts and the reasons he considers he is entitled to relief. The Director General for Operations may thereupon take such action as he deems appropriate.

(h) *Communications to the War Production Board.* All communications concerning this order, or any reports required to be filed hereunder, shall, unless otherwise directed, be addressed to: War Production Board, Textile, Clothing and Leather Branch, Washington, D. C., Reference M-207.

(i) *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, material under priority control and may be deprived of priorities assistance by the Director General for Operations. (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 22d day of August 1942.

AMORY HOUGHTON,
Director General for Operations.

[F. R. Doc. 42-8222; Filed, August 22, 1942;
11:09 a. m.]

PART 3045—COTTON TEXTILES FOR WORK APPAREL

[Schedule I to General Preference Order M-207]

MALE WORK CLOTHING

§ 3045.2 *General Preference Order M-207*—(a) *Additional definitions.* For the purposes of this schedule:

(1) "Male work clothing" shall mean any garments designed for male workers' wear while engaged in their occupations and of the type customarily sold as one of the following:

- Waistband overalls or dungarees.
- Bib overalls.
- Overall jumpers or coats.
- Blanket-lined overall jumpers or coats.
- One-piece work suits.
- Work pants.
- Work breeches.
- Cossack jackets.
- Work shirts.
- Work aprons.
- Oilskin jackets, coats, hats or apron overalls.
- Lined work coats.
- Doctors', dentists', internes' or orderlies' gowns, suits or coats.
- Druggists' coats.
- Slaughter house workers' coats.
- Butchers', fish handlers' or dairy workers' coats or apron sets.
- Cooks' coats.
- Safety garments made expressly to meet particular safety needs and to conform with safety codes.

(2) "Work" clothing textiles" shall mean

(1) Cotton waistbands, cotton trouser curtains, cotton sewing thread, and the following fabrics made wholly of cotton, except as hereinafter expressly provided, either in the gray, original mill or regular finish or converted state, including seconds but excluding all cuts of less than twenty (20) yards as produced in the ordinary course of fabric manufacture:

Denims: White back, hickory and express stripes, 28" to 29" width basis.

<i>Regular finish weight basis</i>	or	<i>Shrunk weight basis</i>
1.60 yard.....		9 ounce
2.00 yard.....		8 ounce
2.20 yard.....		2.20 yard
2.45 yard.....		2.70 yard
3.00 yard.....		

Chambrays:

36" 3.90 yard, fine yarn, regular finish weight basis.

Coverts:

36" 3.90 yard, fine yarn, regular finish weight basis.

36" 3.20 yard, coarse yarn, regular finish weight basis.

36" 1.65 yard, shrunk weight basis.

36" 2.00 yard, shrunk weight basis.

36" 2.40 yard, shrunk weight basis.

Whipcords:

36" 1.65 yard, shrunk weight basis.

36" 1.45 yard, shrunk weight basis.

36" 1.35 yard, shrunk weight basis.

Cottonades:

36" 1.65 yard, shrunk weight basis.

36" 1.45 yard, shrunk weight basis.

Woven Shirting Flannels:

Plains and fancies.

36" 3.00 yard, regular finish weight basis.

36" 2.30 yard, regular finish weight basis.

Blanket Linings:

54" to 56" 16 ounce maximum weight, made of cotton or of cotton and reused wool.

Moleskins:

Finished weight basis:

30" 7 $\frac{3}{4}$ to 8 $\frac{1}{4}$ ounce, plain ground.

36" 9 $\frac{1}{2}$ to 10 ounce, plain ground.

30" 8 $\frac{3}{4}$ to 9 $\frac{1}{4}$ ounce, plain ground.

30" 7 $\frac{1}{2}$ to 7 $\frac{3}{4}$ ounce, black and white.

30" 8 to 8 $\frac{1}{2}$ ounce, black and white.

30" 8 $\frac{3}{4}$ to 9 $\frac{1}{4}$ ounce, black and white.

Warp Sateen:

54", not lighter than 1.30 yard.

Corduroys:

36" 12 to 13 ounce thickest, finished weight basis.

Suedes:

Gray Width and Weight Basis: *Finished Widths*
40 to 40 $\frac{1}{2}$ " 1.60 to 1.65 yard ----- 35 to 36"

40 to 40 $\frac{1}{2}$ " 3.00 yard ----- 35 to 36"

Poplins:

Gray Width and Weight Basis:
38 to 39" 2.50 yard ----- 35 to 36"

38 to 39" 2.85 yard ----- 35 to 36"

38 to 39" 3.25 yard ----- 35 to 36"

Drills:

Gray Width and Weight Basis:
30" 72 to 76 sley, 48 to 60 pick 2.50 yard ----- 28 to 29"

Twills:

Gray Width and Weight Basis:
39" minimum count 88x42, 1.60 & 1.90 yard ----- 35 to 36"

30" 88x56 2.10 to 2.20 yard ----- 28"

39" 2.00 yard not less than 170 threads per sq. in ----- 35 to 36"

39" 2.50 yard not less than 170 threads per sq. in ----- 35 to 36"

39" 68x76 4.00 yard.

Jeans:

Gray Width and Weight Basis:
38 to 39" 96x64 2.85 yard ----- 35 to 36"

Print Cloth Yarn Fabrics:

Gray Width and Weight Basis:
36" 20x16 21.00 yard.

36" 28x24 15.00 yard.

36" 32x28 13.00 yard.

38 $\frac{1}{2}$ " 44x36 8.60 yard.

38 $\frac{1}{2}$ " 44x40 8.20 yard.

38 $\frac{1}{2}$ " 60x48 6.25 yard.

38 $\frac{1}{2}$ " 64x60 5.35 yard.

Sheetings:

36" 48x48 2.85 yard.

40" 48x48 2.85 yard.

40" 64x68 3.15 yard.

40" 48x44 3.75 yard.

40" 44x40 5.50 yard.

Any sheeting over 46" not exceeding 76 picks per inch, produced on looms normally weaving wide bed sheeting.

(ii) Pro rata widths of like count and weight to the above constructions, provided such other width fabrics, wider or narrower, are produced for the purpose of utilizing maximum productive width of looms or augmenting the supply of square yardage in fabric widths suitable for economical use in the manufacture of male work clothing.

(3) "Work clothing processor" shall mean:

(i) The manufacturer of male work clothing for sale

(ii) The manufacturer of waistbands or trouser curtains, to be used in male work clothing, for sale to a manufacturer of male work clothing

(iii) The converter or finisher of work clothing textiles who bleaches, finishes or processes work clothing textiles for resale to a manufacturer of male work clothing.

(4) "Inventory" shall mean the total quantity of work clothing textiles or of work clothing textiles in process of manufacture into male work clothing or of male work clothing owned by any work clothing processor and held by him in any mill, warehouse, place of storage or manufacturing plant.

(b) *Manufacture of denims.* The denims specified in paragraph (a) (2) (i) which are manufactured after October 31, 1942, and which are sold and delivered pursuant to the application of the rating assigned in paragraph (c) shall be woven 36 to 37" wide *pro rata*, to the extent that loom width permits.

(c) *Assignment of preference rating.* Purchase or manufacturing orders for work clothing textiles placed by work clothing processors are hereby assigned a preference rating of A-2.

(d) *Restrictions on use of work clothing textiles.* Notwithstanding the provisions of paragraph (c) (1) of General Preference Order M-207, no work clothing processor shall use any full length pieces of first quality or run-of-mill twills, drills or jeans heavier than 39"—4.00 yards in the manufacture of pocketings, waistbands or trouser curtains.

(e) *Application of preference rating.* Any work clothing processor, in order to apply the preference rating assigned by paragraph (c) to deliveries of material to him, must endorse on or attach to each purchase or manufacturing order placed by him to which the rating is applied, a certificate in the following form, signed manually or as provided in Priorities Regulation No. 7 (§ 944.27) by an official duly authorized for such purpose:

The undersigned purchaser hereby certifies to the seller and the War Production Board that he is entitled to apply the preference rating indicated opposite the items shown on the attached purchase order and that such application is in accordance with Priorities Regulation No. 3, as amended, with the terms of which the undersigned is familiar. Furthermore, the undersigned certifies that the fabrics hereby ordered will be used in the manufacture of male work clothing or otherwise disposed of only as

¹ *Supra.*

permitted in General Preference Order No. M-207 and/or Schedule I thereto.

(Name of work clothing processor) (Address)
By (Signature and title of duly authorized officer) (Date)

Such endorsement shall constitute a representation to the War Production Board and the supplier with whom the contract or purchase order is placed that such contract or purchase order is duly rated in accordance herewith.

Each person applying ratings must maintain at his regular place of business all documents, including purchase or manufacturing orders, preference rating orders and certificates, upon which he relies as entitling him to apply or extend such ratings, segregated and available for inspection by representatives of the War Production Board, or filed in such manner that they can be readily segregated and made available for such inspection.

(f) *Restrictions on inventory.* In addition to the restrictions on inventory contained in Priorities Regulation No. 1 (§ 944.14²):

(1) No manufacturer of the following garments of male work clothing

- Waistband overalls or dungarees.
- Bib overalls.
- Overall jumpers or coats.
- One-piece work suits.
- Work pants.
- Work breeches.
- Work shirts other than of cotton flannel or cotton suede.
- Work aprons.
- Doctors', dentists', internes' or orderlies' gowns, suits or coats.
- Druggists' coats.
- Slaughter house workers' coats.
- Butchers', fish handlers' or dairy workers' coats or apron sets.
- Cooks' coats.
- Safety garments as defined in paragraph (a) (1).

shall after August 22, 1942 hold in his inventory a total quantity of work clothing textiles for such garments, such textiles in process of manufacture into such garments and such completed garments in excess of such a total quantity as will be delivered out of his inventory within 150 days after the receipt of any delivery of such textiles to his inventory.

(2) No manufacturer of waistbands or trouser curtains and no converter or finisher of work clothing textiles shall after August 22, 1942 hold in his inventory any work clothing textiles in excess of the total quantity of such textiles, including such textiles in process, which will be delivered out of his inventory within ninety (90) days after the receipt of any delivery of such textiles to his inventory. (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 22d day of August 1942.

AMORY HOUGHTON,
Director General for Operations.

[F. R. Doc. 42-8220; Filed, August 22, 1942; 11:11 a. m.]

PART 3045—COTTON TEXTILES FOR WORK APPAREL

[Schedule II to General Preference Order M-207]

WORK GLOVES

§ 3045.3 *Schedule II to General Preference Order M-207*—(a) *Definitions.* For the purposes of this schedule: (1) "Work gloves" shall mean any type of hand covering designed for workers' wear while engaged in their occupations and of the type customarily sold as such.

(2) "Work glove textiles" shall mean cotton sewing thread and the following cotton fabrics, either in the gray, regular, converted or processed state, including seconds, but excluding all cuts of less than 20 yards as produced in the ordinary course of manufacture, and including pro rata widths of like count and weight, provided such other width fabrics, wider or narrower, are produced for the purpose of utilizing maximum productive width of looms or augmenting the supply of square yardage in fabric widths suitable for economical use in the manufacture of work gloves:

- Mitten flannel:
 - 6 ounces per linear yard, 4 harness, 34 inches.
 - 7 ounces per linear yard, 4 harness, 34 inches.
 - 8 ounces per linear yard, 4 harness, 34 inches.
 - 9 ounces per linear yard, 4 harness, 34 inches.
 - 10 ounces per linear yard, 4 harness, 34 inches.
 - 10 ounces per linear yard, 5 harness, 34 inches.
 - 12 ounces per linear yard, 5 harness, 34 inches.
 - 12 ounces per linear yard, 4 harness, 34 inches.
 - 13 ounces per linear yard, 4 harness, 34 inches.
- Colored stripe mitten flannel:
 - 5½ ounces per linear yard, 4 harness, 34 inches.
 - 5½ ounces per linear yard, 4 harness, 37 inches.
 - 6 ounces per linear yard, 4 harness, 34 inches.
 - 7 ounces per linear yard, 4 harness, 34 inches.
 - 8 ounces per linear yard, 4 harness, 34 inches.
 - 9 ounces per linear yard, 4 harness, 34 inches.
- Knitted jersey:
 - 8 ounces per square yard, partially napped, for duplexing only.
 - 9 ounces per square yard, plain knit, minimum 22 gauge.

Knitted jersey—Continued.

- 10½ ounces per square yard, plain knit and cut presser, cut presser minimum 20 gauge.
- 13 ounces per square yard, plain knit and cut presser, cut presser minimum 20 gauge.

Twill:
37" 84 to 88/42 to 44—2.85 yard.
Sheeting:
40" 44/40—5.50 yard.
Osnaburg:
40" 32/28—3.55 yard.

(3) "Work glove processor" shall mean:

(i) The manufacturer of work gloves for sale

(ii) The converter or processor of work glove textiles who bleaches, finishes or processes work glove textiles for resale to a manufacturer of work gloves.

(4) "Inventory" shall mean the total quantity of work glove textiles, such textiles in process of manufacture into work gloves and work gloves owned by any work glove processor and held by him in any mill, warehouse, place of storage or manufacturing plant.

(b) *Assignment of preference rating.* Purchase or manufacturing orders for work glove textiles placed by work glove processors are hereby assigned a preference rating of A-2.

(c) *Application of preference rating.* Any work glove processor, in order to apply the preference rating assigned by paragraph (b) to deliveries of materials to him, must endorse on or attach to each purchase or manufacturing order placed by him to which the rating is applied, a certification in the following form, signed manually or as provided in Priorities Regulation No. 7 (§ 944.27³) by an official duly authorized for such purpose:

The undersigned purchaser hereby certifies to the seller and the War Production Board that he is entitled to apply the preference rating indicated opposite the items shown on the attached purchase order and that such application is in accordance with Priorities Regulation No. 3, as amended, with the terms of which the undersigned is familiar. Furthermore, the undersigned certifies that the fabrics hereby ordered will be used in the manufacture of work gloves or otherwise disposed of only as permitted in General Preference Order M-207 and/or Schedule II thereto.

(Name of Work Glove Processor) (Address)
By (Signature and Title of Duly Authorized Officer) (Date)

Such endorsement shall constitute a representation to the War Production Board and the supplier with whom the contract or purchase order is placed that such contract or purchase order is duly rated in accordance herewith.

Each person applying ratings must maintain at his regular place of business all documents, including purchase or manufacturing orders, preference rating orders and certificates, upon which he relies as entitling him to apply

¹ 6 F.R. 4489, 6680; 7 F.R. 1493, 1835, 2235.

² *Supra.*

³ 7 F.R. 1062.

or extend such ratings, segregated and available for inspection by representatives of the War Production Board, or filed in such manner that they can be readily segregated and made available for such inspection.

(d) *Restriction on inventory.* In addition to the restrictions on inventory contained in Priorities Regulation No. 1 (§ 944.14): (1) No work glove manufacturer shall after August 22, 1942, hold in his inventory a total quantity of work glove textiles or work gloves in excess of such a total quantity as will be delivered out of his inventory within 90 days after receipt of any delivery of such textiles to his inventory.

(2) No converter or processor of work glove textiles who bleaches, finishes or processes work glove textiles for resale to a manufacturer of work gloves shall after August 22, 1942, hold in his inventory a total quantity of work glove textiles in excess of such a total quantity as will be delivered out of his inventory within 60 days after the receipt of any delivery of such textiles to his inventory.

(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 22d day of August 1942.

AMORY HOUGHTON,

Director General for Operations.

[F. R. Doc. 42-8219; Filed, August 22, 1942; 11:11 a. m.]

PART 3055—HEAT TREATING EQUIPMENT

[General Preference Order M-211]

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of heat treating equipment for defense, for private account and for export; orderly scheduling of production and delivery of heat treating equipment is necessary in order that maximum productive efficiency and capacity can be maintained; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3055.1 *General Preference Order M-211—(a) Production and delivery of heat treating equipment.* (1) Each producer of heat treating equipment shall schedule its production and make deliveries of heat treating equipment in accordance with such specific directions as may be issued from time to time by the Director General for Operations.

(2) The production and delivery schedules established by any specific di-

rection which may be issued from time to time pursuant to paragraph (a) (1) above shall be maintained without regard to any preference ratings already assigned or hereafter assigned to particular contracts, commitments, or purchase orders and may be altered only upon specific directions of the Director General for Operations.

(3) If it becomes impossible for any producer to maintain production and delivery of heat treating equipment in accordance with any such schedule, he shall immediately notify the Director General for Operations, and, unless otherwise directed by the Director General for Operations, he shall continue to produce and deliver heat treating equipment in the order set forth in such schedule and shall postpone production and delivery of any such heat treating equipment only to the extent required by the circumstances causing his failure to maintain production and delivery as required by such schedule.

(b) *Reports.* Each person to whom this order applies shall execute and file with the War Production Board such reports and questionnaires as said Board shall from time to time require.

(c) *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.

(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: Heat-Treating Unit, Tools Division, War Production Board, Washington, D. C., Ref.: M-211.

(e) *Applicability of priorities regulations.* This order and all transactions affected thereby are subject to all applicable provisions of the priorities regulations of the War Production Board, as amended from time to time. (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 22d day of August 1942.

AMORY HOUGHTON,

Director General for Operations.

[F. R. Doc. 42-8218; Filed, August 22, 1942; 11:11 a. m.]

PART 940—RUBBER AND BALATA AND PRODUCTS AND MATERIALS OF WHICH RUBBER OR BALATA IS A COMPONENT

[Amendment 14 to Supplementary Order M-15-b-1]

Section 940.5 *Supplementary Order M-15-b-1* is amended as follows:

1. By striking from paragraph (b) thereof the following:

* * * or other purchase orders placed by or for the account of any other department or agency of the government of the United States. * * *

2. By changing paragraphs (b) (7), (b) (9) and (b) (10) to read as follows:

- (7) Compounds for the manufacture of tires, tire casings, camelback, capping stock and tire and tube repair materials.... List 7
 (9) Tires and tire casings (except airplane and bicycle tires).... List 9
 (10) Tire tubes for passenger automobile, truck and agricultural implement tires..... List 10

3. By inserting immediately after paragraph (b) (17) thereof the following new paragraph designated (b) (18):

(18) Camelback and capping stock... List 18

4. By substituting the attached revised Lists 7, 9 and 10 for Lists 7, 9 and 10 now attached to such order.

5. By attaching thereto the following additional List designated List 18.

This order and the lists attached hereto shall become effective on August 24, 1942. (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 24th day of August 1942.

AMORY HOUGHTON,

Director General for Operations.

LIST 7

[Revised effective August 24, 1942]

Specifications for the manufacture of compounds for the manufacture of tires, tire casings, camelback, capping stock and tire and tube repair materials.

This revised List 7 sets forth the specifications to be used in the manufacture of tires, tire casings, camelback, capping stock and tire and tube repair materials, and is intended to furnish standards for the grades of compounds listed. Other Lists now attached and to be hereafter attached to Supplementary Order M-15-b-1 will govern the use of these compounds in the manufacture of finished products. These compounds need be used only when required by other speci-

¹⁷ F. R. 967, 2344, 2449, 2595, 2782, 3369, 4448, 5019, 5296, 5592, 5748, 5982, 6071, 6211, 6465.

fications contained in lists now or hereafter attached to Supplementary Order M-15-b-1. The variations permitted by subdivision (b) of this revised list 7 are allowed in the manufacture of finished products covered by other applicable Lists unless prohibited by such other lists.

(a) Compounds

Description of product		Maximum percent by volume	
Type	Grade	Crude rubber	Whole tire reclaimed rubber
(1) Tread, capping stock and camelback compounds.	A	73.0	0.0
	B	59.5	17.5
	C	47.9	31.4
	D	40.4	41.3
	E	26.0	57.0
(2) Friction compounds.	F	0.0	89.3
	A	88.5	1.0
	B	78.0	15.0
	C+	69.0	25.0
	D	60.0	35.0
	C	43.0	50.0
	E	19.0	73.0
FF	6.4	85.0	
F	0.0	90.0	

(b) Variations

(1) Variations from the above specifications are permitted as follows:

	Tread, capping stock and camelback compounds	Friction compounds
Crude rubber... Whole tire reclaimed rubber.	Plus 0, minus 2... Plus 2, minus (not limited).	Plus 0, minus 5... Plus 5, minus (not limited).

