Washington, Wednesday, November 25, 1942

The President

EXECUTIVE ORDER 9275
PREScribing ADDITIONAL REGULATIONS GoverNING PERSONS AND VESSELS in DEFENSIVE SEA AREAS

By virtue of the authority vested in me by section 44 of the United States Criminal Code, as amended (U.S.C., title 18, sec. 96), the following additional regulations are hereby prescribed to govern persons and vessels within the limits of defensive sea areas heretofore or hereafter established.

1. No person shall have in his possession within the limits of any defensive sea area, any camera or other device for taking pictures, or any film, plate or other device upon or out of which a photographic imprint, positive or negative, can be made, except in the performance of official duty or employment in connection with the national defense, or when authorized pursuant to the provisions of the act approved June 25, 1942 (Public Law 627—77th Congress), and the regulations promulgated thereunder (7 Federal Register 7307).

2. It shall be the duty of the master or officer in charge of any vessel to take custody of and safeguard all cameras or other devices for taking pictures, or any film, plate or other device upon or out of which a photographic imprint, positive or negative, can be made, the possession of which is prohibited by this order, from any person, prior to the time any vessel enters any defensive sea area or upon the boarding by any person of any vessel while within a defensive sea area, and to retain custody thereof until such vessel is outside the defensive sea area or the person is about to disembark.

3. There shall be prominently displayed on board all vessels, except public war vessels of the United States manned by personnel in the naval service, a printed notice containing the regulations herein prescribed.

4. Any person violating section 1 hereof shall be liable to prosecution as provided in section 44 of the Criminal Code, as amended.

FRANKLIN D ROOSEVELT
THE WHITE HOUSE
November 23, 1942.

[F. R. Doc. 42-12389; Filed, November 24, 1942; 11:10 a. m.]

Regulations

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission
[Docket No. 4734]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

CONSUMER'S RESEARCH SERVICE, ETC.

§ 3.6 (a) Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Connections or arrangements with others; § 3.6 (j 15) Advertising falsely or misleadingly—Identity of product; § 3.96 (a) Using misleading name—Goods—Identity; § 3.96 (b) Using misleading name—Vendor—Connections and arrangements with others. In connection with offer, etc., in commerce, of respondent's publications “Consumer's Research Reporter” and “Consumer's Automobile Reporter”, or any other similar publications, and among other things, as in order set forth, using the word “Consumer” or “Consumers” as a part of respondent's trade name or as a part of the name or title of respondent's publications, or otherwise representing, directly or by implication, that respondent has any connection with the corporation known as Consumers' Research, Inc., of Washington, New Jersey, or that respondent's publications are the publications of said corporation; prohibited. (Sec. 5, 33 Stat. 719, as amended by sec. 5, 32 Stat. 112; 15 U.S.C., sec. 45b) (Cease and desist order, Consumer's Research Service, etc., Docket 4734, November 17, 1942)

§ 3.6 (a) Advertising falsely or misleadingly—Business status, advantages or (Continued on next page)
Published daily, except Sundays, Mondays, and days following legal holidays by the Division of the Federal Register, The National Archives, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500), under regulations prescribed by the Administrative Committee, approved by the President.
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The telephone number for the Office of the Federal Register is 'District 0535.

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connections of advertiser—Personnel or staff: § 3.6 (a) Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Qualifications. In connection with offer, etc., in commerce, of respondent's publications "Consumer's Research Reporter" and "Consumer's Automobile Reporter", or any other similar publications, and among other things, as in order set forth, representing, directly or by implication, (1) that respondent is an automotive expert or engineer, or that he is qualified to render authoritative opinions on the merits of automobiles; or (2) that respondent maintains any staff of experts or engineers in connection with his business; prohibited. (Sec. 5, 38 Stat. 719, U.S.C., sec. 45b) [Cease and desist order, Docket 4734, November 17, 1942]

It is ordered, That the respondent, Nathaniel Friedman, individually and trading as Consumer's Research Service and as Consumer's Report Service, or trading under any other name, and his representatives, agents, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale, and distribution in commerce, as "commerce" is defined in the Federal Trade Commission Act, of respondent's publications designated "Consumer's Research Reporter" and "Consumer's Automobile Reporter," or any other publication of substantially similar character, do forthwith cease and desist from:

1. Using the word "Consumer" or "Consumers" as a part of respondent's tradename or as a part of the name or title of respondent's publications, or otherwise representing, directly or by implication, that respondent has any connection with the corporation known as Consumers' Research, Inc., of Washington, New Jersey, or that respondent's publications are the publications of said corporation.