(2) Any person may, with the prior approval of the Director General for Operations, reduce the percentages of crude rubber specified in these compounds, provided the tires manufactured therefrom bear the name of the manufacturer and, where produced to fill war orders, meet the specifications of the purchasers.

(3) With the types of formulas specified above, and with mold and gauges selected, a manufacturer can calculate the maximum amounts of crude rubber and whole tire reclaimed rubber which may be used in the manufacture of a tire or tire casing of any specified type and size. Within the maximum amounts of crude rubber and whole tire reclaimed rubber thus calculated, a manufacturer may, in his discretion, shift the amounts between friction and tread, but may not use in the manufacture of any tire or tire casing more crude rubber or more whole tire reclaimed rubber than would be used in the manufacture of such tire or tire casing if the above specifications for tread and friction were followed, after allowing for tolerance permitted.

(4) All compounded rubber in a tire, other than the tread and sidewalls, is considered as "friction", and the tread and sidewalls are considered "tread". Each tire manufacturer shall adopt min-

imum gauges or thicknesses in the following parts of all tires:

Sidewalls (but within the above specifications).

Plys and squeegees.

Under-tread (but within the above specifications).

Cushions and breakers.

"Minimum" as used in this paragraph (4) means the thinnest gauge which the manufacturer believes can be used without materially detracting from the performance of the tire.

(5) Any manufacturer who can use subreads, or who can apply sidewalls separate from the tread, and who can in either of these ways save crude rubber without detracting materially from the performance of the tire shall do so, even if it requires the use of slightly more reclaimed rubber. The total amount of crude rubber which a manufacturer may use if he uses subreads or sidewalls to save crude rubber is the amount calculated in accordance with the appropriate friction and tread formulas, less the amount which may be saved through the use of subreads and/or sidewalls.

LIST 9

[Revised effective August 24, 1942]

Specifications for the manufacture of tires and tire casings (except airplane and bicycle tires)

(a) For other than war orders

(1) Except as provided in paragraphs (a) (3) and (b) hereof, the manufacture of tires and tire casings (except airplane and bicycle tires) shall be confined to the sizes, plies and tread types listed below and such other sizes, plies and tread types as may be permitted by special authorization of the Director General for Operations.

The friction and the tread, respectively, of each of the sizes of tires and tire casings listed below shall be made from one of the grades of compounds listed in List 7 attached to Supplementary Order M-15-b-1, as such list may be revised from time to time, and appropriate grade of compound to be used for each respective friction and tread being that hereinbelow specified therefor opposite the description and designation of such size.

TRUCK, BUS AND SPECIAL PURPOSE TIRES

WPB size No.	Size	Ply	Tread type	Compounds to be used	
				Friction	Tread
1....	9.00-13	6	Regular.....	C	B
2....	7.00-15	6	Regular.....	C	C
3....	6.00-16	6	Regular.....	C	C
4....	6.50-16	6	Regular.....	C	C
5....	7.00-16	6	Regular.....	C	C
6....	7.50-16	6	Regular.....	B	B
7....	7.50-16	8	Regular.....	B	B
8....	10.50-16	10	Regular.....	A	B
9....	10.50-16	12	Regular.....	A	B
10....	10.50-16	12	Mud-Snow....	A	B
11....	6.00-17	6	Regular.....	C	C
12....	7.00-17	8	Regular.....	C	C
13....	7.50-17	8	Regular.....	B	B

TRUCK, BUS AND SPECIAL PURPOSE TIRES—Continued

WPB size No.	Size	Ply	Tread type	Compound to be used	
				Friction	Tread
14....	7.50-15	8	Regular.....	B	B
15....	8.25-18	10	Regular.....	A	B
16....	9.00-18	10	Regular.....	A	B
17....	10.00-18	12	Regular.....	A	B
18....	11.00-18	12	Regular.....	A	B
19....	6.00-20	6	Regular.....	C	C
20....	6.50-20	6	Regular.....	C	C
21....	6.50-20/32x6	8	Regular.....	C	C
22....	6.50-20/32x6	8	Mud-Snow....	C	C
23....	7.00-20	8	Regular.....	C	C
24....	7.00-20/32x6	10	Regular.....	A	B
25....	7.00-20/32x6	10	Mud-Snow....	A	B
26....	7.50-20	8	Regular.....	B	B
27....	7.50-20/34 x 7	10	Regular.....	A	B
28....	7.50-20/34 x 7	10	Mud-Snow....	A	B
29....	8.25-20	10	Regular.....	A	B
30....	8.25-20	10	Mud-Snow....	A	B
31....	9.00-20	10	Regular.....	A	B
32....	9.00-20	10	Mud-Snow....	A	B
33....	9.00-20/36 x 8	12	Regular.....	A	B
34....	10.00-20	12	Regular.....	A	B
35....	10.00-20	12	Mud-Snow....	A	B
36....	11.00-20	12	Regular.....	A	B
37....	11.00-20	12	Mud-Snow....	A	B
38....	12.00-20	14	Regular.....	A	B
39....	13.00-20	16	Regular.....	A	B
40....	9.00-22	10	Regular.....	A	B
41....	10.00-22	12	Regular.....	A	B
42....	11.00-22	12	Regular.....	A	B
43....	7.00-24/36x6	10	Regular.....	A	B
44....	7.50-24/38x7	10	Regular.....	A	B
45....	9.00-24/40x8	12	Regular.....	A	B
46....	10.00-24	12	Regular.....	A	B
47....	11.00-24	12	Regular.....	A	B
48....	12.00-24	14	Regular.....	A	B
49....	13.00-24	16	Regular.....	A	B
101....	8.25-20	10	Earthmover..	B	A
102....	9.00-20	10	Earthmover..	B	A
103....	10.00-20	12	Earthmover..	B	A
104....	11.00-20	12	Earthmover..	B	A
105....	12.00-20	12	Earthmover..	B	A
106....	13.00-20	14	Earthmover..	B	A
107....	14.00-20	16	Earthmover..	B	A
108....	16.00-20	16	Earthmover..	B	A
109....	18.00-24	16	Earthmover..	B	A
110....	18.00-24	20	Earthmover..	B	A
111....	21.00-24	16	Earthmover..	A	A
112....	21.00-24	20	Earthmover..	A	A
113....	24.00-32	24	Earthmover..	A	A
114....	24.00-32	36	Earthmover..	A	A
115....	36.00-40	34	Earthmover..	A	A
116....	8.25-20	12	Rock Service..	A	A
117....	9.00-20	12	Rock Service..	A	A
118....	10.00-20	14	Rock Service..	A	A
119....	11.00-20	14	Rock Service..	A	A
120....	11.00-24	14	Rock Service..	A	A
121....	12.00-24	16	Rock Service..	A	A
122....	13.00-24	16	Rock Service..	A	A
123....	14.00-24	20	Rock Service..	A	A
124....	16.00-24	20	Rock Service..	A	A
125....	18.00-24	20	Rock Service..	A	A
126....	21.00-24	20	Rock Service..	A	A
127....	18.00-24	16	Mud-Snow....	A	A
128....	18.00-24	20	Mud-Snow....	A	A
129....	18.00-40	20	Mud-Snow....	A	A
130....	21.00-24	16	Mud-Snow....	A	A
131....	21.00-24	20	Mud-Snow....	A	A
132....	21.00-28	20	Mud-Snow....	A	A
133....	24.00-32	24	Mud-Snow....	A	A
134....	24.00-32	36	Mud-Snow....	A	A
135....	30.00-40	34	Mud-Snow....	A	A
151....	7.00-20	10	(Flat base) rib.	B	C
152....	7.00-24	10	(Flat base) rib.	B	C
153....	7.50-24	10	(Flat base) rib.	B	C
154....	9.00-24	10	(Flat base) rib.	B	C
155....	9.00-24	10	(Flat base) traction.	B	C
156....	9.00-24	10	(Drop center) traction.	B	C
157....	10.00-24	8	(Drop center) traction.	B	C
158....	11.00-24	8	(Drop center) traction.	B	C
159....	12.00-24	8	(Drop center) traction.	B	C
160....	13.00-20	10	(Drop center) traction.	C	
161....	13.00-24	8	(Drop center) traction.	B	C
62....	14.00-20	12	(Drop center) traction.	B	C
176....	7.50-15	10	Regular.....	A	B
177....	8.25-15	12	Regular.....	A	B
178....	9.00-15	12	Regular.....	A	B
179....	10.00-15	14	Regular.....	A	B

TRUCK, BUS AND SPECIAL PURPOSE TIRES—Continued
Passenger automobile tires

WPB size No.	Size	Ply	Compounds to be used	
			Friction	Tread
201	6.50-15	4	C	B
202	7.00-15	4	C	B
203	7.00-15	6	C	B
204	7.50-15	6	C	B
205	5.50-16	4	C	B
206	6.00-16	4	C	B
207	6.00-16	6	C	B
208	6.25/6.50-16	4	C	B
209	6.25/6.50-16	6	C	B
210	7.00-16	4	C	B
211	7.00-16	6	C	B
212	7.50-16	6	C	B
213	5.25/5.50-17	4	D	C
214	6.00/6.50-17	4	D	C
215	7.00-17	6	C	B
216	7.50-17	6	C	B
217	5.25/5.50-18	4	D	C
218	6.00-18	6	D	C
219	4.75/5.00-19	4	D	C
220	5.25/5.50-19	4	D	C
221	6.00/6.50-19	6	D	C
222	4.50/4.75/5.00-20	4	D	C
223	5.25-20	6	D	C
224	6.00-20	6	D	C
225	4.40/4.50-21	4	D	C
226	5.25-21	4	D	C
227	30 x 3 1/2 Clin.	4	D	C

No limitation on tread designs.

MOTORCYCLE TIRES

WPB size No.	Size	Ply	Compounds to be used	
			Friction	Tread
251	26 x 2.25	2	C	B
252	3.25-19	4	C	B
253	3.30-18	2	C	B
254	3.40-18	2	C	B
255	3.85-18	4	C	B
256	4.00-18	4	C	A
257	4.50-18	4	C	A
258	4.00-19	4	C	A
259	4.50-19	4	C	A
260	5.00-16	4	C	A

No limitation on tread designs.

INDUSTRIAL TIRES

Description of product	Compounds to be used	
	Friction	Tread
Industrial pneumatic tires:		
Single tube—all sizes	E ¹	F
Straight side—under 6.00 (except 4.00-8 regular and H. D.)	E	F
Straight side—6.00 and up	D	F
Exception 1—4.00-8 regular	FF	F
Exception 2—4.00-8 heavy duty	D	C
Industrial solid tires:		
Stretch-on or Hollow Center		F
Molded-on for hand operated vehicle		FF ²
Molded-on for power driven or power drawn vehicles		A
Pressed-on		A
Metal base demountable		A

¹ Including tube.
² Friction grade.

(2) No person shall manufacture any size of tire in more than one regular tread design, unless such manufacturers' mold equipment for such size and tread design is insufficient for his requirements.

(3) Mileage tires for city and intercity busses may be manufactured from friction and tread compounds up to and including Grade A compound as set forth

in said revised List 7, without restriction as to sizes, plies or tread design.

(4) Unless permitted by special authorization of the Director General for Operations, rayon shall not be used in the manufacture of any tires except mileage tires for city and intercity busses, and tires of WPB sizes numbers 35, 38, 42 and 53 in the number of plies specified for such sizes, and no person shall manufacture tires of WPB sizes numbers 35, 38, 42 and 53 of both cotton and rayon construction.

(5) Each tire casing, manufactured under these specifications, except tire casings manufactured to fill war orders, shall be branded on the serial side near the serial number in letters at least 1/2 inch high, with the words "War Tire" and the letters specifying the respective grades of compounds used in the friction and the tread.

(b) To fill war orders

(1) The manufacture of tires and tire casings (other than airplane and bicycle tires) to fill war orders shall be confined to the sizes, plies, tread types and compounds specified in subdivision (a) hereof and the sizes, plies, tread types and compounds listed in subdivision (b) (2) hereof, except that other sizes, plies or tread types (but not other compounds) may be used when, but only when, there is delivered to the person manufacturing the tires a certificate signed by a contacting or inspecting official of the Army, Navy, Maritime Commission or other governmental agency listed in subparagraphs (a) (4) (i) (aa) or (a) (4) (ii) of Supplementary Order No. M-15-b, as amended, substantially as follows:

I hereby certify that the following tires covered by purchase order No. _____ are required for direct military (or naval) use, and that tires of sizes, plies and tread types enumerated in Revised List 9 attached to Supplementary Order No. M-15-b-1, as amended, are not adequate for such purpose:

Quantity Size Plies Tread Type
(Insert description of tires)

Title.
For the (insert name of purchasing agency)

provided that this exception shall not apply to tractor or implement tire casings, which shall not be manufactured unless permitted by special authorization of the Director General for Operations.

(2) The friction and tread, respectively, of each of the sizes of treads and tire casings listed below shall be made from one of the grades and compounds listed in said List 7, the appropriate grade of compound to be used by each such respective friction or tread being that hereinbelow specified therefor opposite the description or designation of such size.

TRUCK AND BUS TIRES

WPB size No.	Size	Ply	Tread type	Compounds to be used	
				Friction	Tread
300	6.00-16	6	Mud-Snow N.D.	C	B
301	7.50-16	6	Mud-Snow N.D.	B	B
302	9.00-16	8	Mud-Snow N.D.	B	B
303	5.50-18	6	Regular	C	C
304	7.00-20	8	Mud-Snow N.D.	C	C
305	7.50-20	8	Mud-Snow N.D.	B	B
306	8.25-20	10	Mud-Snow N.D.	A	B
307	9.00-20	10	Mud-Snow N.D.	A	B
308	11.00-20	12	Mud-Snow N.D.	A	B
309	12.00-20	14	Mud-Snow N.D.	A	B
310	14.00-20	16	Regular	A	B
311	14.00-20	16	Mud-Snow N.D.	A	B
312	10.00-22	12	Mud-Snow N.D.	A	B
313	11.00-24	12	Mud-Snow N.D.	A	B
314	14.00-24	16	Regular	A	B
315	14.00-24	16	Mud-Snow N.D.	A	B
317	14.00-24	24	Regular	A	B
318	6.50-10	6	Regular	C	C
319	8.25-15	14	Regular	A	B

(3) The friction and the tread, respectively, of other sizes, plies and tread types not specified in paragraph (a) (1) and (b) (2) hereof shall be made from one of the grades of compounds listed in said List 7, the appropriate grade of compound to be used for each respective friction or tread being that hereinbelow specified therefor opposite the description or designation of such class: *Provided*, That no tractor or implement tire casings shall be manufactured unless permitted by special authorization of the Director General for Operations.

Description of product	Compounds to be used	
	Friction	Tread
13-24 inch rims, size 7.00 and smaller, 8 ply and less	C	C
13-24 inch rims, size 7.50, 8 ply and less	B	B
13-24 inch rims, size 8.25 and larger, 10 ply and more	A	B

(4) The skid depth of tires with mud-snow approved non-directional type treads shall be as follows:

Tire size	Actual mold measurements in inches
8.25-10	0.585
9.00-13	.62
15- and 16-inch rims:	
6.00	0.50
6.50	.52
7.00	.535
7.50	.56
8.25	.585
9.00	.62
10.00	.645
11.00	.67
20-, 22- and 24-inch rims:	
6.00	.50
6.50	.52
7.00	.535
7.50	.56
8.25	.585
9.00	.62
10.00	.645
11.00	.67
12.00	.70
13.00	.74
14.00	.80

Variations from the above measurements shall be permitted to the extent of 0.01 inch plus or minus throughout the mold.

(5) The outside diameter of tires with mud-snow approved non-directional type treads shall be as follows:

Tire dimension		Outside diameter in inches—inflated tire	
Diameter	Section	Minimum	Maximum
16-inch rims.....	6.00	28.60	28.80
	7.50	31.40	31.60
	9.00	35.00	35.30
20-inch rims.....	10.00	36.50	35.90
	7.00	35.60	35.90
	7.50	36.60	36.90
24-inch rims.....	8.25	38.10	38.40
	9.00	40.10	40.50
	10.00	41.00	41.50
	11.00	42.80	43.30
	12.00	44.20	44.70
	14.00	48.30	48.90
24-inch rims.....	14.00	52.30	52.90

(6) Standard tread radii of mud-snow approved non-directional type treads shall be between 80 and 95% of the line cross-section width of the Tire and Rim Association's standard tire sections.

(7) Run-flat combat tires to fill war orders may be manufactured in any sizes, plies and tread designs, and from any friction and tread compounds up to and including A grade compounds as listed in said List 7.

(8) Unless permitted by special authorization of the Director General for Operations, rayon shall not be used in the manufacture of any tires (including tires of the kinds and sizes referred to in subdivision (a) (4) of this revised List 9) to fill any war order, except run-flat combat tires.

(9) Where mud-snow tread is specified for a war order, the tire manufacturer shall use mud-snow N. D. molds in all cases in which he has mud-snow N. D. mold equipment of the proper size or sizes.

(e) Definition

Where used in this revised List 9: "regular" as applied to tread type means standard "100" level, on-the-road type.

LIST 10

[Revised effective August 24, 1942]

Specifications for the manufacture of passenger automobile, truck and agricultural implement tire tubes.

These specifications shall apply to all orders, including war orders.

No tire tube of any of the classes listed below shall be manufactured with a material volume in excess of the volume specified for such class as set forth below opposite the description or designation of such class.

Description of product type	Size	Maximum material volume (in cubic inches)	
Passenger automobile tire tubes.....	5.50-16	51.2	
	CD 16	57.8	
	6.50-15	63.5	
	7.00-15	72.2	
	D-16	72	
	7.50-15	89.4	
	7.50-16	93.2	
	A-20/21	42.8	
	B-17/18	46.9	
	C-17	56.1	
	7.00-17	75.2	
7.50-17	93.4		
Truck tire tubes 15- and 16-inch rims.....	6.50-16	65	
	6.50-16	75	
	7.00-15	85	
	7.00-16	89	
	7.50-15	103	
	7.50-16	108	
	9.00-16	191	
	10.00-16	220	
	Truck tire tubes 20-inch rims or larger.....	6.00-20	75
		6.50-20	102
		7.00-20	135
7.50-20		175	
8.25-20		197	
9.00-20		235	
10.00-20		300	
11.00-20		350	
12.00-20		450	
13.00-20		525	
14.00-20		670	
Agricultural equipment tire tubes.....	4.00-12	25.3	
	5.00-15	38.6	
	6.00-9	36.8	
	6.00-16	59.0	
	DM 16	70.5	
	6.50-32	137.8	
	FM-24	153.5	
	9.00-28	228.0	
	HM 28	302.0	
	KM 28	414.0	
	5-40	92.5	
5.5-40	92.5		
6-40	118.0		
7-32	112.0		
8-32	157.0		
9-32	220.0		
10-28	242.0		
11-28	302.0		
12-30	385.5		
13-30	440.0		
14-30	498.0		
15-30	595.0		
Lend-lease regular tire tubes.....	9.00-13	145	
	10.50-16	250	
	12.00-20	450	
	13.50-20	670	

Variations from the above maximum volumes shall be permitted to the extent of minus 3 per cent.

Sizes not specifically set forth shall have maximum volumes proportionate to the sizes listed.

In the event that the maximum volume herein permitted for a tube of a given type and size manufactured by any person on the effective date of this order is less than the maximum indicated above, such person shall make no change in the maximum volume of such tube as then manufactured by him without the prior approval of the Director General for Operations.

The foregoing restrictions on material volume of tire tubes shall not apply to tire tubes for use with mileage bus or run flat or combat tires.

LIST 18

Specifications for the manufacture of camelback and capping stock.

(1) Applicability of specifications. The specifications set forth in this List 18 shall apply to all purchase orders, including war orders.

(2) General restriction. Unless permitted by special authorization of the Director General for Operations, no size or type of either camelback or capping stock shall be manufactured unless such size or type (of camelback or capping stock, as the case may be) is mentioned in this List 18.