2. Representing, directly or by implication, (a) that respondent is an automotive expert or engineer, or that he is qualified to render authoritative opinions on the merits of automobiles; or
(b) that respondent maintains any staff of experts or engineers in connection with his business;
(c) that the information given in respondent's publications is impartial;
(d) that said information is based in whole or in part upon results obtained from polls of automobile owners or users, or
(e) that said publications are copyrighted; or
(f) that said publications are "dedicated to the service of the public," or
that respondent's business is anything other than a commercial enterprise.

It is further ordered, That the respondent shall, within sixty (60) days after service upon him of this order, file with the Commission a report in writing setting forth detailed facts and form in which he has complied with this order.
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 this Division within forty-five (45) days from the date of this order, pursuant to the Rules and Regulations Governing Practice and Procedure before the Bituminous Coal Division in Proceedings Instituted Pursuant to section 4 II (d) of the Bituminous Coal Act of 1937.

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

No relief is granted for the Frank Coker Mine (Mine Index No. 510) of Frank Coker as requested by petitioner for changes in shipping points; and

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

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

Now therefore it is ordered, That the motion for leave to amend the original petition be and it hereby is granted and the original petition is deemed amended in accordance with motion filed on October 27, 1942.

ORDER GRANTING RELIEF, ETC.

Order granting temporary relief and conditionally providing for final relief in the matter of the petition of District Board No. 8 for the establishment of price classifications and minimum prices for the coals of certain mines in District No. 8.

An original petition, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named party, requesting the establishment, both temporary and permanent, of price classifications and minimum prices for the coals of certain mines in District No. 8.

It is further ordered, That pending final disposition of the above-entitled matter, temporary relief is granted as follows: Commencing forthwith, § 328.11 (Alphabetical list of code members) is amended by adding thereto Supplement R, and § 328.34 (General prices for high volatile coals in cents per net ton for shipment into all market areas) is amended by adding thereto Supplement T, which supplements are hereinafter set forth and hereby made a part hereof.

TEMPORARY AND CONDITIONALLY FINAL EFFECTIVE MINIMUM PRICES FOR DISTRICT NO. 8

Note.—The material contained in these supplements is to be read in the light of the classifications, prices, instructions, exceptions and other provisions contained in Part 328, Minimum Price Schedule for District No. 8 and supplements thereto.

FOR ALL SHIPMENTS EXCEPT TRUCK

§ 328.11 Alphabetical list of code members—Supplement R

(Alphabetical list of code members having railway loading facilities, showing price classifications by size groups for all users except as separately shown.)