(3) Compounds. All references in this List 18 to grades of compounds refer to grades of compounds listed in List 7 attached to Supplementary Order No. M-15-b-1, as such list may be revised from time to time.

(4) Sizes. Capping stock and camelback shall be manufactured only in gauges of 10/32, 12/32, 14/32, 16/32, 18/32, 20/32, 22/32 inches and larger.

(5) Passenger-type capping stock. Passenger-type capping stock shall be manufactured only from compounds of Grade F, and may be faced with a compound of any of the gauges listed below, provided that such compound of any such gauge shall not contain more crude rubber by weight than the percentages set forth opposite such gauge.

Gauge:	Percentage of crude rubber
.012.....	54
.013.....	51
.014.....	48
.015.....	45
.016.....	42
.017.....	39
.018.....	36

(6) Truck-type capping stock. Truck-type capping stock shall be manufactured only from compounds of Grade C.

(7) Truck-type camelback. Truck-type camelback designed for retreading road building and road grading tires shall be manufactured only from compounds of Grade C.

(8) Heavy-duty capping stock and heavy-duty camelback. Heavy-duty capping stock and heavy-duty camelback designed for recapping and retreading mileage bus tires, or rock service tires of a cross-section of 8.25 inches or more may be manufactured from compounds of Grade A.

(9) Airplane capping stock and camelback. Capping stock and camelback designed for recapping and retreading airplane tires may be manufactured from compounds up to and including Grade A.

[F R. Doc. 42-8249; Filed, August 24, 1942; 11:43 a. m.]

PART 1052—KITCHEN, HOUSEHOLD AND OTHER MISCELLANEOUS ARTICLES

[Amendment 7 to Limitation Order L-30]

Section 1052.1 *General Limitation Order L-30*¹ is hereby amended in the following particulars:

The last sentence contained in subparagraph (2) of paragraph (a), (as added by Amendment No. 3, issued June 12, 1942) is hereby amended to read as follows:

"Group II products" shall not include:

(i) Any pail or tub designed expressly for use as a packing or shipping container; or

(ii) Any pail or tub which contains metal in only hoops, bails, ears and handles, provided that the total weight of such metal does not exceed 15% of the total weight of the pail or tub, and further provided that any such pail does not have more than two hoops and that any such tub with a capacity of less than 15 gallons does not have more than two hoops.

Paragraph (a) (3), as amended, is hereby amended by striking out the words "all articles of fireplace equipment except fire screens", and substituting therefor the following: "all articles of fireplace equipment except fire screens, grates and dampers".

(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 24th day of August 1942.

AMORY HOUGHTON,
Director General for Operations.

[F. R. Doc. 42-8247; Filed, August 24, 1942; 11:42 a. m.]

PART 3033—PORTLAND CEMENT

[Amendment 1 to General Limitation Order L-179²]

Section 3033.1 is hereby amended in the following particulars:

Paragraph (a) (2) is amended to read as follows:

(2) *Storage by manufacturers.* On and after September 20th, 1942, no manufacturer of portland cement shall allocate or continue the allocation of any silo, bin or other storage space or any part of any silo, bin or other storage space for the storage of portland cement to and for the exclusive use of the Army, the Navy, the United States Coast Guard, the United States Maritime Commission, or any other person. (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

¹ 7 F.R. 2463, 2785, 3473, 4450, 5045, 5939, 6464.

² 7 F.R. 5986.

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

Issued this 24th day of August 1942.

AMORY HOUGHTON,
Director General for Operations.

[F. R. Doc. 42-8246; Filed, August 24, 1942; 11:42 a. m.]

PART 3050—WHITE OAK

[General Conservation Order M-209]

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of white oak for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3050.1 *General Conservation Order M-209*—(a) *Definitions.* For the purposes of this order:

(1) "White oak logs" means logs of all the species of the genus *Quercus* which are known commercially as white oak.

(2) "Implements of war" means:

(i) Combat end-products, complete for technical operations, including, but not limited to, aircraft, ammunition, armament and weapons, ships, tanks and vehicles; and

(ii) Parts, assemblies and material to be physically incorporated into any of the items embraced by the foregoing.

"Implements of war" does not include facilities or equipment used to manufacture implements of war.

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

(b) *Restriction on use.* Except as provided in paragraph (c) of this order, no person shall hereafter use, or accept for use, any white oak logs in the manufacture of veneer.

(c) *Exceptions to restriction.* The restriction imposed by paragraph (b) of this order does not apply to the use of white oak logs in the manufacture of veneer for implements of war for delivery to or for the account of the Army, the Navy or the Coast Guard of the United States, the United States Maritime Commission or the War Shipping Administration, where the use of white oak logs to the extent employed is required by the specifications (including performance specifications) of the Army, the Navy or the Coast Guard of the United States, the United States Maritime Commission or the War Shipping Administration applicable to the contract, subcontract or purchase order.

(d) *Reports.* Any manufacturer of veneer who, on the date of issuance of this order, has in his possession or under his control any white oak logs in excess of fifty thousand board feet suitable for the manufacture of veneer shall file with the War Production Board, not later than the tenth day after such date, an

inventory report on Form PD-631 of such white oak logs.

(e) *Appeal.* 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 reasons such person considers that he is entitled to relief. The Director General for Operations may thereupon take such action as he deems appropriate.

(f) *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.

(g) *Communications to the War Production Board.* All communications concerning this order and all reports required to be filed hereunder, shall, unless otherwise directed, be addressed to the War Production Board, Lumber and Lumber Products Branch, Washington, D. C., Ref.: M-209. (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 24th day of August 1942.

AMORY HOUGHTON,
Director General for Operations.

[F. R. Doc. 42-8248; Filed, August 24, 1942; 11:43 a. m.]

PART 1210—INDUSTRIAL POWER TRUCKS

[Supplementary Limitation Order L-112a]

Corrections

In the introductory paragraph of the order appearing on page 6420 of the issue for Saturday, August 15, 1942, "§ 1201.1" should read "1210.1". In the list of manufacturers and approved models the letters "C-S" under the Elwell-Parker Electric Co. should read "C-Z".

Chapter XI—Office of Price Administration

PART 1340—FUEL

[Amendment 30 to Revised Price Schedule 88¹]

PETROLEUM AND PETROLEUM PRODUCTS

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.*

* Copies may be obtained from the Office of Price Administration.

¹ 7 F.R., 1107, 1371, 1798, 1799, 1836, 2304, 2352, 2634, 2945, 3116, 3482, 3524, 3576, 3552, 3895, 3963, 4483, 4653, 4854, 4857, 5481, 5867, 5868

Paragraphs (h) and (i) are revoked and a new paragraph (s) is added to § 1340.157, and §§ 1340.154 (b) and 1340.159 (a) are amended to read as set forth below:

§ 1340.154 *Records and reports* * * *

(b) Where a contract of the type described in paragraph (a) (3) of § 1340.159 was in effect as of October 1, 1941 duly authenticated copies of such contracts shall be filed with this Office within thirty days after August 26, 1942.

§ 1340.157 *Definitions* * * *

(s) "Receiving tank" means the tank of the producer of crude petroleum, sometimes called stock tank or shipping tank, in which the oil from one or more wells is first gauged or measured for sale, delivery or storage.

§ 1340.159 *Appendix A: Maximum prices for petroleum and petroleum products.* * * *

(a) *Crude petroleum* (1) The maximum price at the receiving tank for crude petroleum from any given pool shall be the posted purchase price as of October 1, 1941 for such pool.

(2) Where on October 1, 1941, there was for any given pool no posted purchase price, or more than one posted purchase price, the maximum price at the receiving tank for crude petroleum from such pool shall be the price paid for crude petroleum at the same receiving tank as of October 1, 1941, unless this price is below the lower or lowest of the posted purchase prices, if any, and in that case, the maximum price shall not be in excess of such lower or lowest posted purchase price.

(3) Where a contract was in effect on October 1, 1941 for the purchase of crude petroleum at the receiving tank at a price in excess of any posted purchase price for the given pool applicable to such production or for the purchase of crude petroleum at a point other than at the receiving tank at a price in excess of the sum of such posted purchase price and the differential between such posted purchase price and the price at such other point in existence on October 1, 1941 such contract price shall be the maximum price at the receiving tank or at such other point for the production covered by the contract, or any renewal of such contract, or a new contract between the same buyer and seller concerning the same production.

(4) Where the maximum price for any sale of crude petroleum at the receiving tank cannot be determined under (1) through (3) above, the purchaser may set a temporary price for such crude petroleum subject to the provisions of § 1340.154 (c) above and subject also to disapproval of the Office of Price Administration. If such temporary price is a posted price, it shall, unless disapproved in writing by the Office of Price Administration within 30 days after it has been reported, be the maximum price at the receiving tank for any crude petroleum produced from the pool from which crude petroleum covered by the sale in question

is produced. This provision also covers crude petroleum produced from wells representing discovery and development of the new pools subsequent to October 1, 1941.

(5) The maximum price for crude petroleum purchased at a point other than the receiving tank shall be at no greater differential at such point over the maximum price for such crude at the receiving tank than existed on October 1, 1941. If no differential existed at the given points on that date, the purchaser and seller may establish a temporary differential for a sale of crude petroleum at such point subject to provisions of § 1340.154 (c) hereof and subject also to disapproval by the Office of Price Administration: *Provided, however,* That if such differential is not disapproved in writing by the Office of Price Administration within 30 days after it has been reported in accordance with § 1340.154 (c), it shall be the maximum differential for the particular sale and for all subsequent sales of crude petroleum from the same receiving tank delivered at that point.

§ 1340.158a *Effective dates of amendments.* * * *

(dd) Amendment No. 30 (§§ 1340.157, 1340.159 (a) *Crude petroleum*) to Revised Price Schedule No. 88 shall become effective August 26, 1942. (Pub. Law 421, 77th Cong.)

Issued this 21st day of August 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-8197; Filed, August 21, 1942;
4:24 p. m.]

PART 1352—FLOOR COVERINGS
[Amendment 1 to Maximum Price Regulation 65¹]

RESALE OF FLOOR COVERINGS

A statement of considerations involved in the issuance of this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.*

Sections 1352.59 (a) and 1352.61 (a) (2) are amended to read as set forth below and three new sections, §§ 1352.58a, 1352.61a and 1352.63 are added.

§ 1352.58a *Licensing; applicability of the registration and licensing provisions of the General Maximum Price Regulation.* (a) The registration and licensing provisions of §§ 1499.15 and 1499.16 of the General Maximum Price Regulation are applicable to every distributor subject to this Maximum Price Regulation No. 65 selling at wholesale any unit of wool floor covering covered by this Maximum Price Regulation No. 65. When used in this § 1352.58a, the term "selling at wholesale" has the definition given to it by § 1499.20 (p) of the General Maximum Price Regulation. Said registration and licensing provisions became effective as to persons selling at wholesale on May 11, 1942.

*Copies may be obtained from the Office of Price Administration.
¹ 7 F.R. 1799.

² 7 F.R. 3153, 3330, 3666, 3990, 3991.

§ 1352.59 *Enforcement.* (a) Persons violating any provision of this Maximum Price Regulation No. 65 are subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages provided for by the Emergency Price Control Act of 1942.

§§ 1352.61 *Definitions.* (a) When used in this Maximum Price Regulation No. 65, the term:

(2) "Distributor" means a person who resells wool floor coverings to any person other than the ultimate consumer, whether he resells such wool floor coverings as a distributor, jobber, agent or broker, and includes a person who resells wool floor coverings to both ultimate consumers and others.

§ 1352.61a *Applicability to certain type of sales.* (a) This maximum Price Regulation No. 65 shall not apply to sales or deliveries to ultimate consumers or to sales or deliveries of specific units of wool floor coverings purchased by the seller from distributors or manufacturers at no discount from the manufacturer's low basis price list (with the exception of cash discounts and discounts for seconds, drops, imperfects, trial-runs, remnants, mill ends, or other similar units).

§ 1352.63 *Effective dates of amendments.* (a) Amendment No. 1 (§§ 1352.58 a, 1352.59 (a), 1352.61 (a) (2), 1352.61 a and 1352.63) to Maximum Price Regulation No. 65 shall become effective August 26, 1942.

(Pub. Law 421, 77th Cong.)
Issued this 21st day of August 1942.
LEON HENDERSON,
Administrator.
[F. R. Doc. 42-8198; Filed, August 21, 1942;
4:25 p. m.]

PART 1382—HARDWOOD LUMBER
[Amendment 1 to Maximum Price Regulation 97¹]

SOUTHERN HARDWOOD LUMBER

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.*

Table entitled "(32) Construction Boards" of § 1382.112 (b) is amended and a new § 1382.111a is added as set forth below.

§ 1382.112 *Appendix A: Maximum prices for Southern hardwood lumber in standard or near standard grades.* * * *

(32) Construction Boards:
No. 2. Construction Boards..... \$39.00

NOTE: This maximum price includes surfacing two, three or four sides. No addition may be made for any surfacing or any other machining.

§ 1382.111a *Effective dates of amendments.* (a) Amendment No. 1 (§§ 1382.112 (b) and 1382.111a) to Maximum

¹ 7 F.R. 5667.

Price Regulation No. 97 shall become effective August 26, 1942.

(Pub. Law 421, 77th Cong.)

Issued this 21st day of August 1942.

LEON HENDERSON, Administrator.

[F. R. Doc. 42-8199; Filed, August 21, 1942; 4:25 p. m.]

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[Amendment No. 4 to Maximum Price Regulation 136, as amended]

MACHINES AND PARTS AND MACHINERY SERVICES

A statement of the considerations involved in the issuance of this amendment has been prepared and is issued simultaneously herewith.*

New subparagraph (2) is added to paragraph (c) of § 1390.25 and new paragraph (d) is added to § 1390.31a as set forth below:

§ 1390.25 Petitions for amendment or adjustment. * * *

(c) Amendments. * * *

(2) American Saw Mill Machinery Company. Notwithstanding the provisions of §§ 1390.5 and 1390.6 the maximum price applicable to the sale to any purchaser of any item of woodworking or sawmill machinery, manufactured and sold by the American Saw Mill Machinery Company, Hackettstown, New Jersey, shall be the list price for such item in effect on October 1, 1941, subject to the discounts in effect to purchasers of the same class on November 1, 1941, and the maximum price applicable to the sale to any purchaser of any radial saw or part thereof manufactured and sold by said Company shall be the list price in effect on October 1, 1941, subject to the discounts in effect to purchasers of the same class on February 20, 1942.

1390.31a Effective dates of amendments. * * *

(d) Amendment No. 4 (§ 1390.25 (c) (2)) to Maximum Price Regulation No. 136, as amended, shall become effective August 26, 1942. (Pub. Law 421, 77th Cong.)

Issued this 21st day of August 1942.

LEON HENDERSON, Administrator.

[F. R. Doc. 42-8200; Filed, August 21, 1942; 4:23 p. m.]

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[Amendment 5 to Maximum Price Regulation 136, as Amended]

MACHINES AND PARTS AND MACHINERY SERVICES

A statement of the considerations involved in the issuance of this amendment

*Filed with the Division of the Federal Register; requests for copies should be addressed to the Office of Price Administration.

17 F.R. 5047, 5362, 5665, 5908.

has been prepared and is issued simultaneously herewith.*

New subparagraph (3) is added to paragraph (c) of § 1390.25 and new paragraph (e) is added to § 1390.31a as set forth below:

§ 1390.25 Petitions for amendment or adjustment. * * *

(c) Amendments. * * *

(3) Monarch Engineering and Manufacturing Company. Notwithstanding the provisions of §§ 1390.5 and 1390.6, the maximum price applicable to the sale of any industrial furnace, oven or ladle heater manufactured and sold by the Monarch Engineering and Manufacturing Company, Baltimore, Maryland, for which such Company had a published or confidential list price in effect on October 1, 1941 shall be the net price determined in accordance with the provisions of § 1390.5, plus an amount equal to 4 1/2% of such net price.

1390.31a Effective dates of amendments. * * *

(e) Amendment No. 5 (§ 1390.25 (c) (3)) to Maximum Price Regulation No. 136, as amended, shall become effective August 26, 1942. (Pub. Law 421, 77th Cong.)

Issued this 21st day of August 1942.

LEON HENDERSON, Administrator.

[F. R. Doc. 42-8201; Filed, August 21, 1942; 4:24 p. m.]

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[Amendment 6 to Maximum Price Regulation 136, as amended]

MACHINES AND PARTS AND MACHINERY SERVICES

A statement of the considerations involved in the issuance of this amendment has been prepared and is issued simultaneously herewith.*

New subparagraph (4) is added to paragraph (c) of § 1390.25 and new paragraph (f) is added to § 1390.31a as set forth below:

§ 1390.25. Petitions for amendment or adjustment. * * *

(c) Amendments. * * *

(4) Middlesex Manufacturing Company. Notwithstanding the provisions of §§ 1390.5 and 1390.6, the maximum price applicable to the sale of any shoe rack or accessory manufactured and sold by the Middlesex Manufacturing Company, Medford, Massachusetts, for which such Company had a published or confidential list price in effect on October 1, 1941, shall be the net price determined in accordance with the provisions of § 1390.5, plus an amount equal to 10% of such net price.

§ 1390.31a Effective dates of amendments. * * *

(f) Amendment No. 6 (§ 1390.25 (c) (4)) to Maximum Price Regulation No. 136, as amended, shall become ef-

fective August 26, 1942. (Pub. Law. 421, 77th Cong.)

Issued this 21st day of August 1942.

LEON HENDERSON, Administrator.

[F. R. Doc. 42-8200; Filed, August 21, 1942; 4:24 p. m.]

PART 1499—COMMODITIES AND SERVICES

[Order 24 Under § 1499.18 (b) of General Maximum Price Regulation—Docket GF3-1176]

A. M. TODD CO.

For reasons set forth in an opinion* issued simultaneously herewith, it is ordered:

§ 1499.324 Adjustment of maximum prices of peppermint and spearmint oils sold by A. M. Todd Company. (a) A. M. Todd Company, of Kalamazoo, Michigan, may sell and deliver, and any person may buy and receive from A. M. Todd Company, the following commodities at prices not higher than those set forth below:

	Per pound
Natural oil of spearmint.....	\$3.50
U. S. P. special redistilled oil of peppermint.....	5.75
U. S. P. redistilled oil of peppermint..	5.85

(b) All discounts, allowances and trade practices in effect with respect to the above-listed commodity during March 1942 by the seller shall remain in effect under this Order.

(c) All prayers of the application not granted herein are denied.

(d) This Order No. 24 may be revoked or amended by the Price Administrator at any time.

(e) This Order No. 24 (§ 1499.324) is hereby incorporated as a section of Supplementary Regulation No. 14, which contains modifications of maximum prices established by § 1499.2.

(f) This Order No. 24 (§ 1499.324) shall become effective August 26, 1942. (Pub. Law 421, 77th Cong.)

Issued this 21st day of August 1942.

LEON HENDERSON, Administrator.

[F. R. Doc. 42-8192; Filed, August 21, 1942; 4:25 p. m.]

PART 1499—COMMODITIES AND SERVICES

[Order 25 Under § 1499.18 (b) of General Maximum Price Regulation—Docket GF3-865]

WILLIAM LEMAN, INC.

For reasons set forth in an opinion* issued simultaneously herewith, it is ordered:

§ 1499.325 Adjustment of maximum prices of peppermint and spearmint oils sold by William Leman, Incorporated.

(a) William Leman, Incorporated, of Bremen, Indiana, may sell and deliver, and any person may buy and receive from William Leman, Incorporated, the

*Copies may be obtained from the Office of Price Administration.

following commodities at prices not higher than those set forth below:

	<i>Per pound</i>
Natural oil of peppermint.....	\$5.50
Natural oil of spearmint.....	3.50

(b) All discounts, allowances and trade practices in effect with respect to the above-listed commodities during March 1942 by the seller shall remain in effect under this Order.

(c) All prayers of the application not granted herein are denied.

(d) This Order No. 25 may be revoked or amended by the Price Administrator at any time.

(e) This Order No. 25 (§ 1499.325) is hereby incorporated as a section of Supplementary Regulation No. 14, which contains modifications of maximum prices established by § 1499.2.

(f) This Order No. 25 (§ 1499.325) shall become effective August 26, 1942. (Pub. Law, 421, 77th Cong.)

Issued this 21st day of August 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-8193; Filed, August 21, 1942; 4:22 p. m.]

PART 1499—COMMODITIES AND SERVICES
[Order 26 Under § 1499.18 (b) of General Maximum Price Regulation—Docket GP3-219]

BLOUGH MANUFACTURING CO.—SEARS ROEBUCK AND CO.

For the reasons set forth in an opinion* issued simultaneously herewith, it is ordered:

§ 1499.326 Adjustment of maximum prices for infants' and children's sleeping and outerwear garments manufactured by Blough Manufacturing Company.

(a) Blough Manufacturing Company of Harrisburg, Pennsylvania, may sell and deliver to Sears Roebuck and Company, and Sears Roebuck and Company may buy and receive from Blough Manufacturing Company the following commodities at prices not higher than those set forth below:

Style No.	Commodity	Requested maximum price
5458	Bush jackets.....	\$11.75
5459	do.....	11.75
5460	do.....	11.75
5461	Corduroy jodhpurs.....	10.75
5462	do.....	10.75
5463	do.....	10.75
6039	Corduroy overalls.....	7.25
6040	do.....	7.25
6108	Overalls.....	4.50
6123	do.....	5.25
6145	Corduroy jackets.....	11.00
6146	do.....	11.00
6147	do.....	11.00
6168	Corduroy overalls.....	7.75
6169	do.....	7.75
9197	Pajamas.....	8.50
9198	do.....	8.50
9300	do.....	6.50
9301	do.....	6.30
9312	Gowns.....	5.00
9313	do.....	5.00
9350	Sleeper.....	5.70
9351	do.....	5.70

*Copies may be obtained from the Office of Price Administration.

Style No.	Commodity	Requested maximum price
9357	Sleeper.....	\$4.15
9358	do.....	4.15
9365	do.....	5.40
9366	do.....	5.40
9368	do.....	5.15
9382	Flannelette slips.....	3.15
9383	do.....	3.15
9384	do.....	3.15

(b) The adjustment granted to Blough Manufacturing Company in paragraph (a) is subject to the following conditions:

(1) This order is limited to sales to Sears Roebuck and Company by Blough Manufacturing Company;

(2) All discounts, trade practices relating to shipping and shipping charges in effect in March 1942 shall be applicable to the maximum prices set forth in paragraph (a) hereof.

(c) All prayers of the application not granted herein are denied.

(d) This Order No. 26 may be revoked or amended by the Price Administrator at any time.

(e) This Order No. 26 (§ 1499.326) is hereby incorporated as a section of Supplementary Regulation No. 14, which contains modifications of maximum prices established by § 1499.2.

(f) This Order No. 26 (§ 1499.326) shall become effective August 22, 1942. (Pub. Law 421, 77th Cong.)

Issued this 21st day of August 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-8194; Filed, August 21, 1942; 4:22 p. m.]

PART 1499—COMMODITIES AND SERVICES
[Order 27 Under § 1499.18 (b) of General Maximum Price Regulation]

BIRD-SHANKLE CORP.

For reasons set forth in an opinion* issued simultaneously herewith, it is ordered:

§ 1499.327 Adjustment of maximum prices for Bird-Shankle Corporation.

(a) Bird-Shankle Corporation, of San Antonio, Texas, may sell and deliver, and any person may buy and receive from Bird-Shankle Corporation, the following commodity at a price not higher than that set forth below:

Case of 48 14-oz. cans Old Dutch Cleanser.....	\$3.19
--	--------

(b) All discounts, allowances and trade practices in effect with respect to the above-listed commodity during March 1942 by the seller shall remain in effect under this order.

(c) Bird-Shankle Corporation shall mail or cause to be mailed to all persons who purchase for sale at retail Old Dutch Cleanser from it at prices established pursuant to this Order No. 27 (§ 1499.327) a notice reading as follows:

The Office of Price Administration, by Order No. 27 (§ 1499.32) effective August 22,

1942, pursuant to section 18 (b) of the General Maximum Price Regulation, has permitted the Bird-Shankle Corporation to raise its maximum price for sales to you of Old Dutch Cleanser from \$3.10 per case to \$3.19 per case, subject to all discounts, allowances and trade practices in effect during March 1942 with respect to sales of Old Dutch Cleanser by that corporation.

The permission contained in Order No. 27 (§ 1499.327) was granted by the Office of Price Administration upon the assumption that your maximum prices for sales of Old Dutch Cleanser established by the General Maximum Price Regulation are such that no hardship would be imposed upon you if you were required to pay as much as \$3.19 per case, as above set forth. That Office ascertained that most retailers, in March 1942, the base pricing period of the General Maximum Price Regulation, had already advanced their prices sufficiently to cover a cost of as much as \$3.19, determined as above stated.

Order No. 27 (§ 1499.327) does not permit you to raise your maximum prices, as established under the General Maximum Price Regulation, for sales of Old Dutch Cleanser. However, if the price charged by the Bird-Shankle Corporation for sales of Old Dutch Cleanser to you, pursuant to such Order, imposes a substantial hardship upon you, and if your maximum prices for sales of that commodity are abnormally low in relation to the maximum prices established for sales by other sellers at retail of Old Dutch Cleanser or similar commodities, you may petition the nearest District, State, Field, or Regional Office of the Office of Price Administration for an adjustment pursuant to § 1499.18 (a) of the General Maximum Price Regulation and Temporary Procedural Regulation No. 2 of the Office of Price Administration.

(d) All prayers of the application not granted herein are denied.

(e) This Order No. 27 may be revoked or amended by the Price Administrator at any time.

(f) This Order No. 27 (§ 1499.327) is hereby incorporated as a section of Supplementary Regulation No. 14, which contains modifications of maximum prices established by § 1499.2.

(g) This Order No. 27 (§ 1499.327) shall become effective August 22, 1942. (Pub. Law 421, 77th Cong.)

Issued this 21st day of August 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-8195; Filed, August 21, 1942; 4:23 p. m.]

PART 1499—COMMODITIES AND SERVICES
[Order 22 Under § 1499.18 (c) of General Maximum Price Regulation—Docket GP3-401]

BLOCH BROTHERS TOBACCO CO.

For the reasons set forth in an opinion* issued simultaneously herewith, it is ordered.

§ 1499.372 Adjustment of maximum prices for tobacco manufactured by The Bloch Brothers Tobacco Co. (a) The Bloch Brothers Tobacco Co., 4000 Water Street, Wheeling, West Virginia may sell and deliver and Mail Pouch Tobacco Co. may buy and receive from The Bloch

Brothers Tobacco Co. the following commodities at any price which may be agreed upon between them without regard to the provisions of the General Maximum Price Regulation.

	Oz. package
Mail Pouch.....	1 3/4
Mail Pouch.....	1 3/4
Mail Pouch—sample packages.....	3/4
Virginia Extra Dry Smoking Tobacco 4 oz. jars:	
Jack Frost Smoking Tobacco.....	1 3/4
Wow.....	3 1/2
Wow.....	2 1/4
Wow.....	1

(b) The adjustment granted to The Bloch Brothers Tobacco Company in paragraph (a) is subject to the condition that it will not cause or permit the maximum prices established for Mail Pouch Tobacco Company under the provisions of the General Maximum Price Regulation to be increased.

(c) All prayers of the petition not granted herein are denied.

(d) This Order No. 22 may be revoked or amended by the Price Administrator at any time.

(e) This Order No. 22 (§ 1499.372) is hereby incorporated as a section of Supplementary Regulation No. 14, which contains modifications of maximum prices established by § 1499.2.

(f) This Order No. 22 (§ 1499.372) shall become effective August 22, 1942. (Pub. Law 421, 77th Cong.)

Issued this 21st day of August 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-8191; Filed, August 21, 1942; 4:22 p. m.]

PART 1340—FUEL

[Amendment 1 to Maximum Price Regulation 189¹]

BITUMINOUS COAL SOLD FOR DIRECT USE AS BUNKER FUEL

A statement of considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.*

A new paragraph (5) is added to § 1340.313 (a) and a new § 1340.314a is added, as set forth below:

§ 1340.313 Appendix A: Maximum prices for bituminous coal for use as bunker fuel. (a) * * *

(5) There may be added to the maximum prices established in subparagraphs (1) to (4) of this paragraph (a) not more than the exact amount per net ton of any railroad freight rate increases which became effective between January 15, 1942 and April 30, 1942, and which are actually incurred by the supplier of bunker fuel.

*Copies may be obtained from the Office of Price Administration.

¹ 7 F.R. 5831.

§ 1340.314a Effective dates of amendments. (a) Amendment No. 1 (§ 1340.313 (a) (5)) to Maximum Price Regulation No. 189 shall be effective as of August 1, 1942.

(Pub. Law 421, 77th Cong.)

Issued this 22d day of August 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-8229; Filed, August 22, 1942; 11:38 a. m.]

PART 1389—APPAREL

[Amendment 1 to Maximum Price Regulation 172¹]

CHARGES OF CONTRACTORS IN APPAREL INDUSTRY

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.*

In § 1389.52 paragraph (d) is amended, in § 1389.53 paragraph (a) is amended, a new § 1389.61 is added, as set forth below:

§ 1389.52 Applicability of this Maximum Price Regulation No. 172 to the General Maximum Price Regulation and the Maximum Price Regulation No. 157.* * *

(d) The term, "contractor," includes any person who performs one or more processes of manufacturing in the production of an article of apparel, or materials supplied by a principal, and who receives payment for the process or processes so performed and for the furnishing of materials, if any, that are incidental to such operations: *Provided*, That a contractor who furnishes materials, the value of which constitutes 30 percent or more of the price charged for his services or who furnishes more material than is customary in services of the type rendered, is excluded hereunder. It shall also include any person engaged in examining, shrinking and sponging of woolen or worsted fabrics.

§ 1389.53 Maximum contractors' charges. The seller's maximum price for any service governed by this Maximum Price Regulation No. 172 shall be as follows:

(a) *Where the material is consigned to the contractor.* The direct labor cost of the service plus the same percentage margin over direct labor cost obtained by the contractor for the same or similar services in March 1942.

§ 1389.61 Effective date of amendments. (a) Amendment No. 1

¹ 7 F.R. 4882.

² 7 F.R. 4273, 4541, 4618.

(§§ 1389.52 (d), 1389.53 (a), 1389.61) to Maximum Price Regulation No. 172 shall become effective August 27, 1942.

(Pub. Law 421, 77th Cong.)

Issued this 22d day of August 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-8227; Filed, August 22, 1942; 11:37 a. m.]

PART 1394—RATIONING OF FUEL AND FUEL PRODUCTS

[Amendment 8 to Ration Order 5A¹]

GASOLINE RATIONING REGULATIONS

Paragraph (a), subparagraph (16), of § 1394.151 is amended; and a new paragraph (i) to § 1394.1902 is added; as set forth below:

Definitions

§ 1394.151 Definitions. (a) * * *

(16) "Limitation area" means:

(i) The entire eastern part of the continental United States up to and including all of the counties of Wayne, Ontario, and Steuben in the State of New York; Tioga, Lycoming, Clinton, Centre, Blair, and Bedford in the State of Pennsylvania; Allegany in the State of Maryland; Mineral, Grant, and Pendleton in the State of West Virginia; Highland, Bath, Alleghany, Craig, Giles, Pulaski, Wythe, and Grayson in the State of Virginia; Ashe, Watauga, Avery, Mitchell, Yancey, Madison, Haywood, Swain, Graham, and Cherokee in the State of North Carolina; Fannin, Murray, Whitfield, Catoosa, Dade, Walker, Chattooga, Floyd, Polk, Haralson, Carroll, Heard, Troup, Harris, Muscogee, Chattahoochee, Stewart, Quitman, Clay, Early, Seminole, and Decatur in the State of Georgia; and Gadsden, Liberty and that part of Franklin which lies east of the Apalachicola River in the State of Florida; and

(ii) Limitation Area "A," which shall consist of the counties of Erie, Genesee, Livingston, Monroe, Niagara, Orleans, and Wyoming in the State of New York:

Provided, That if any part of any incorporated or unincorporated city, town or village, or if any part of the establishment of any dealer or distributor, is located within the limitation area, all of such city, town, village, or establishment shall be considered as within such area.

Effective Date

§ 1394.1902 Effective dates of amendments. * * *

(i) Amendment No. 8 (§ 1394.151 (a) (16)) to Ration Order No. 5A shall become effective August 22, 1942. (Pub. Law 671, 76th Cong., as amended by Pub. Law 89, 77th Cong., and by Pub. Law 507, 77th

¹ 7 F.R. 5225, 5362, 5426, 5566, 5606, 5666, 5674, 5942, 6267.

Cong., Pub. Law 421, 77th Cong., W.P.B. Directive No. 1, Amendment No. 2 to Supp. Dir. No. 1 (H) 7 F.R. 562)

Issued this 22d day of August 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-8233; Filed, August 22, 1942; 12:11 p. m.]

PART 1499—COMMODITIES AND SERVICES

[Amendment 23 to Supplementary Regulation 1 to General Maximum Price Regulation]

EXCEPTION FOR CERTAIN COMMODITIES,
CERTAIN SALES AND DELIVERIES

CHRISTMAS TREES

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.*

Subparagraph (6) of § 1499.26 (b) is added and reads as set forth below:

§ 1499.26 *Exceptions for certain commodities, certain sales and deliveries.*

(b) The General Maximum Price Regulation shall not apply to the following sales or deliveries:

(6) The sale of any tree or plant, or part thereof, painted or unpainted, mounted or unmounted, which is used for decorative purposes during the Christmas season.

(e) *Effective dates.* * * *

(24) Amendment No. 23 (§ 1499.26 (b) (6)) to Supplementary Regulation No. 1 shall become effective August 27, 1942.

(Pub. Law 421, 77th Cong.)

Issued this 22d day of August 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-8228; Filed, August 22, 1942; 11:38 a. m.]

PART 1499—COMMODITIES AND SERVICES

[Order 29 Under § 1499.18 (b) of General Maximum Price Regulation—Docket GF3-576]

ATLANTIC COAST FISHERIES CO., INC.—KROGER GROCERY AND BAKING CO.

For the reasons set forth in an opinion issued simultaneously herewith, it is ordered:

§ 1499.329 *Adjustment of maximum prices for sales of frozen codfish fillets by Atlantic Coast Fisheries Company to Kroger Grocery and Baking Company under the brand "Fres-shore."* (a) Atlantic Coast Fisheries Company of 4 Fish Pier, Boston, Massachusetts, may sell and deliver to Kroger Grocery and Baking Company of Cincinnati, Ohio, and Kroger Grocery and Baking Company may buy and receive from Atlantic Coast Fisheries Company frozen codfish fillets

*Copies may be obtained from the Office of Price Administration.

packaged under the brand "Fres-shore" at prices not higher than the maximum prices chargeable by Atlantic Coast Fisheries Company under section 2 of the General Maximum Price Regulation for frozen codfish fillets sold under the brand "Nordic."

(b) The permission granted to Atlantic Coast Fisheries Company and Kroger Grocery and Baking Company is subject to the following condition: that the maximum prices chargeable by the Kroger Grocery and Baking Company for sales of frozen codfish fillets under the brand "Fres-shore" shall be maintained at the levels existing prior to the issuance of this Order.

(c) This Order No. 29 may be revoked or amended by the Price Administrator at any time.

(d) This Order No. 29 (§ 1499.329) is hereby incorporated as a section of Supplementary Regulation No. 14, which contains modifications of maximum prices established by § 1499.2.

(e) This Order No. 29 (§ 1499.329) shall become effective August 24, 1942. (Pub. Law 421, 77th Cong.)

Issued this 22d day of August 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-8226; Filed, August 22, 1942; 11:39 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[Amendment 3 to Revised Price Schedule 50]

GREEN COFFEE

Correction

In the table headed "Santos" appearing on page 6387 of the issue for Friday, August 14, 1942, the price for 2s under the boxhead, "Other cup descriptions or undescribed," should read "10" instead of "0". Under the same boxhead in the table headed "Paranagua—Angra Dos Reis—Sul de Minas," the price for 4s should read "9³/₄" instead of "9¹/₃".

PART 1355—LEAD

[Maximum Price Regulation 199]

LEAD BULLET ROD

Correction

The word "delivered" in the first column, third line, on page 6221 of the issue for August 11, 1942, should read "deliveries."

PART 1499—COMMODITIES AND SERVICES

[Order 59 Under § 1499.3 (b) of General Maximum Price Regulation]

WEYERHAUSER SALES COMPANY

MAXIMUM PRICES FOR SHIPMENT OF WOOD
CULVERT STAVES

Corrections

Semicolons should appear in the middle column of page 6604 of the issue for August 20, 1942, in § 1499.273 under the caption "Wood Culvert Staves," in the

ninth line following the word "ends" and in the eleventh line following the word "joints".

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter II—Corps of Engineers,
War Department

PART 203—BRIDGE REGULATIONS

Pursuant to the Provisions of section 5 of the River and Harbor Act of August 18, 1894 (28 Stat. 362; 33 U.S.C. 499), the following special regulation is prescribed to govern the operation of the Southern Pacific Bridge near Knights Landing across Sacramento River below Chico Landing, California:

§ 203.710 *State of California; bridge regulations for all navigable waterways of the United States within California, including San Francisco Bay and connected bays and river systems tributary thereto.* * * *

(b) *Special regulations.*

(4) *Sacramento River.*

BELOW CHICO LANDING

Southern Pacific Bridge near Knights Landing. Period of day for prompt opening. Between the hours of 8:00 a. m. and 11:59 p. m., this bridge shall upon proper signal be opened promptly for the passage of any vessel or vessels or other watercraft not able to pass underneath.

Between the hours of 11:59 p. m. and 8:00 a. m., the swing span may remain in open position and unattended.

Owners of vessels contemplating passage through the bridge between 11:59 p. m. and 8:00 a. m. during the months of November, December, January, and February are requested to notify the Southern Pacific Company General Superintendent at Sacramento, California, at least eight (8) hours in advance of the time at which they will pass the bridge. When such notice is given and when fog prevails, a bell shall be tolled continuously during the approach and passage of a vessel. (28 Stat. 362; 33 U.S.C. 499) [Regs. Aug. 12, 1942 (CE 6371 (Southern Pacific Co.—Sacramento R.—Knights Landing)—SPEON)]

[SEAL]

J. A. ULIO,
Major General,
The Adjutant General.

[F. R. Doc. 42-8190; Filed, August 21, 1942; 3:18 p. m.]

TITLE 36—PARKS AND FORESTS

Chapter I—National Park Service

PART 2—GENERAL RULES AND REGULATIONS

CARRYING OF FIREARMS

Pursuant to the authority contained in the act of August 25, 1916 (39 Stat. 535,

16 U.S.C. 3), § 2.11 of Part 2, Title 36, Code of Federal Regulations, is hereby amended by adding thereto a new paragraph (e) reading as follows:

§ 2.11 *Firearms, etc.* * * *

(e) The members of the armed forces of the United States shall be permitted to carry unsealed firearms; and, in the discretion of the superintendent, members of the armed forces of the several states or friendly foreign nations may be permitted to carry unsealed firearms. The provisions of this paragraph shall be applicable only during time of war in which the United States is engaged. (39 Stat. 535, 16 U.S.C. 3)

Approved: August 14, 1942.

[SEAL] ABE FORTAS,
Under Secretary.

[F. R. Doc. 42-8216; Filed, August 22, 1942;
10:45 a. m.]