<table>
<thead>
<tr>
<th>Mine Index No.</th>
<th>Code member</th>
<th>Mine name</th>
<th>High volatile seam</th>
<th>Classification No.</th>
<th>Shipping point</th>
<th>Railroad</th>
<th>Freight Origin Group No.</th>
</tr>
</thead>
<tbody>
<tr>
<td>5721</td>
<td>Adams, Willam</td>
<td>Adams</td>
<td>Hazard No. 4</td>
<td>3</td>
<td>Whiteburg, Ky</td>
<td>LAN</td>
<td>B</td>
</tr>
<tr>
<td>5722</td>
<td>Angier, Ben (Anzler Mining Company)</td>
<td>Anzler Eklberg</td>
<td>Bluffs No. 31</td>
<td>1</td>
<td>Brooklyn, Ky</td>
<td>CN</td>
<td>D</td>
</tr>
<tr>
<td>5698</td>
<td>Blair Avenue Coal Co., c/o H. B. Beaney</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>G</td>
</tr>
<tr>
<td>5740</td>
<td>Boyd Coal Co. (H. W. Vernon)</td>
<td>Boyd Coal Co.</td>
<td>Widow Creek</td>
<td>7</td>
<td>Brooks Creek, Va</td>
<td>NSW</td>
<td>J</td>
</tr>
<tr>
<td>172</td>
<td>Briar Creek Black Band Coal Co.</td>
<td>Briar Creek</td>
<td>Black Band</td>
<td>4</td>
<td>Acme, W. Va</td>
<td>KC</td>
<td>L</td>
</tr>
<tr>
<td>5027</td>
<td>Dan's Branch Coal Company</td>
<td>Dan's Branch</td>
<td>Wintrease</td>
<td>6</td>
<td>Nelson, W. Va</td>
<td>N&amp;W</td>
<td>M</td>
</tr>
<tr>
<td>5706</td>
<td>Dorell, F. A.</td>
<td>Dobbs</td>
<td>Neal</td>
<td>6</td>
<td>Dobbs, Ky</td>
<td>C&amp;O</td>
<td>N</td>
</tr>
<tr>
<td>5765</td>
<td>Douglas, J. Kay</td>
<td>Dobbs</td>
<td>Paint Rock</td>
<td>6</td>
<td>Dobbs, Ky</td>
<td>C&amp;O</td>
<td>N</td>
</tr>
<tr>
<td>5767</td>
<td>Dobbs, Jesse James</td>
<td>Dobbs</td>
<td>Paint Rock</td>
<td>6</td>
<td>Dobbs, Ky</td>
<td>C&amp;O</td>
<td>N</td>
</tr>
</tbody>
</table>