TITLE 42—PUBLIC HEALTH

Chapter I—United States Public Health Service: Federal Security Agency

PART 29—PAYMENTS TO ESTABLISH RESERVES OF BLOOD PLASMA

SUBPART B—FISCAL YEAR 1943

REGULATIONS OF THE SURGEON GENERAL GOVERNING GRANTS TO HOSPITALS FOR ESTABLISHING RESERVES OF BLOOD PLASMA

Whereas the Federal Security Agency Appropriation Act, 1943, approved July 2, 1942, appropriates for the United States Public Health Service an amount not to exceed \$420,000 for the fiscal year ending June 30, 1943, "to enable the Surgeon General, without regard to section 3709 of the Revised Statutes either independently or, subject to regulations promulgated by him, by grants to public and private hospitals, to procure and to establish reserves of liquid, frozen, or dry blood plasma or serum albumin for the treatment of casualties resulting from enemy action," the following regulations are promulgated to govern the administration of this appropriation:

Sec.

- 29.201 Eligibility for grants.
29.202 Approval of plans.
29.203 Conditions of grants.
29.204 Method of payment.

AUTHORITY: §§ 29.201 to 29.204, inclusive, issued under Pub. Law 647, 77th Cong.

§ 29.201 *Eligibility for grants.* Preference shall be given to hospitals serving communities whose geographical location implies a likelihood of civilian casualties from enemy action, and which are inadequately equipped to handle such casualties.

To be eligible for a grant a public or private hospital shall:

(a) Have a capacity of not less than 200 beds, exclusive of bassinets, provided that two or more smaller hospitals totaling 200 beds may submit a cooperative project designating one of the participating hospitals as the grantee;

(b) Be on the approved list of the American College of Surgeons and the

Hospital Register of the American Medical Association;

(c) Have on the professional staff a physician whose qualifications are the equivalent of those required by the American Board of Pathology for its diplomates.

§ 29.202 *Approval of plans.* A grant may be used only for the purchase of equipment necessary for the preparation of liquid or frozen plasma, reconditioning or minor alterations of existing quarters, necessary travel and subsistence allowance of \$6.00 per diem to cover a training period, if required, of not more than one week, for the physician directing the blood plasma project, and temporary salaries of personnel necessary for the establishment of a blood and plasma project.

A hospital desiring to receive a grant shall submit a plan to the Chief Medical Officer, Office of Civilian Defense, who is authorized to receive such plans on behalf of the Surgeon General of the United States Public Health Service. A plan shall contain the following information:

(a) The number of hospital beds classified according to use;

(b) The name and qualifications of the physician who will direct the plasma project;

(c) Description of present blood and plasma project, if any;

(d) The type and amount of plasma reserves which the applicant proposes to prepare;

(e) The delivered price of equipment necessary to complete the existing facilities for preparing such plasma. Such equipment shall be described in accordance with the equipment inventory in "A Manual on Citrated Normal Human Blood Plasma," issued by the Office of Civilian Defense, or equivalent approved equipment;

(f) The cost of materials or labor, if any, needed for adapting existing quarters to the needs of the blood plasma project;

(g) The salaries, if any, to be paid additional personnel until the plasma reserve has been prepared. Salary items shall also show the proposed periods of employment and monthly rates of pay for each individual.

When a plan is recommended by the Chief Medical Officer of the Office of Civilian Defense for the approval of the Surgeon General, the hospital will be furnished a budget and acceptance form to be signed, notarized and returned to the Chief Medical Officer, Office of Civilian Defense.

§ 29.203 *Conditions of grants.* (a) The hospital shall agree to build up a plasma reserve of at least one unit per bed within three months after delivery of the necessary equipment. If the hospital is within 75 miles of a Red Cross bleeding center procuring blood for the military services, no competitive publicity campaigns for donor procurement shall be conducted. In such hospitals, six months is allowed for building the required plasma reserve. A unit of plasma is defined as that amount which can be re-

covered by centrifuging from 500 cc. of whole blood to which has been added 50 cc. of anti-coagulant solution. It also may be interpreted as 300 cc. of citrated plasma;

(b) The agreed amount of plasma reserve shall be maintained for use without charge and only for treatment of casualties caused by enemy action. The reserve shall be released for use in other local hospitals for this purpose on order of the local Chief of Emergency Medical Service and for transfer within the State on order of the State Chief, Emergency Medical Service, or transfer from one State to another on the order of the Regional Medical Officer, Office of Civilian Defense;

(c) Liquid plasma shall be kept from being outdated by replacement of older by newer plasma. Plasma may be utilized for current needs of the hospital in the treatment of its regular patients, provided the plasma reserve shall not be allowed to fall below the stated minimum. If the plasma reserve is depleted because of large numbers of casualties, a reasonable time shall be allowed to rebuild the plasma reserve to the required minimum;

(d) All plasma shall be prepared in accordance with the principles described in the manuals of the Office of Civilian Defense prepared by the Subcommittee on Blood Substitutes of the National Research Council;

(e) The hospital shall agree to continue the plasma project for the duration of the war with the minimum stated reserve; thereafter the reserve may be used by the hospital without restriction;

(f) A record shall be kept of all blood donors, including their blood types, to expedite obtaining donors for emergencies;

(g) No funds made available under the grant shall be used for the payment of blood donors;

(h) Any blood plasma project under this program shall be subject to inspection by authorized representatives of the Surgeon General of the Public Health Service. Samples of plasma shall be submitted to the National Institute of Health for sterility testing as required by authorized representatives of the Public Health Service;

(i) Hospitals shall keep clinical records of all cases receiving blood or plasma transfusions and shall submit promptly reports including clinical abstracts of any untoward experiences encountered in the use of plasma for the duration of the war.

§ 29.204 *Method of payment.* Payments will be made on a reimbursement basis for expenditures made in accordance with the approved budget. Applications for reimbursement shall be notarized and addressed to the Chief Medical Officer, Office of Civilian Defense. The procedure for payment will be as follows:

(a) Payments from the allotment to cover the purchases of non-expendable equipment aggregating \$300 or more will be paid upon receipt from the authorized administrative head and accounting

officer of the hospital, of an itemized statement of the purchases supported by invoices showing the date of delivery of such equipment;

(b) Payment will be made for the authorized training expenses of the physician who is to direct the blood plasma project whenever the hospital presents a notarized claim itemizing the travel and per diem allowance incident to the training;

(c) Reimbursement for other items of the approved budget will begin only after actual production of blood plasma is started. During the first three months of production, reimbursement will be made on a monthly basis and quarterly thereafter for the duration of the grant. Such reimbursement will be made only upon receipt of a report form prescribed by the Surgeon General from the institution showing expenditures incurred during the period, total plasma prepared during the month, and the total reserve on hand to date;

(d) Payments may be withheld, and plasma produced as part of this project may be transferred by the Surgeon General, from any hospital which fails to meet the conditions of the grant or to comply with the regulations;

(e) Each hospital shall submit monthly reports during the period of the grant showing the amounts of plasma on hand and used; thereafter, for the duration of the war the hospital shall submit such reports quarterly on its use of the plasma.

[SEAL]

THOMAS PARRAN,
Surgeon General.

JULY 27, 1942.

Approved August 20, 1942.

WATSON B. MILLER,
Acting Administrator.

[F. R. Doc. 42-8245; Filed, August 24, 1942;
11:16 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—General Land Office

[Circular No. 1516]

PART 260—SPECIAL LEASES OR SALES

REGULATIONS GOVERNING THE LEASE OR SALE OF PUBLIC LANDS FOR THE MANUFACTURE OR PRODUCTION OF WAR MATERIALS

AUG. 14, 1942.

Sec.

260.1	Statutory authority.
260.2	Policy.
260.3	Lands.
260.4	Application.
260.5	Citizenship.
260.6	Action by register.
260.7	Provisions of lease.
260.8	Issuance of leases.
260.9	Fee.
260.10	Charges.
260.11	Publication and posting.
260.12	Execution of lease; bond and advance rental payment.
260.13	Lien.
260.14	Assignment of lease.
260.15	Termination of lease.

Sec.

- 260.16 Removal of materials, equipment or machinery on termination of lease.
260.17 Cancellation of lease.

AUTHORITY: § 260.1 to 260.17, inclusive, issued under Pub. Law 586, 77th Cong.

§ 260.1 *Statutory authority.* The Act of June 5, 1942, Public Law 536, authorizes the lease or sale of public lands to persons, partnerships and corporations

• • • for use in connection with the manufacture of arms, ammunition, and implements of war, or the production of equipment, supplies, and materials, or machinery usable in such manufacture.

The Act provides in section 4 that it shall cease to be operative 6 months after the termination of the unlimited national emergency proclaimed by Proclamation 2487 of May 27, 1941.¹

§ 260.2 *Policy.* Although the Act of June 5, 1942, authorizes the lease or sale of public lands, in the discretion of the Secretary of the Interior, no sale will be made unless the needs of the applicant cannot be met satisfactorily by a lease. Each applicant to purchase land will be required to make a clear and convincing showing as to the necessity for the purchase.

No lands will be leased or sold, except with a reservation to the United States of all mineral deposits therein, together with the right to prospect for, mine and remove the same.

Leases under the Act will not be issued if other laws and regulations provide specific authority under which the resources or materials may be obtained, in the absence of a satisfactory showing by the applicant that such provisions are inadequate to meet his requirements.

The use of the leased lands will be restricted to the uses authorized by the lease. No timber, mineral or other resources may be removed from the lands unless specifically authorized.

All operations must be conducted so as not to cause unnecessary reduction in the usefulness of the lands for other purposes, or to impair the scenic values or recreational uses.

§ 260.3 *Lands.* Leases may be issued, or sales made, of vacant public lands withdrawn or reserved by Executive Order 6910 of November 26, 1934, or Executive Order 6964 of February 5, 1935, or within a grazing district, but not otherwise withdrawn or reserved from entry and disposal under non-mineral laws.

The acreage which may be leased or sold will be restricted to that area which is reasonably necessary for the proposed project.

§ 260.4 *Application.* An application must be submitted in affidavit form, in triplicate, and should be filed in the land office for the district in which the lands are situated. If there is no district land office in the State, the application should be filed in the General Land Office. The application should show:

(a) The name and address of each applicant.

¹ 6 F. R. 2617.

(b) The facts as to the age and citizenship of the applicant, if an individual, or as to the partnership or incorporation, and the citizenship of each partner or stockholder, if the applicant is a partnership or a corporation.

(c) The general business of the applicant, and its relation to the war program.

(d) Whether the applicant wishes to lease or purchase the land. If a lease is requested, the applicant should specify the period for which it is desired, not exceeding 6 months after the termination of the unlimited national emergency.

(e) If a sale is requested, the applicant should state why the acquisition of title in connection with the proposed project is necessary and why a lease of the land will not suffice.

(f) A description of the land involved. The land, if surveyed, should be described with reference to the public land surveys. If unsurveyed, it should be described in such a manner that it may be identified with certainty.

(g) That the land, or the resource or material thereon for which application is made, is needed and will be used by the applicant in connection with the manufacture of arms, ammunition or implements of war, or the production of equipment, supplies and materials, or machinery, usable in such manufacture. If the applicant has entered into any contract(s) involving the manufacture or production of such material or equipment, a copy of the contract(s), or information relative thereto, should be furnished.

(h) The facts as to the buildings and improvements, if any, including the estimated cost thereof, which the applicant proposes to place on the land, together with a description of the land desired for such structures.

(i) Whether the land is occupied or improved by any person. If so, the name of the occupant and the purpose for which the land is used should be given.

(j) When the lands were last examined by the applicant.

§ 260.5 *Citizenship.* Each applicant must be a citizen of the United States or one who has declared his intention to become a citizen, a partnership composed of such persons, or a corporation owned by such persons and organized under the laws of the United States or of a State or Territory thereof and authorized to transact business in the State or States in which the lands involved are situated.

§ 260.6 *Action by register.* When received, the register will give an application a current serial number and will note it on the records of the district land office. If the application is not properly executed, or is not accompanied by the required fee, or is otherwise irregular, the register will reject it. The applicant will have the right of appeal. The register will forward the application with the copies to the General Land Office by special letter.

§ 260.7 *Provisions of lease.* Each lease will contain such provisions as may

be necessary to safeguard the rights of the United States. The attached form, which is made a part of this section, will be used, so far as the form may be appropriate.

Unless the accomplishment of the purpose for which the lands are leased will be hindered, each lease will provide that it shall not interfere with or prevent:

(a) The prospecting, locating, developing, mining, entering, leasing, or patting of the mineral resources under any laws or regulations applicable thereto.

(b) The issuance of grazing privileges, under applicable laws and regulations.

(c) The use and disposal of timber or other resources on the lands, under applicable laws and regulations.

(d) The acquisition or granting of rights-of-way or easements under applicable laws and regulations.

(e) Hunting and fishing on the lands by any person under applicable State or Federal hunting and fishing laws and regulations.

§ 260.8 Issuance of leases. The Secretary of the Interior is authorized, in his discretion, to issue leases under the Act of June 5, 1942. The Commissioner of the General Land Office will take appropriate action on all applications for the leases and will make recommendations to the Secretary as to the issuance of leases. No recommendation for the lease or sale of lands within grazing districts will be made without the prior concurrence of the Director of Grazing. All actions of the Commissioner on applications will be subject to review or appeal, in accordance with the Rules of Practice (43 CFR, Part 221).

§ 260.9 Fee. Each applicant must pay a fee of \$5.00 if the application is for 1,000 acres or less and an additional \$5.00 for each 1,000 acres or fraction thereof. The fee will be carried as unearned pending action on the application. If the application is rejected, the fee will be returned. If a lease based on the application is offered to the applicant, and refused by him, the fee will be retained and earned as a service charge.

§ 260.10 Charges. All lessees, other than agencies of the Federal Government, will be required to make payment of a reasonable charge for the use of the land, or for the procurement of resources of materials therefrom, to be fixed in the lease. All annual rental charges shall be payable in advance.

Where public land is sold, the applicant will be required to pay its reasonable value, to be fixed by appraisal, but not less than \$1.25 per acre.

All payments must be made to the Register of the land office for the district in which the lands are situated. Moneys received from sales of the lands will be deposited and accounted for in like manner as other proceeds from the sale of public lands. Lease rentals will be deposited and accounted for as miscellaneous receipts, rent of land.

§ 260.11 Publication and posting. Publication and posting will be required for 30 days, in connection with all sales

of land. The notice must be published in a newspaper designated by the Commissioner of the General Land Office. If this be a daily paper, the notice must be published in the Wednesday issue for five consecutive weeks; if weekly, for five consecutive issues; and if semi-weekly, in either issue for five consecutive weeks. The Register will cause a similar notice to be posted in his office, such notice to remain posted during the entire period of publication. The applicant must file in the district land office prior to the issuance of final certificate evidence that publication has been had for the required period. The evidence may consist of the affidavit of the publisher, accompanied by a copy of the notice as published.

Publication and posting will not be required in connection with an application for lease.

§ 260.12 Execution of lease; bond and advance rental payment. Upon approval of an application, a proposed lease will be prepared and forwarded through the register to the applicant. The lease must be executed by the applicant in quadruplicate and returned by him to the register. The applicant must furnish with the proposed lease, when returned, a corporate surety bond in such amount as may be determined, but not less than \$1,000, conditioned upon the performance by the applicant of all the terms of the lease. The applicant also must pay, in advance, the annual rental for the first year of the lease.

§ 260.13 Lien. A lien for rental charges and other payments which become due will be reserved to the United States on all improvements, fixtures, and personal property of the lessee on the lands. No improvements or fixtures may be removed from the land unless all moneys due the United States have been paid.

Each lease must be recorded by the lessee at his expense, pursuant to the applicable recordation statute of the jurisdiction wherein the land is situated, and evidence of such recordation must be furnished.

§ 260.14 Assignment of lease. A lessee may not assign his lease, or any interest therein, without the approval of the Secretary of the Interior. A proposed assignment must be executed in triplicate and forwarded, within 30 days from the date of its execution, to the register of the proper district land office, for transmittal to the Commissioner of the General Land Office. It must be supported by a statement signed by the assignee agreeing to be bound by the provisions of the lease if the assignment is approved, and a showing that the assignee possesses the qualifications required of a lessee. The Commissioner will make appropriate recommendations to the Secretary.

§ 260.15 Termination of lease. The lessee, with the consent of the Secretary of the Interior first had and obtained in writing, may surrender and terminate his lease upon payment of all charges due thereunder, upon payment of all wages and moneys due and payable to

workmen employed by him, and upon making a showing satisfactory to the Secretary that the public interests will not be impaired.

If a lease is terminated because of the expiration of the unlimited national emergency prior to the expiration of any year for which advance annual rental has been paid, a proportionate refund of the rental payment will be made.

§ 260.16 Removal of materials, equipment or machinery on termination of lease. Upon the expiration of a lease, or the earlier termination thereof pursuant to the preceding section, the lessee shall have the right at any time within 90 days thereafter, or such extension thereof as may be granted by the Secretary of the Interior, to remove the materials, equipment or machinery placed by him on the land, provided, all moneys due the United States have been paid. Any materials, equipment or machinery remaining on the lands at the expiration of such period shall become the property of the United States.

§ 260.17 Cancellation of lease. A lease may be canceled by the Secretary of the Interior if the lessee shall change his production from war to non-war purposes, or shall fail to make any payment required thereunder, or to comply with any of the provisions thereof, and such default shall continue for 30 days after written notice thereof to the lessee.

FRED W. JOHNSON,
Commissioner.

Approved: August 14, 1942.

HAROLD L. ICKES,
Secretary of the Interior.

UNITED STATES
DEPARTMENT OF THE INTERIOR
General Land Office

Serial No. -----

LEASE OF PUBLIC LANDS FOR MANUFACTURE OR PRODUCTION OF WAR MATERIALS

The United States of America (lessor), acting through the Secretary of the Interior, and ----- of -----

(lessee), under the Act of Congress approved June 5, 1942, Public Law 586, and the regulations thereunder, all of which are made a part hereof, agree:

Sec. 1. *Rights granted.* That the lessee shall have the exclusive right and privilege of using for ----- the following-described tract of land:

Section -----, Township -----, Range -----, Meridian, State of ----- containing ----- acres, more or less, for the following period: -----

That the lessee also shall have the right to construct, and to maintain on that part of the leased land described below, during the period of this lease, such manufacturing, processing, storage and office buildings, including transportation facilities, as may be useful in connection with the operations authorized hereunder:

Sec. 2. In consideration of the foregoing, the lessee agrees:

(a) *Annual rental.* To pay the lessor each year in advance as annual rental the sum of \$ -----

(b) *Monthly statements; payment for materials covered by lease.* To furnish monthly

statements at such time and in such form as may be required by the lessor, showing the facts as to all resources or material removed from the land, where such removal is authorized by this lease, and to pay the lessor for all resources or material so removed during each six months period of this lease within 90 days after the expiration of such period. The amount of the payments will be determined as follows:

(c) *Conduct of operations.* To conduct all operations on the leased land in accordance with the requirements of the laws of the State in which the land is located, as well as the laws of the United States.

(d) *Taxes.* To pay, when due, all taxes lawfully assessed and levied under the laws of the State or the United States on the leasehold or other right or interest of the lessee under this lease, or on the materials, equipment, or machinery placed by the lessee on the land.

(e) *Use of materials not covered by lease.* Not to cut timber from the land, or to remove any other resources or materials therefrom, unless specifically authorized by the provisions of this lease, without securing the prior approval of the Secretary of the Interior.

(f) *Waste; unauthorized use.* Not to commit waste or injury to the land, and not to devote the land to any occupation or use other than the purposes for which this lease is given.

(g) *Fires.* To take all reasonable precautions to prevent and suppress forest, brush and grass fires.

(h) *Pollution of waters.* To take all possible precautions to prevent pollution of waters on and in the vicinity of this tract, including, if required by state or local law, the installation of sewerage treatment works.

(i) *Wildlife.* To observe all laws and regulations for the protection of game animals, game birds, and non-game birds, and not to disturb such animals or birds unnecessarily.

(j) *Labor policy.* To accord all workmen and employees freedom to bargain collectively and complete freedom of purchase, to pay them at least twice each month in lawful money of the United States and to carry on all operations hereunder with due regard to their health and safety.

(k) *Roads.* Not to enclose roads or trails commonly used for public travel.

(l) *Regulations.* To abide by and conform to any and all reasonable regulations of the Secretary of the Interior now or hereafter in force under the Act of June 5, 1942, all of which regulations are made a part and condition of this lease, provided that such future regulations shall not effect any change in the annual rental or other charge without the consent of the parties hereto.

(m) *Inspection.* That the leased premises and the books and records of the lessee relating to operations under the lease shall be subject to inspection at all reasonable times by duly authorized representatives of the Department of the Interior, and that other Federal agencies, including game wardens, shall be given access to the premises in connection with necessary Government business.

(n) *Assignments.* Not to assign this lease, or any interest therein, without the consent of the Secretary of the Interior; that any such assignment, if made, will contain all the terms and conditions agreed upon by the parties thereto; and that the proposed assignment will be forwarded in triplicate within 30 days from the date of its execution to the register of the proper district land office for transmittal to the Commissioner of the General Land Office.

Sec. 3. *Lien.* A lien for rental charges and other payments which become due is hereby reserved to the United States on all improvements, fixtures, and personal property of the lessee on the lands. No improvements or fixtures may be removed from the lands unless all moneys due the United States have been paid.

The lessee agrees to record this lease at his expense, pursuant to the applicable recordation statute of the jurisdiction wherein the land is situated, and to furnish the lessor evidence of such recordation.

Sec. 4. *Rights reserved.* Except as indicated below, this lease shall not interfere with or prevent:

(a) The prospecting, locating, developing, mining, entering, leasing, or patenting the mineral resources under any laws or regulations applicable thereto.

(b) The issuance of grazing privileges, under applicable laws and regulations.

(c) The use and disposal of timber or other resources on the lands, under applicable laws and regulations.

(d) The acquisition or granting of rights-of-way or easements under applicable laws and regulations.

(e) Hunting and fishing on the lands by any person under applicable State or Federal hunting and fishing laws and regulations.

Sec. 5. *Termination of lease.* The lessee, with the consent of the lessor, first had and obtained in writing, may surrender and terminate this lease upon payment of all charges due thereunder, upon payment of all wages and moneys due and payable to workmen employed by him, and upon making a showing satisfactory to the lessor that the public interests will not be impaired.

If this lease is terminated because of the expiration of the unlimited national emergency prior to the expiration of any year for which advance annual rental has been paid, a proportionate refund of the rental payment will be made.

Sec. 6. *Removal of materials, equipment or improvements on termination of lease.* Upon the expiration of the lease, or the earlier termination thereof pursuant to the preceding section hereof, the lessee shall have the right at any time within 90 days thereafter, or such extension thereof as may be granted by the Secretary of the Interior, to remove the materials, equipment or improvement placed by him on the lands, provided all moneys due the United States have been paid. Any materials, equipment or machinery remaining on the lands at the expiration of such period shall become the property of the United States.

Sec. 7. *Cancellation of lease.* This lease may be canceled by the lessor if the lessee shall change his production from war to non-war purposes, or if he shall fail to make any payment required thereunder, or to comply with any provisions thereof, and such default shall continue for 30 days after written notice thereof to the lessee.

Sec. 8. *Unlawful interest.* No Member of, or Delegate to Congress, or Resident Commissioner, after his election or appointment, or either before or after he has qualified, and during his continuance in office, and no officer, agent or employee of the Department of the Interior, shall be admitted to any share or part in this lease, or derive any benefit that may arise therefrom. The provisions of section 3741 of the Revised Statutes and sections 114, 115, and 116 of the Criminal Code, approved March 4, 1909 (35 Stat. 1109), relating to contracts, enter into and form a part of this lease, so far as the same may be applicable.

Sec. 9. *Heirs and successors in interest.* Each obligation hereunder shall extend to and be binding upon, and every benefit hereof

shall inure to, the heirs, executors, administrators, successors, or assigns of the respective parties hereto.

In witness whereof:

THE UNITED STATES OF AMERICA.

By _____

Witnesses to signature of lessee:

[F. R. Doc. 42-8215; Filed, August 22, 1942; 10:45 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter II—Office of Defense Transportation

[Amendment 1 to General Order O. D. T. 3, Revised]

PART 501—CONSERVATION OF MOTOR EQUIPMENT

SUBPART B—COMMON CARRIERS OF PROPERTY LOADING AND OPERATING

By virtue of the authority vested in me by Executive Order No. 8989, dated December 18, 1941, and by Executive Order No. 9156, dated May 2, 1942, General Order ODT No. 3, Revised,¹ Title 49, Chapter II, Part 501, Subpart B, subparagraph (2) of paragraph (b) of § 501.6 is hereby amended as follows:

§ 501.6 *Loading and operating requirements.* * * *

(b) * * *

(2) Accept or receive any property for transportation over any circuitous route, except when no adequate common carrier service over a direct route is available, or except when the direct route is unsafe or unusable or is more destructive to tires or motor trucks. (E.O. 8989, 6 F.R. 6725)

Issued at Washington, D. C. this 22d day of August 1942.

JOSEPH B. EASTMAN,
Director of Defense Transportation.
AUGUST 22, 1942.

[F. R. Doc. 42-8225; Filed, August 22, 1942; 11:13 a. m.]

Notices

DEPARTMENT OF THE INTERIOR.

Bituminous Coal Division.

[Docket No. B-240]

HUDSON FUEL COMPANY

FILING OF APPLICATION

In the matter of Hudson Fuel Company, Registered Distributor, Registration No. 4581.

¹ 7 F.R. 5445.

Notice of filing application for disposition of compliance proceeding without formal hearing pursuant to § 301.132.

Notice is hereby given that an application dated July 9, 1942, for disposition of this proceeding without formal hearing was filed with the Bituminous Coal Division (the "Division") on July 11, 1942, pursuant to § 301.132 of the Rules and Regulations Governing Practice and Procedure before the Division by Hudson Fuel Company, a corporation, the above-named registered distributor (the "Distributor").

In said application, the Distributor:

1. States that Peter Mazza is the President and majority stockholder of the Distributor which is engaged in the sale of coal and of Mazza Trucking Company, a corporation, which is engaged essentially in the hauling of coal for the Distributor; and that both companies have their principal place of business at 5052 Glazier Avenue, Cleveland, Ohio;

2. Admits that it committed the acts and failed to take the action referred to in the Notice of and Order for Hearing, dated April 27, 1942, and the Order Amending Notice of and Order for Hearing, dated May 19, 1942, resulting in violations of the Bituminous Coal Code and rules and regulations issued thereunder by purchasing for resale from various code member producers, during the period November 13, 1940, to September 27, 1941, both dates inclusive, 12,078.39 tons of various sizes of bituminous coal, which coal was physically handled and resold by it in less than carload lots by transporting the same from the mine facilities of said producers in trucks owned or under the control of its affiliate, Mazza Trucking Company, and accepted and retained discounts thereon in the total amount of \$2,281.89.

3. States that on June 4, 1942, it surrendered to the Division for cancellation its Certificate of Registration as a Distributor (No. 4581); and

4. Upon the basis of the foregoing admitted violations, consents to the entry of an order confirming the revocation of its rights represented by said Certificate of Registration as a Distributor.

All interested parties desiring to do so may within fifteen (15) days from the date of this notice, file with the Division recommendations or requests for informal conference in respect to the above-described application.

Dated: August 22, 1942.

[SEAL] DAN H. WHEELER,
Acting Director.

[F. R. Doc. 42-8250; Filed, August 24, 1942;
11:48 a. m.]

[Docket No. B-306]

GERBER COAL COMPANY, CODE MEMBER
FILING OF APPLICATION

Notice of filing of application for disposition of compliance proceedings without formal hearing pursuant to § 301.132 of the rules of practice and procedure before the division.

Notice is hereby given that an application, dated August 4, 1942, for the dis-

position of this proceeding without formal hearing was filed with the Bituminous Coal Division (the "Division") on August 10, 1942, pursuant to § 301.132 of the Rules of Practice and Procedure Before the Bituminous Coal Division by the Gerber Coal Company, the above-named Code Member (the "Code Member").

1. In said application the Code Member admits having committed violations of the Bituminous Coal Code and the effective minimum prices established thereunder, as alleged in the complaint, as follows:

(a) By selling for rail shipment approximately 366.9 net tons of 1" x 0 slack coal, produced at its mine, to the Great Northern Railway, Great Falls, Montana, during the period from October 11, 1940 to December 5, 1940, both dates inclusive, at 80 cents per net ton f. o. b. the mine, whereas the effective minimum price established for such coal was \$1.00 per net ton f. o. b. the mine;

(b) By selling for rail shipment approximately 44.15 net tons of 9" x 6" furnace coal, produced at its mine, to School District No. 26, Collins, Montana, on November 20, 1940, at \$3.25 per net ton f. o. b. the mine, whereas the effective minimum price for said coal was \$3.75 per net ton f. o. b. the mine;

(c) By selling for rail shipment approximately 62.5 net tons of mixed nut coal, produced at its mine, consisting of one-third 2" x 1 1/4" nut, invoiced at \$3.25 per net ton f. o. b. the mine, and two-thirds 3" x 2" nut, invoiced at \$3.50 per net ton f. o. b. the mine, to the Graham & Ross Mercantile Company, Great Falls, Montana, on December 3, 1940, whereas the effective minimum price for 2" x 1 1/4" nut coal was \$3.50, and 3" x 2" nut coal was \$3.75 per net ton f. o. b. said mine; and

(d) By selling for rail shipment approximately 677.05 net tons of 6" x 3" egg coal, produced at its mine, to the Anaconda Copper Mining Company, Great Falls, Montana, during the period from October 24, 1940 to August 11, 1941, both dates inclusive, at \$3.25 per net ton f. o. b. the mine, whereas the effective minimum price established for such coal was \$3.50 per net ton f. o. b. the mine.

2. In said application, the Code Member also states that to the best of its knowledge and belief it has not committed any other violations of the Act, the Code or regulations thereunder, either before or after the admitted violations referred to hereinabove.

3. In said application, Code Member consents, upon the basis of the above-mentioned admitted violations, to the entry of an order directing it to cease and desist from further violations of the Act, the Code and the regulations thereunder.

All interested parties desiring to do so may file with the Division within fifteen (15) days from the date of this notice recommendations or requests for informal conference in respect to such application.

Dated: August 22, 1942.

[SEAL] DAN H. WHEELER,
Acting Director.

[F. R. Doc. 42-8251; Filed, August 24, 1942;
11:48 a. m.]

[Docket No. 1867-FD]

SHERWOOD-TEMPLETON COAL CO., INC., AND
SUMMIT COAL CO., INC.

ORDER DENYING EXEMPTION

In the matter of the application of Sherwood-Templeton Coal Company, Inc., and Linton-Summit Coal Company, Inc., for a Determination of the status of the waste slurry coal produced at Mine Index No. 63, 101, 108, and 112 in District No. 11, pursuant to the second paragraph of section 4-A of the Bituminous Coal Act of 1937.

An application having been filed with the Bituminous Coal Division by Sherwood-Templeton Coal Company, Inc., and Linton-Summit Coal Company, Inc., on July 25, 1941, pursuant to section 4-A of the Bituminous Coal Act of 1937, seeking an order in accordance with section 4 II (1) of the Act, exempting from the provisions of the Bituminous Coal Act of 1937 the slurry coal produced at Mine Index Nos. 108 and 112 of Sherwood-Templeton Coal Company, Inc., and Mine Index Nos. 63 and 101 of Linton-Summit Coal Company, Inc., and consumed by the Antioch Power Company, a corporation wholly owned by the applicants;

Pursuant to Orders of the Director and the Acting Director, and after due notice to all interested persons, a hearing in this matter having been held on January 5, 1942, before Floyd McGown, a duly designated Examiner of the Division, at a hearing room thereof in Washington, D. C., at which all interested persons were afforded an opportunity to be present, adduce evidence, cross-examine witnesses, and otherwise be heard;

The preparation and filing of a report by the Examiner having been waived and the matter having thereupon been submitted to the undersigned;

The undersigned having made Findings of Fact and Conclusions of Law and having rendered an Opinion, which are filed herewith;

Now, therefore, it is ordered, That effective sixty (60) days from the date hereof, the exemption prayed for in the application herein be, and it hereby is, denied.

Dated: August 21, 1942.

[SEAL] DAN H. WHEELER,
Acting Director.

[F. R. Doc. 42-8252; Filed, August 24, 1942;
11:48 a. m.]

General Land Office.

[Public Land Order 26]
CALIFORNIA

WITHDRAWING PUBLIC LANDS FOR USE OF
THE WAR DEPARTMENT AS A CAMP SITE

By virtue of the authority vested in the President and pursuant to Executive Order No. 9146 of April 24, 1942, it is ordered as follows:

Subject to valid existing rights, the public lands in the following-described areas are hereby withdrawn from all forms of appropriation under the public-

land laws, including the mining laws, and reserved for the use of the War Department as a camp site:

MOUNT DIABLO MERIDIAN

- T. 14 N., R. 6 E.,
Secs. 6, 8, and 23;
- T. 15 N., R. 6 E.,
Secs. 1, 12, 13, 18, and 24;
- T. 14 N., R. 7 E.,
Secs. 8 and 18.

The areas described, including both public and non-public lands, aggregate 5828.95 acres.

This order shall take precedence over but shall not rescind or revoke the temporary withdrawal for classification and other purposes made by Executive Order No. 6910 of November 26, 1934, as amended, so far as such order affects the above-described lands.

It is intended that the lands described herein shall be returned to the administration of the Department of the Interior when they are no longer needed for the purpose for which they are reserved.

HAROLD L. ICKES,
Secretary of the Interior.

AUGUST 12, 1942.

[F. R. Doc. 42-8210; Filed, August 22, 1942; 10:45 a. m.]

[Public Land Order 27]

NEVADA

WITHDRAWING PUBLIC LANDS FOR USE IN CONNECTION WITH THE PROSECUTION OF THE WAR

By virtue of the authority vested in the President and pursuant to Executive Order No. 9146 of April 24, 1942, it is ordered as follows:

Subject to valid existing rights, the following described public lands are hereby withdrawn from all forms of appropriation under the public land laws, including the mining laws, and reserved for the use of the Department of the Interior in connection with the prosecution of the war:

MOUNT DIABLO MERIDIAN

- T. 12 N., R. 36 E.,
Sec. 21;
- Sec. 22;
- Sec. 23;
- Sec. 27;
- Sec. 28;
- Sec. 33;
- Sec. 34, NW¼;

containing 4,080 acres.

HAROLD L. ICKES,
Secretary of the Interior.

AUGUST 12, 1942.

[F. R. Doc. 42-8211; Filed, August 22, 1942; 10:43 a. m.]

[Public Land Order 28]

CALIFORNIA

WITHDRAWING PUBLIC LANDS FOR USE IN CONNECTION WITH THE PROSECUTION OF THE WAR

By virtue of the authority vested in the President and pursuant to Executive Or-

der No. 9146 of April 24, 1942, it is ordered as follows:

Subject to valid existing rights, the public lands within the following described areas are hereby withdrawn from all forms of appropriation under the public land laws, including the mining laws, and reserved for the use of the Department of the Interior in connection with the prosecution of the war:

SAN BERNARDINO MERIDIAN

- T. 17 N., R. 6 E.,
Sec. 4;
- Sec. 5;
- Sec. 8;
- Sec. 9.
- T. 18 N., R. 5 E.,
Sec. 20, SE¼;
- Sec. 21;
- Sec. 22;
- Sec. 26, W½;
- Sec. 27;
- Sec. 28;
- Sec. 29, E½.

The areas described, including both public and non-public lands, aggregate 5,920 acres.

HAROLD L. ICKES,
Secretary of the Interior.

AUGUST 12, 1942.

[F. R. Doc. 42-8212; Filed, August 22, 1942; 10:44 a. m.]

[Public Land Order 29]

IDAHO

PARTIALLY REVOKING EXECUTIVE ORDER NO. 4796 OF JANUARY 19, 1928, AND AIR-NAVIGATION SITE WITHDRAWAL NO. 106

By virtue of the authority vested in the President, and pursuant to Executive Order No. 9146 of April 24, 1942, and the provisions of section 4 of the act of May 24, 1928, 45 Stat. 729 (U.S.C., title 49, sec. 214), it is ordered as follows:

Sec. 1. Executive Order No. 4796 of January 19, 1928, withdrawing certain lands in Idaho for the use of the Department of Commerce in the maintenance of air-navigation facilities, is hereby revoked so far as it affects the following-described lands, within Idaho Grazing Districts Nos. 1 and 5:

BOISE MERIDIAN

- T. 4 S., R. 8 E., sec. 19, lot 1 of NW¼;
 - T. 5 S., R. 9 E., sec. 15, SE¼NW¼;
 - T. 9 S., R. 19 E., sec. 19, lot 3 or NW¼SW¼;
 - T. 9 S., R. 21 E., sec. 32, SW¼SW¼;
- aggregating 139.25 acres.

Sec. 2. The order of the First Assistant Secretary of the Interior of July 29, 1936, withdrawing certain lands for the use of the Department of Commerce as Air-Navigation Site Withdrawal No. 106, is hereby revoked as to the following-described land, within Idaho Grazing District No. 1:

BOISE MERIDIAN

- T. 5 S., R. 11 E., sec. 30, fractional SW¼ of lot 2, 7.81 acres.

ABE FORTAS,
Acting Secretary of the Interior.

AUGUST 14, 1942.

[F. R. Doc. 42-8213; Filed, August 22, 1942; 10:44 a. m.]

[Public Land Order 31]

CALIFORNIA

WITHDRAWING PUBLIC LANDS FOR USE OF THE WAR DEPARTMENT AS AN AIR BASE

By virtue of the authority vested in the President and pursuant to Executive Order No. 9146 of April 24, 1942, and section 3 of the act of June 17, 1902, c. 1093, 32 Stat. 388 (U.S.C., title 43, sec. 416), it is ordered as follows:

Subject to valid existing rights, the following-described public lands are hereby withdrawn from all forms of appropriation under the public-land laws, including the mining laws, and reserved for the use of the War Department as an air base:

SAN BERNARDINO MERIDIAN

- T. 1 S., R. 20 E., secs. 24 and 25;
- T. 1 S., R. 21 E.,
secs. 19, 20, 29, and 30.

The areas described aggregate 3844.60 acres.

This order shall take precedence over but shall not rescind or revoke (1) the withdrawal for reclamation purposes made by the Secretary of the Interior on June 4, 1930, and (2) the temporary withdrawal for classification and other purposes made by Executive Order No. 6910 of November 26, 1934, as amended, so far as such orders affect any of the above-described lands.

It is intended that the lands described herein shall be returned to the administration of the Department of the Interior when they are no longer needed for the purpose for which they are reserved.

ABE FORTAS,
Acting Secretary of the Interior.

AUGUST 14, 1942.

[F. R. Doc. 42-8214; Filed, August 22, 1942; 10:44 a. m.]

NEVADA

STOCK DRIVEWAY WITHDRAWAL NO. 54, NEVADA NO. 10, AND NEVADA PROPOSED GRAZING DISTRICT MODIFIED

Under the authority of section 7 of the act of June 28, 1934, as amended by the act of June 26, 1936, 48 Stat. 1272, 49 Stat. 1976, 43 U.S.C. 315f, the following-described public land in Nevada is hereby classified as necessary and suitable for the purpose and, under the provisions of section 10 of the act of December 29, 1916, as amended by the act of January 29, 1929, 39 Stat. 865, 45 Stat. 1144, 43 U.S.C. 300, such land, excepting any mineral deposits therein, is withdrawn from all disposal under the public-land laws and reserved for the use of the general public as an addition to Stock Driveway Withdrawal No. 54, Nevada No. 10, subject to valid existing rights:

MOUNT DIABLO MERIDIAN

- T. 12 N., R. 36 E.,
Section 17, SE¼, 160 acres

Any mineral deposit in the land shall be subject to location and entry only in the manner prescribed by the Secretary

of the Interior in accordance with the provisions of the aforesaid act of January 29, 1929, and existing regulations.

And the Departmental order of January 16, 1919, establishing Stock Driveway Withdrawal No. 54, Nevada No. 10, is hereby revoked as far as it affects the following described lands:

MOUNT DIABLO MERIDIAN

Section 21, All;
Section 22, NW $\frac{1}{4}$;
Section 28, NW $\frac{1}{4}$.
960 acres.

And under the authority of section 7 of the Act of June 28, 1934, as amended, the Departmental order effective November 30, 1937, establishing the Nevada Proposed Grazing District is hereby revoked as far as it affects the following described lands:

MOUNT DIABLO MERIDIAN

T. 12 N., R. 36 E.,
Section 21, All;
Section 22, All;
Section 23, All;
Section 27, All;
Section 28, All;
Section 33, All;
Section 34, NW $\frac{1}{4}$.
4,080 acres.

HAROLD L. ICKES,
Secretary of the Interior.

AUGUST 12, 1942.

[F. R. Doc. 42-8209; Filed, August 22, 1942;
10:44 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 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 as amended June 25, 1942, 7 F.R. 4723), 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).

Single Pants, Shirts and Allied Garments, Women's Apparel, Sportswear, Rainwear, Robes, and Leather and Sheep-Lined Garments Divisions of the Apparel Industry, Learner Regulations, July 20, 1942 (7 F.R. 4724).

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 August 24, 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

American Clothing Co., 251 Clifton Ave., Clifton, New Jersey; Sewing men's coats; 16 learners (T); August 24, 1943.

Single Pants, Shirts and Allied Garments, Women's Apparel, Sportswear, Rainwear, Robes and Leather and Sheep-lined Garments Divisions of the Apparel Industry

Aetna Shirt Co., 110 South Paca St., Baltimore, Maryland; Men's dress shirts and men's sportswear; 10 percent (T); August 24, 1943.

Becker Dress, Inc., 113 W. Redwood St., Baltimore, Maryland; Ladies' rayon dresses; 20 learners (T); December 24, 1942.

Belmont Mfg. Co., 321 North 8th St., Philadelphia, Pennsylvania; Ladies' cotton rayon dresses and blouses; 20 learners (T); December 24, 1942.

H. D. Bob Co., Inc., Cherry St., Jessup, Georgia; Sport shirts, pajamas, slacks and dress shirts; 7 learners (T); August 24, 1943.

J. Brown & Co., 229 South Market St., Chicago, Illinois; Ladies' wearing apparel; 6 learners (T); August 24, 1943.

Dixie Shirt Co., Inc., Camp Wadsworth, Spartanburg, South Carolina; Army shirts; 10 percent (T); August 24, 1943.

Simon Fisher, White Horse Pike, Berlin, New Jersey; Ladies' cotton slips, children's cotton slips and ladies' & children's pajamas; 2 learners (T); August 24, 1943.

The Gluckin Corp., Cross St., Suffern, New York; Brassieres; 10 percent (T); August 24, 1943.

Jay-Gee Mfg. Co., 217 South Fifth St., Perkasia, Pennsylvania; Children's and misses' sportswear, beachwear, playwear

and novelties; 15 learners (E); December 24, 1942.

Julette Originals, 400 First Ave., N., Minneapolis, Minnesota; Dresses and dress suits; 5 learners (T); August 24, 1943.

Kaynee Co., 6925 Aetna Road, Cleveland, Ohio; Shirts and sportswear, boys' suits, pajamas; 10 percent (T); August 24, 1943.

Kolodney & Myers, Inc., Railroad St., Winchendon, Massachusetts; Dresses; 10 percent (T); August 24, 1943.

Lehigh Dress Co., 1401 Broadway, Bethlehem, Pennsylvania; Dresses; 10 percent (T); August 24, 1943.

Main Pants & Lumberjacket Co., Inc., 209 Exeter Ave., West Pittston, Pennsylvania; Boys pants; 7 learners (T); August 24, 1943.

Maybelle Sportswear Mfg. Co., 310 $\frac{1}{2}$ West Weatherford St., Fort Worth, Texas; Women's sportswear; 10 percent (T); August 24, 1943.

Mike Malone Overall Co., 324 Market St., Philadelphia, Pennsylvania; Dungarees; 3 learners (T); August 24, 1943.

N & W Overall Co., Inc., So. President St., Jackson, Mississippi; Pants, overalls and coats, shirts; 10 percent (T); August 24, 1943.

Needlecraft Mfg. Co., 29 North Main St., Dover, Pennsylvania; Children's cotton work dresses; 7 learners (T); August 24, 1943.

The Pyke Mfg. Co., 154 West 2nd St., S., Salt Lake City, Utah; Men's work pants; 10 percent (T); August 24, 1943. (This certificate replaces the one bearing the expiration date of November 20, 1942).

Racine Shirt Co., Inc., Greensburg, Indiana; Army shirts, work shirts, mackinaws, coats; 10 percent (T); August 24, 1943.

Royal Trouser Mfg. Co., 37 Chestnut St., Norwich, Connecticut; Trousers; 10 learners (T); August 24, 1943.

Shriner Mfg. Co., Taneytown, Maryland; Pajamas; 5 learners (T); August 24, 1943.

The Sidley Co., 45 Ecker St., San Francisco, California; Corsets and brassieres; 1 learner (T); August 24, 1943.

Southland Mfg. Co., Inc., 204 Greenfield St., Wilmington, North Carolina; Shirts; 5 percent (T); August 24, 1943.

Standard Romper Co., Inc., 558 Roosevelt Ave., Central Falls, Rhode Island; Infants' and children's wear; 10 percent (T); August 24, 1943.

Standard Textile Co., Inc., 66 North 3rd St., Memphis, Tennessee; Work pants, work shirts; 20 learners (E); February 24, 1943.

Artificial Flowers and Feathers

H. Brand Feather Co., 7 West 30 St., New York, New York; Flowers and feathers; 5 learners (T); October 1, 1942. (This certificate effective August 20, 1942).

Goldston-Weber, 7 East 37th St., New York, New York; Flowers and feathers; 2 learners (T); October 1, 1942. (This certificate effective August 20, 1942).

Reliable Millinery Supply Co., Inc., 29 West 38th St., New York, New York;

Flowers and feathers; 4 learners (T); October 1, 1942. (This certificate effective August 20, 1942).

Cigars

Federal Cigar Co., Inc., 560 West Broadway, Red Lion, Pennsylvania; Cigars; 10 percent (T); Cigar machine operators to have learning period of 20 hours, cigar packers to have learning period of 320 hours and stemming machine operators to have learning period of 160 hours at 75 percent of the applicable minimum wage; August 23, 1943.

L. Lewis Cigar Mfg. Co., South Second St., Steelton, Pennsylvania; Cigars; 10 percent (T); Cigar machine operators and cigar packers to have learning period of 320 hours at 75 percent of the applicable minimum wage; August 23, 1943.

Parodi Cigar Co. of New York, Inc., 441 N. Main Ave., Scranton, Pennsylvania; Cigars; 10 percent (T); Hand cigar makers to have learning period of 960 hours and cigar packers to have learning period of 320 hours at 75 percent of the applicable minimum wage; August 23, 1943.

Webster Eisenlohr, Inc., 208 N. Beaver St., York, Pennsylvania; Cigars; 10 percent (T); Cigar machine operators to have learning period of 320 hours at 75 percent of the applicable minimum wage; August 23, 1943.

Webster Eisenlohr, Inc., 7th & Washington Sts., Reading, Pennsylvania; Cigars; 10 percent (T); Cigar machine operators to have learning period of 320 hours at 75 percent of the applicable minimum wage; August 23, 1943.

Webster Eisenlohr, Inc., 540 S. George St., York, Pennsylvania; Cigars; 10 percent (T); Cigar machine operators to have learning period of 320 hours at 75 percent of the applicable minimum wage; August 23, 1943.

Glove

Becopa Glove Mills, Inc., 4 Warburton Ave., Yonkers, New York; Knit wool gloves; 10 percent (T); August 24, 1943.

Hega Knitting Mills, Inc., 204 South Broadway, Yonkers, New York; Knit wool gloves; 10 percent (T); August 24, 1943.

The National Mitten Works, 212-216 East Superior St., Kokomo, Indiana; Knit fabric and work gloves; 5 learners (T); August 24, 1943.

Reinhart Mitten Co., 451 North 4th St., Milwaukee, Wisconsin; Leather dress and work gloves; 3 learners (T); August 24, 1943.

M. M. Smith & Son, Inc., 66 Sherman St., Galeton, Pennsylvania; Leather dress and work gloves; 5 learners (T); August 24, 1943.

Sterling Silk Glove Co., Portland, Pennsylvania; Knit fabric gloves; 25 learners (E); February 24, 1943.

Hosiery

Cherokee Hosiery Mills, 242 Highland Ave., Hickory, North Carolina; Seamless and full-fashioned hosiery; 10 learners (E); January 24, 1943.

Dixie Hosiery Mills, Inc., 430 West Church St., Newport, Tennessee; Seamless hosiery; 5 learners (T); August 24, 1943.

Ft. Payne Hosiery Mills, Inc., Ft. Payne, Alabama; Seamless hosiery; 5 learners (T); August 24, 1943.

Lykens Hosiery Mills, Lykens, Pennsylvania; Seamless hosiery; 3 learners (T); August 24, 1943.

Sunshine Hosiery Mills, S. Church St., Murfreesboro, Tennessee; Seamless hosiery; 5 percent (T); August 24, 1943.

Tinicum Hosiery Mills, 3rd & Wyandotte Sts., Lester, Delaware Co., Pennsylvania; Full-fashioned hosiery; 4 learners (T); August 24, 1943.

Wilmington Hosiery Mills, Inc., Fifth & Monroe Sts., Wilmington, Delaware; Seamless hosiery; 5 percent (T); August 24, 1943.

Millinery

Carene Hat Co., Inc., 501 Madison Ave., New York, New York; Ladies hats; 2 learners (T); August 24, 1943.

Dan Levin Co., 228 Grant Ave., San Francisco, California; Felt hats; 3 learners (T); August 24, 1943.

Telephone

Central Iowa Telephone Co., Toledo, Iowa; To employ learners as commercial switchboard operators at its Reinbeck Exchange, located at Reinbeck, Iowa (T); August 24, 1943.

Textile

Stringer Silk Spinning Mills, Main St. & Mitchell Ave., Lansdale, Pennsylvania; Rayon ribbonzene; 3 learners (T); August 24, 1943.

Signed at New York, N. Y., this 22d day of August 1942.

PAULINE C. GILBERT,
Authorized Representative
of the Administrator.

[F. R. Doc. 42-8243; Filed, August 24, 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 rate applicable under section 6 of the Act are issued under section 14 thereof and § 525.5 (b) of the Regulations issued thereunder (August 16, 1940, 5 F.R. 2862) to the employers listed below effective August 24, 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 under the employer's 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

Eaton Paper Corp., South Church St., Pittsfield, Massachusetts; Converted paper products; 20 learners; Machine operators and hand operators to have learning period of four weeks at 33 cents per hour; November 2, 1942.

Engel Art Corners Mfg. Co., 4711-17 North Clark St., Chicago, Illinois; Converted paper products; 1 learner; Punch press operator to have learning period of four weeks at 32 cents per hour; November 2, 1942.

Melrose Hosiery Mills, Inc., English St., High Point, North Carolina; Seamless and full-fashioned hosiery; 10 learners; Sewing machine operators to have learning period of 480 hours at 25 cents per hour; February 24, 1943.

Signed at New York, N. Y., this 22d day of August 1942.

PAULINE C. GILBERT,
Authorized Representative
of the Administrator.

[F. R. Doc. 42-8244; Filed, August 24, 1942; 10:48 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order No. 94]

PATENT APPLICATIONS OF ENEMY NATIONALS

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

Patent applications listed and described in Exhibit A attached hereto and made a part hereof,

is property in which nationals of a foreign country or countries have interests, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property 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 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 should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising 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 APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admis-

sion of the existence, validity or right to allowance of any such claim. The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order. Executed at Washington, D. C. on August 6, 1942. LEO T. CROWLEY, Alien Property Custodian.

EXHIBIT A

Patent applications in the United States Patent Office which are identified as follows:

Table with 5 columns: Serial No., Filing date, Inventor, Title, and Filing date. Contains multiple entries for various patent applications including rocket propellers, steam power plants, and manufacturing processes.

Continuation of the table from the previous block, containing serial numbers 294-505 and 506-685. Inventors listed include G. Torok, A. Gini, G. Griedmann, A. Gal, U. Soungifang, R. De Vissart, A. Nagar et al., E. Santoni, M. Balz et al., M. Glorfini et al., D. Perlinz et al., F. Palazzo, R. Bolaffi, A. Raimondi, K. Koller et al., Y. Mackawa, K. Takahashi, H. Isobe, K. Nagao, G. Jendrassik, A. Cucchi et al., M. Resner, Y. Kono, Y. Ferretti, L. Vargha, G. Ghisleri, T. Hirof et al., T. Kajita et al., T. Kajita et al., S. Simkovich, A. Vezala, M. Veneri, G. Veronesi, M. Vercellotti, L. De Kammolin, T. Sato, G. Garbuio, M. Veneri, M. Marzetti, P. Borraet, R. Frakrol, A. Quantin, J. De Fato, A. Bassil, G. Von Passiczky, H. Horio, T. Ohmoto, T. Ohmoto, I. Saues, G. Netta, G. Natis, L. Cavalieri, E. Ferré, F. Futh, M. De Fato, S. Bakonyi, M. Grivetto, J. Albert, M. Marzetti, M. Marzetti, G. Natis et al., S. Shirokissawa.

Table with 6 columns: Serial No., Filing date, Inventor, Title, Inventor, Title. Contains multiple entries of patent applications with their respective details.

[Vesting Order No. 99]

INTERESTS OF ENEMY NATIONALS IN PATENTS

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

Interests in patents listed and described in Exhibit A attached hereto and made a part hereof,

is property in which nationals of a foreign country or countries have interests, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property 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 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 should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising 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 APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on August 6, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

1. Undivided interest which stands of record in the United States Patent Office in Polysius Offene Handelgesellschaft in United States Letters Patent No. 1,775,-313, dated March 19, 1935, inventor Otto Lelley, for: Process of and Apparatus for Burning Cement in Rotary Kilns. 1,992,704, dated February 26, 1935, inventor Otto Lelley, for: Process of, and Apparatus for Treating Cement and Similar Materials. 1,994,713, dated March 19, 1935, inventor Otto Lelley, for: Apparatus for Treating Finely Divided Material.

Serial No.	Filing date	Inventor	Title
385, 581	3/27/41	B. Sonnino.....	Process and device for printing fabrics of all kind.
385, 680	3/28/41	L. Vargha, et al.....	Process for the decomposition of cholestenone and of halogen derivatives thereof.
386, 195	3/31/41	M. Lamarchia.....	Sound track of film.
387, 735	4/9/41	O. Pizzi.....	Method of binding straw fodder and the like sheaves.
387, 978	4/10/41	Z. Foldi, et al.....	Sulphonamide derivatives.
387, 979	4/10/41	Z. Foldi, et al.....	Sulphonamide derivatives.
387, 980	4/10/41	Z. Foldi, et al.....	Sulphonamide derivatives.
388, 733	4/16/41	F. Kesselring.....	Device for interrupting overloads.
390, 124	4/24/41	R. Konig.....	Preparation of vitamin B ₁ .
390, 181	4/24/41	A. Hebs.....	Parachute equipment.
390, 742	4/28/41	R. Konig, et al.....	Preparation of vitamins of type B ₁ .
390, 848	4/28/41	I. Kovacs.....	Process for preventing the formation of scale and/or for removing any scale formed in boilers.
391, 223	4/30/41	G. Moschetto.....	Process for the manufacture of tubes and rods of sheet wood.
392, 734	5/9/41	R. Weisz.....	Method for producing antirachitically active preparation and resulting products.
392, 983	5/10/41	G. Zanarini.....	Mechanical energy transducer bases on byroscopic reaction.
393, 122	5/12/41	G. Rossi.....	Method and means to increase duration of the contact and/or the surface of the said contact between a vaporous or gassy fluid and a liquid particularly for the purpose of distillation, etc.
393, 434	5/14/41	F. Lamberti.....	Life-saving and exploring device, etc.
394, 221	5/19/41	B. Moskovits.....	Process for the manufacture of dry vegetable products.
394, 669	5/22/41	L. Marzoli.....	Pressure device for drawing cylinders for fly frames having three, four or more cylinders.
394, 670	5/22/41	L. Marzoli.....	Pressure hinged lever system for cylinders of sliver or lap drawing frames for use in spinning textile fibres of various kinds.
395, 500	5/27/41	U. Weiss et al.....	Internal and external gauge for regulable measuring and with micrometric adjustment.
395, 596	5/29/41	K. Hikami.....	Method of preventing natural combustion and overheating of sulphide ores and other mineral products.
397, 246	6/9/41	V. Poglioli.....	Valveless engine.
397, 388	6/10/41	F. Zoltan, et al.....	Preparation of vitamin B ₁ .
397, 475	6/10/41	A. Tasso.....	Automatic silk-titre regulating device.
397, 971	6/13/41	S. Yokogawa.....	Hydraulic press.
398, 401	6/17/41	M. Makay.....	Process for the gelatinization of cellulose nitrate.
398, 402	6/17/41	M. Makay.....	Process for the production of gun cotton gelatin suitable for being converted into gunocotton devoid of solvent.
398, 549	6/18/41	L. DeKramolin.....	Regulating arrangement.
399, 916	6/26/41	S. Shinomiya.....	Device for sinking a deep oil-well and simultaneously elevating sands and earths.
399, 917	6/26/41	S. Shinomiya.....	Drilling device capable of acting transversely in a deep oil-well.
400, 876	7/2/41	E. Fukusima.....	Method for measuring the roughness of the metallic surface.
401, 901	7/11/41	M. Cipolla.....	Oblique junction-plane rail joint.
402, 042	7/11/41	F. Malagrino.....	Device for cutting threads sidewise with automatically withdrawing tool.
402, 044	7/11/41	E. Castelli.....	Process of manufacture of mixed yarns of artificial textile fibre and natural silk threads.
402, 549	7/15/41	M. Tomimaga.....	Sound arrester in the ventilator of sound-arresting room.
402, 868	7/17/41	A. Mengoli.....	Process for treating tomato plant stalks for the purpose of obtaining textile fibres and/or paper pulps.
403, 580	7/22/41	B. Beria.....	Cash register.
405, 443	8/4/41	D. Obolensky.....	Reels or spools for motion picture films.
407, 804	8/21/41	F. Szalay.....	Current collectors for electric vehicles.
410, 612	9/12/41	A. Zabelli.....	Electromagnetic devices for researching sunken ships, iron containing sands and other metal containing bodies on the sea ground.
411, 409	9/18/41	I. Kertesz.....	Parachute equipped airplanes.
411, 429	9/18/41	P. Guareschi.....	Methods for purifying manganese in metal state.
411, 430	9/18/41	P. Guareschi.....	Methods for producing manganese in metal state and pure manganese dioxide if desired, from manganese ores.
411, 588	9/19/41	G. Merlini, et al.....	System for joining parts of metallic structures to each other.
413, 906	10/6/41	S. Horli.....	Stencil sheets.
414, 022	10/7/41	P. Achille.....	Electrolytic system.
416, 130	10/22/41	L. Antonelli et al.....	System of heat milling for steel ingots.
416, 465	10/25/41	A. Weisz.....	Time-setting devices for fuses.
417, 598	11/3/41	D. Vazov.....	Sanitary hair-combing device.
417, 644	11/3/41	S. Lusztig.....	Heels and bridges articulations made of rigid material, for boots and shoes.
418, 094	11/6/41	A. Pampinella.....	Tipping gravity davits for life-boats.
419, 597	11/17/41	G. Sborlino.....	Flotation-apparatus of the mechanically, etc.
420, 283	11/24/41	G. Dendrassik.....	Compressor plant and method for regulating the quantity of working fluid delivered thereby.
420, 572	11/26/41	G. Lorschej.....	Single-phase machines of the commutator type and in the circuit arrangement of them.
420, 886	11/28/41	E. Bolockey.....	Motion picture projectors.
421, 000	11/29/41	E. Schimanek.....	Method and device for regulating the ratio of mixture of gases.
421, 061	11/29/41	T. Kovacs.....	Fountain pen.
421, 062	11/29/41	T. Kovacs.....	Fountain pen.
421, 249	12/1/41	M. Yu.....	Preparation of powerful soluble tubercle bacilli antigen.
422, 552	12/11/41	E. D'Acadia.....	Gas producer by solid fuel, combined with a purifier, and suitable to feed gas motors, and especially auto motors.
422, 843	12/13/41	A. Carlin.....	Injection means for internal combustion engines.
428, 674	1/29/42	U. Pomilio.....	Processes for the extraction of cellulose fibres from vegetable material.
430, 622	2/12/42	F. Foldes.....	Fluid or solid insulin preparation, etc.
431, 768	2/20/42	L. Antonelli, et al.....	Milling machine for ingots.
433, 077	3/2/42	K. Farkas.....	Boat.
433, 386	3/4/42	E. Salani.....	Projectors.
434, 300	3/11/42	J. Horvath.....	Lattice-like stiffening ribbing for structural plates and process of making the same.
435, 159 1/2	3/18/42	M. Grivetto.....	Saddle support for cycle.
437, 188	4/1/42	M. Nogrady.....	Apparatus for rifle-practice.
437, 192	4/1/42	T. Weisz.....	Stockings.
445, 888	6/5/42	G. Pasqualigo.....	Multi-anode electron tubes and working circuits therefor.

[F. R. Doc. 42-8337; Filed, August 24, 1942; 10:22 a. m.]

2. Non-exclusive license granted to Siemens and Halske, A. G., by Projector, G. m. b. H., dated May 10, 1937, under the following United States Letters Patent.

Patent No.	Date	Invention	Title
1,803,271	4/25/31	K. Morsbach.....	Film stopping device.
1,023,462	9/15/31	K. Morsbach.....	Photographic camera.
1,891,083	12/20/32	K. Morsbach.....	Moving picture projection apparatus.
1,897,762	2/14/33	K. Morsbach.....	Motion picture camera.
1,908,043	3/9/33	K. Morsbach et al.....	Optical projection system.
1,920,457	8/1/33	K. Morsbach.....	Reel for films and other flexible material.
1,935,327	11/14/33	K. Morsbach et al.....	Motion-picture film camera.
1,937,354	11/28/33	K. Morsbach.....	Motion-picture camera and film container adapted to be inserted into such cameras.
1,955,557	4/17/34	K. Morsbach et al.....	Motion picture apparatus and particularly an improved film feeding device.
1,956,358	4/24/34	K. Morsbach et al.....	Centrifugal governor.
1,960,061	5/22/34	K. Morsbach.....	Clockwork Motion Picture Camera.
1,960,062	5/22/34	K. Morsbach et al.....	Motion Picture Camera.
1,964,209	6/26/34	K. Morsbach et al.....	Motor-Driven Motion-Picture Projecting Machine.
2,003,971	6/ 4/35	K. Morsbach.....	Motion-picture camera.
2,029,736	2/ 4/36	K. Morsbach.....	Motion-picture camera.
2,159,998	5/30/39	K. Morsbach et al.....	Film holder for photographic cameras.

3. One-half interest, which stands of record in the United States Patent Office in the name of Alessandro Magnani (also claimed by Magnani Societa Comentifera Italiana) in and to the following United States Letters Patent.

Patent No.	Date	Inventor	Title
1,898,881	2/21/33	A. Magnani.....	Manufacture of tubes from fibrous pulps.
2,004,703	6/11/35	A. Magnani.....	Process for the direct manufacture of fibrous cement tubes between couples of rotating cylinders.
2,199,137	4/30/40	A. Magnani.....	Rotary beater for the preparation of asbestos fibers and the like.
2,210,985	8/13/40	A. Magnani.....	Method for corrugating sheets.
2,228,636	1/14/41	A. Magnani.....	Method of making tubular bodies.
2,275,535	3/10/42	A. Magnani.....	Calendering machine.

4. All right of reversion and all other rights of I. G. Farbenindustrie A. G. by virtue of an assignment to General Dye-stuff Corporation dated March 13, 1936 in relation to United States Letters Patent No. 2,030,009, dated February 4, 1936, inventor Ekbert Lederle, for Red Pigments.

5. All right of reversion and all other right of I. G. Farbenindustrie A. G. by virtue of an assignment to Magnesium Development Corporation dated April 1, 1932, in relation to United States Letters Patent No. 1,749,854, dated March 11, 1930, inventor Karl Staib, for: Manufacture of Anhydrous Magnesium Chloride and United States Letters Patent No. 1,764,582, dated June 17, 1930, inventor Karl Staib, for: Method of Carrying out Exothermic Reactions.

6. All right of reversion and all other rights of I. G. Farbenindustrie A. G. by virtue of an assignment to Magnesium Development Corporation dated April 1, 1932, in relation to United States Letters Patent No. 1,876,084, dated September 6, 1932, inventor Karl Staib, for: Method of Making Anhydrous Magnesium Chloride and United States Letters Patent No. 1,878,085, dated September 6, 1932, in-

ventor Karl Staib, for: Method of Making Anhydrous Magnesium Chloride.

[F. R. Doc. 42-8236; Filed August 24, 1942; 10:22 a. m.]

OFFICE OF DEFENSE TRANSPORTATION.

[Amendment 1 to Special Order O.D.T. B-10]

MILWAUKEE, WIS.—CHICAGO, ILL.

MOTOR VEHICLE PASSENGER SERVICE COORDINATION

Order directing coordinated operation of passenger carriers by motor vehicle between Milwaukee, Wisconsin, and Chicago, Illinois.

Upon further consideration of the application for authority to coordinate motor vehicle service in the transportation of passengers, filed with this Office by Interstate Transit Lines, Inc., Omaha, Nebraska, and Northland Greyhound Lines, Inc., Minneapolis, Minnesota,

It is hereby ordered, That, the effective date of Special Order O.D.T. No. B-10¹

be and it is hereby suspended until September 1, 1942.

Issued at Washington, D. C. this 20th day of August 1942.

JOSEPH B. EASTMAN,
Director of Defense Transportation.
[F. R. Doc. 42-8185; Filed, August 21, 1942; 1:41 p. m.]

[Special Order O. D. T. B-15]

INDEPENDENT STAGES, INC.

SUSPENSION OF PASSENGER SERVICE BETWEEN SEATTLE, WASHINGTON, AND PORTLAND, OREGON

Upon consideration of the application filed with this Office by North Coast Transportation Co. and Independent Stages, Inc., Seattle, Washington (hereinafter called "carriers"), and in order to assure maximum utilization of the facilities, services, and equipment of common carriers of passengers by motor vehicle, and to conserve and providently utilize vital equipment, material, and supplies, including rubber, the attainment of which purposes is essential to the successful prosecution of the war.

It is hereby ordered, That:

1. Independent Stages, Inc., shall suspend service over its route between Seattle, Washington, and Portland, Oregon, and forthwith shall file with the Interstate Commerce Commission and the appropriate State regulatory bodies a notice describing the operations to be suspended in compliance herewith.

2. North Coast Transportation Co. shall honor all outstanding tickets issued by Independent Stages, Inc.

3. The carriers forthwith shall file with the Interstate Commerce Commission in respect of transportation in interstate or foreign commerce, and with each appropriate State regulatory body in respect of transportation in intrastate commerce and publish in accordance with law, and continue in effect until further order, tariffs or appropriate supplements to filed tariffs, setting forth any changes in the fares, charges, operations, rules, regulations, and practices of each carrier which may be necessary to accord with the provisions of this order, together with a copy of this order; and forthwith shall apply to said Commission and each regulatory body for special permission for such tariffs or supplements to become effective on one day's notice.

This order shall become effective August 28, 1942, and shall remain in full

¹ 7 F.R. 5926.

force and effect until further order of this office.

Issued at Washington, D. C. this 22d day of August 1942.

JOSEPH B. EASTMAN,
Director of Defense Transportation.

[F. R. Doc. 42-8224; Filed, August 22, 1942;
11:13 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Order 29 Under Maximum Price Regulation 120¹—Bituminous Coal Delivered From Mine or Preparation Plant—Docket 3120-70]

DAVIS COAL AND COKE COMPANY
ORDER GRANTING ADJUSTMENT

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the authority vested in the Administrator by the Emergency Price Control Act of 1942 and Procedural Regulation No. 1,² it is ordered:

(a) Davis Coal and Coke Company, Keyser Building, Baltimore, Maryland, may sell and deliver, and Western Maryland Railway Company may buy and receive coals in Size Group 3 produced at the Pendleton No. 23 Mine (Mine Index No. 365) in District No. 1 at an f. o. b. mine price not in excess of \$2.75 per net ton.

(b) This Order No. 29 may be revoked or amended by the Administrator at any time.

(c) Unless the context otherwise requires, the definitions set forth in § 1340.208 of Maximum Price Regulation No. 120 shall apply to terms used herein.

(d) This Order No. 29 shall become effective August 22, 1942.

Issued this 21st day of August 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-8196; Filed, August 21, 1942;
4:23 p. m.]

[Order 8 Under Maximum Price Regulation 148¹—Dressed Hogs and Wholesale Pork Cuts—Docket 3148-6]

GREENWOOD PACKING COMPANY
PETITION FOR ADJUSTMENT GRANTED

On June 2, 1942, the Greenwood Packing Company, Greenwood, South Carolina, filed a petition for amendment redocketed as a petition for an adjustment pursuant to § 1364.29 (a) of Maximum Price Regulation No. 148. Due consideration has been given to the petition, and an opinion in support of this Order No. 8 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 the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, and in accordance

¹ 7 F.R. 3168, 3447, 3901, 4336, 4342, 4404, 4540, 4541, 4700, 5059, 5560, 5607.

² 7 F.R. 971, 3663.

³ 7 F.R. 3821, 4342.

with Procedural Regulation No. 1,² issued by the Office of Price Administration, it is hereby ordered:

(a) The Greenwood Packing Company may sell and deliver, and agree, offer, solicit and attempt to sell and deliver, the kinds of wholesale pork cuts set forth in paragraph (b), at prices not in excess of those stated therein. Any person may buy and receive, such kinds of wholesale pork cuts at such prices from the Greenwood Packing Company.

(b)

	<i>Cents per pound</i>
Pork loins fresh or frozen.....	29½
Boston butts, fresh or frozen.....	29½
Picnics smoked and tenderized 6/8s.....	27
Picnics smoked and tenderized 4/6s.....	27
Smoked butts.....	30
Boneless butts smoked.....	39
Loins smoked.....	32
Shoulders smoked.....	27
Sliced bacon, Grade No. 1.....	32
Sliced bacon, Grade No. 2.....	30
Sliced bacon, Grade No. 3.....	29
Sliced bacon, Grade No. 4.....	26
Slab bacon, smoked.....	25

(c) The permission granted to the Greenwood Packing Company in this Order No. 8 is subject to the following condition: that the several prices specified in paragraph (b) shall apply only during the period April 1 to November 30, inclusive, of any year during which Maximum Price Regulation No. 148 is in effect and that during the period December 1, to March 31, inclusive, of any such year, the maximum price at which the Greenwood Packing Company may sell or deliver, or agree, offer, solicit, or attempt to sell or deliver, and at which any person may buy or receive or agree, offer, solicit, or attempt to buy or receive from the Greenwood Packing Company each pork cut specified shall be a price 1¾¢ lower than the maximum price provided for such pork cut in paragraph (b).

(d) All prayers of the petition not granted herein are denied.

(e) This Order No. 8 may be revoked or amended by the Price Administrator at any time.

(f) Unless the context otherwise requires, the definitions set forth in § 1364.32 of Maximum Price Regulation No. 148 shall apply to terms used herein.

This Order No. 8 shall become effective August 24, 1942.

Issued this 22d day of August 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-8231; Filed, August 22, 1942;
11:37 a. m.]

[Order 27 Under Maximum Price Regulation 120¹—Bituminous Coal Delivered From Mine or Preparation Plant—Docket 3120-123]

MINE "B" COAL Co.

ADJUSTABLE PRICING PERMISSION GRANTED

For the reasons set forth in an opinion issued simultaneously herewith and pur-

¹ 7 F.R. 3168, 3447, 3901, 4336, 4342, 4404, 4540, 4541, 4700, 5059, 5560, 5607, 5827, 5835, 6169, 6218.

² 7 F.R. 971.

suant to the authority vested in the Administrator by the Emergency Price Control Act of 1942 and Procedural Regulation No. 1,² it is ordered:

(a) On and after June 26, 1942, the Mine "B" Coal Company, 320 South Sixth Street, Springfield, Illinois, may sell and deliver its coals in Size Groups 8, 12, and 14 produced at its Mine "A" Mine (Mine Index No. 28) and Mine "B" Mine (Mine Index No. 97) at the applicable maximum prices subject to an agreement with the purchasers of such coals, to adjust prices upon deliveries made during the pendency of its petition in accordance with the disposition thereof.

(b) This Order No. 27 may be revoked or amended by the Administrator at any time, and, in any event, is to be effective only to the date upon which said petition is finally disposed of by the Administrator.

(c) Unless the context otherwise requires, the definitions set forth in § 1340.208 of Maximum Price Regulation No. 120 shall apply to the terms used herein.

(d) This Order No. 27 shall become effective the 24th day of August 1942.

Issued this 22d day of August 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-8230; Filed, August 22, 1942;
11:37 a. m.]

[Order 30 Under Maximum Price Regulation 120¹—Bituminous Coal Delivered from Mine or Preparation Plant—Docket No. 3120-67]

LEROY FARROW
ADJUSTMENT GRANTED

For the reasons set forth in the opinion issued simultaneously herewith and pursuant to the authority vested in the Administrator by the Emergency Price Control Act of 1942, and Procedural Regulation No. 1,² it is hereby ordered:

(a) Leroy Farrow, doing business as the Middle Road Company, may sell and deliver and any person may buy and receive coal in Size Groups 8 and 10 produced at his Hilltop Mine (Mine Index No. 766), in District No. 10, at prices not in excess of \$2.80 per net ton for shipment by truck or wagon.

(b) This Order No. 30 may be revoked or amended by the Administrator at any time.

(c) Unless the context otherwise requires, the definitions set forth in § 1340.208 of Maximum Price Regulation No. 120 shall apply to terms used herein.

(d) This Order No. 30 shall become effective August 24, 1942.

Issued this 22d day of August 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-8232; Filed, August 22, 1942;
11:38 a. m.]

¹ 7 F.R. 3168, 3447, 3901, 4335, 4342, 4404, 4540, 4541, 4700, 5059, 5560, 5607, 5827, 5835.

² 7 F.R. 971, 3663.

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-581]

NEW ORLEANS PUBLIC SERVICE INC.

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 19th day of August, A. D. 1942.

New Orleans Public Service Inc., a subsidiary of Electric Power & Light Corporation, 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 the acquisition for retirement of such amount as may be purchasable of the present outstanding issue of \$1,624,500 principal amount noncallable New Orleans City and Lake Railroad Company Consolidated First Mortgage Fifty-Year Five Per Cent Gold Bonds, due January 1st, 1942, assumed by the declarant, at a fixed schedule of prices so computed as to yield to the declarant three-eighths of one per cent per annum, but in no event at a price less than the principal amount plus accrued interest to the date of purchase;

Said declaration having been filed on July 22, 1942, and an amendment thereto having been filed on August 6, 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 the declaration, as amended, to become effective pursuant to said section 12 (c) and Rule U-42, and finding with respect thereto that the proposed transactions are not in contravention of any rules or regulations under said Act:

It is hereby ordered, That the aforesaid declaration, as amended, be, and hereby is, permitted to become effective forthwith pursuant to said Rule U-23 and the applicable provisions of said Act, subject to the terms and conditions prescribed in Rule U-24.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 42-8189; Filed, August 21, 1942; 3:18 p. m.]

[File No. 70-584]

NORTH BOSTON LIGHTING PROPERTIES,
ET AL.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 20th day of August 1942.

North Boston Lighting Properties, New England Power Association, Beverly Gas and Electric Company, Gloucester Electric Company, Haverhill Electric Company, Salem Gas Light Company, Suburban Gas and Electric Company.

Declarations and applications having been filed on July 25, 1942 pursuant to the Public Utility Holding Company Act of 1935 by North Boston Lighting Properties (hereinafter called NOBO), Beverly Gas and Electric Company, Gloucester Electric Company, Haverhill Electric Company, Salem Gas Light Company and Suburban Gas and Electric Company (hereinafter called the Companies), all subsidiaries of New England Power Association, a registered holding company, and by said New England Power Association, concerning the refunding of NOBO of its presently outstanding \$13,000,000 of 3½% secured notes maturing October 1, 1947, and the issue by the Companies of certain 10 months' 3% notes and open accounts payable; and

The Commission deeming it appropriate in the public interest and in the interest of investors and consumers that a hearing be held on such matters;

It is hereby ordered, That a hearing on such matters under the applicable provisions of the Act and the Rules of the Commission thereunder be held on August 27, 1942, at 10 A. M. in the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania. On such day the Hearing Room Clerk in room 318 will advise as to the room where such hearing will be held. At such hearing, cause shall be shown why such declarations and applications shall become effective or shall be granted. Notice is hereby given of said hearing to the above-named declarants and applicants and to all interested persons, said notice to be given to said declarants and applicants by registered mail and to all other persons by publication in the FEDERAL REGISTER.

It is further ordered, That William W. Swift or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing in such matters. The officer designated to preside at any such hearing is hereby

authorized to exercise all powers granted to the Commission under section 18 (c) of the Act and to a trial examiner under the Commission's Rules of Practice.

It is further ordered, That any person proposing to intervene or desiring to be heard in this proceeding shall file with the Secretary of the Commission on or before August 25, 1942, his request or application therefor, as provided by Rule XVII of the Commission's Rules of Practice.

It is further ordered, That, without limiting the issues to be considered in this proceeding, particular attention will be directed at said hearing to the following matters and questions.

1. Whether or not the said 10 months' notes proposed to be issued by the Companies are reasonably adapted to the security structure and earning power of each of the respective issuers.

2. Whether or not the issue and sale of such 10 months' notes is necessary or appropriate to the economical and efficient operation of each of the issuer's business.

3. Whether the depreciation reserves and annual accruals thereto of each of the Companies are adequate.

4. Whether the fees and expenditures to be incurred in connection with the proposed transactions are reasonable.

5. Whether the terms and conditions are appropriate in the public interest or for the protection of investors and consumers, or necessary to insure compliance with the Act and the rules, regulations or orders promulgated thereunder.

6. Generally, whether all action proposed to be taken complies with the pertinent provisions of the Act and the rules, regulations or orders promulgated thereunder, and is consistent with the public interest and the interest of investors and consumers.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 42-8207; Filed, August 22, 1942; 10:45 a. m.]

[File Nos. 70-323, 31-512]

MIDDLE WEST CORPORATION, ET AL.

ORDER PERMITTING WITHDRAWAL OF DECLARATION AND APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa. on the 20th day of August, A. D., 1942.

In the Matter of The Middle West Corporation, Michigan Gas and Electric Company and the Albion Gas Light Company.

The Middle West Corporation, a registered holding company, having heretofore filed a declaration and an amendment thereto regarding the sale by it to Albert E. Peirce, subject to the terms and conditions of an agreement dated May 14, 1941, of all of the securities of Michigan Gas and Electric Company and The Albion Gas Light Company held by The Middle West Corporation;

Michigan Gas and Electric Company and The Albion Gas Light Company having filed an application requesting that, in view of the execution of said agreement, this Commission enter an order

declaring that they are not subsidiary companies of The Middle West Corporation and exempting them from the provisions of the Public Utility Holding Company Act of 1935;

Said agreement having expired during the pendency of proceedings on said declaration and application, declarant and applicants having now requested permission to withdraw said declaration and said application, and the Commission after consideration thereof having found that said request may appropriately be granted;

It is ordered, That the request of The Middle West Corporation for withdrawal of said declaration, and the request of Michigan Gas and Electric Company and The Albion Gas Light Company for withdrawal of said application, be and the same are hereby granted, and said declaration and application are hereby deemed withdrawn.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 42-8208; Filed, August 22, 1942;
10:46 a. m.]

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