Footnotes at end of table.
<table>
<thead>
<tr>
<th>Mine Index No.</th>
<th>Code member</th>
<th>Mine name</th>
<th>High volatile seam</th>
<th>Shipping point</th>
<th>Railroad</th>
<th>Price classification by size group No.</th>
</tr>
</thead>
<tbody>
<tr>
<td>3722</td>
<td>Foster, Ed (Ed Foster Coal Company)</td>
<td>Foster</td>
<td>Kittanning</td>
<td>Blythers, W. Va.</td>
<td>M.Creek</td>
<td>126</td>
</tr>
<tr>
<td>2813</td>
<td>Givens, Ruch &amp; E. V. Coal Co. (E. V. Coal Co.)</td>
<td>Givens &amp; Seeban</td>
<td>Seawave</td>
<td>Crab Orchard, Tenn.</td>
<td>T. C.</td>
<td>72</td>
</tr>
<tr>
<td>3723</td>
<td>Goff Coal Company, Inc.</td>
<td>Goff No. 1</td>
<td>Elkhorn</td>
<td>Shady, Ky.</td>
<td>C&amp;O</td>
<td>61</td>
</tr>
<tr>
<td>3716</td>
<td>Greene, A. M.</td>
<td>Wilson-Jellico No. 2</td>
<td>Jellico</td>
<td>Woodbine, Ky.</td>
<td>L&amp;N</td>
<td>111</td>
</tr>
<tr>
<td>3716</td>
<td>Greene, A. M.</td>
<td>Wilson-Jellico No. 2</td>
<td>Jellico</td>
<td>Woodbine, Ky.</td>
<td>L&amp;N</td>
<td>111</td>
</tr>
<tr>
<td>4820</td>
<td>Harvey, W. T.</td>
<td>Draper Mining Co</td>
<td>Eagle</td>
<td>Jellico</td>
<td>L&amp;N</td>
<td>111</td>
</tr>
<tr>
<td>3808</td>
<td>Hensley, Shady</td>
<td>Hensley No. 1</td>
<td>Straight Creek</td>
<td>Pineville, Ky.</td>
<td>L&amp;N &amp; T. C.</td>
<td>72</td>
</tr>
<tr>
<td>501</td>
<td>Kanawha &amp; Becking Coal &amp; Coke Company</td>
<td>No. 106</td>
<td>No. 6 Block</td>
<td>Mammoth, W. Va.</td>
<td>K.C.</td>
<td>129</td>
</tr>
<tr>
<td>273</td>
<td>Kelley's Creek Cottrell Company</td>
<td>No. 2 &amp; 6</td>
<td>Lewiston</td>
<td>Ward, W. Va.</td>
<td>K.C.&amp; N.W.</td>
<td>125</td>
</tr>
<tr>
<td>2730</td>
<td>L. &amp; W. Coal Mine</td>
<td>No. 4</td>
<td>Bon Air No. 2</td>
<td>Obey City, Tenn.</td>
<td>T. C.</td>
<td>210</td>
</tr>
<tr>
<td>2711</td>
<td>Litow Coal Company</td>
<td>Litow No. 3</td>
<td>Litow</td>
<td>Montgomery, Tenn.</td>
<td>T. C.</td>
<td>210</td>
</tr>
<tr>
<td>4829</td>
<td>Melvin Coal Company, Inc.</td>
<td>Mathews</td>
<td>Elkhorn No. 2</td>
<td>Drift, Ky.</td>
<td>C&amp;O</td>
<td>61</td>
</tr>
<tr>
<td>5020</td>
<td>Miller, A. C.</td>
<td>Settle Coal Co.</td>
<td>Whitesburg</td>
<td>Whitesburg, Ky.</td>
<td>L&amp;N</td>
<td>100</td>
</tr>
<tr>
<td>5055</td>
<td>Miller, F. W. (F. W. Miller)</td>
<td>No. 2</td>
<td>Bell Air No. 2</td>
<td>Drift, Ky.</td>
<td>C&amp;O</td>
<td>61</td>
</tr>
<tr>
<td>5254</td>
<td>Mountain State Coal Company.</td>
<td>Osborn Branch</td>
<td>No. 6 Block</td>
<td>Rickey, W. Va.</td>
<td>M.Creek</td>
<td>135</td>
</tr>
<tr>
<td>5250</td>
<td>Pope, L. &amp; J. (Levi River Coal Company)</td>
<td>Levi River</td>
<td>Upper Elk</td>
<td>Crofton, Tenn.</td>
<td>T. C.</td>
<td>72</td>
</tr>
<tr>
<td>5259</td>
<td>Powell</td>
<td>No. 2</td>
<td>Seawave</td>
<td>Crab Orchard, Tenn.</td>
<td>C&amp;O</td>
<td>61</td>
</tr>
<tr>
<td>5256</td>
<td>Sowards Elkhorn Coal, Incorporated.</td>
<td>Sowards No. 2</td>
<td>Elk No. 3</td>
<td>Bollman, Creek</td>
<td>C&amp;O</td>
<td>61</td>
</tr>
<tr>
<td>5767</td>
<td>Southern Elkhorn Coal Company</td>
<td>Bollman No. 5</td>
<td>Elk No. 4</td>
<td>Bollman, Ky.</td>
<td>C&amp;O</td>
<td>61</td>
</tr>
<tr>
<td>3713</td>
<td>Southern Red Ash Coal &amp; Lumber Company</td>
<td>Rogers Creek</td>
<td>Seawave</td>
<td>Crossville, Tenn.</td>
<td>T. C.</td>
<td>72</td>
</tr>
<tr>
<td>3645</td>
<td>Steward, J. L. (Jordan Mining Company)</td>
<td>Jordan</td>
<td>Jellico</td>
<td>Roosevelt, Tenn.</td>
<td>L&amp;N</td>
<td>140</td>
</tr>
</tbody>
</table>

Denotes new shipping point. Shipping point at Osborne, Va., shall no longer be applicable.

Denotes new railroad. Freight Origin Group. Freight Origin Group No. 266 shall no longer be applicable.

Denotes a new shipping point. Shipping point at Handbook, Ky., shall no longer be applicable.

Denotes a change in shipping point from Coalville, Ky., shown in Docket No. A-1256.

Denotes change in shipping point from Osborne, Va., shown in Docket No. A-1256.
### FOR TRUCK SHIPMENTS

§ 328.34 General prices for high volatile coals in cents per net ton for shipment into all market areas—Supplement T

<table>
<thead>
<tr>
<th>Code member index</th>
<th>Mine</th>
<th>Seam</th>
<th>Basis sizes</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td>1 2 3 4 5 6 7 8</td>
</tr>
</tbody>
</table>

#### Subdistrict No. 1—Big Sandy and Elk Horns

**Lawrence County, Ky.**

- Hinkle, Lyle S.
- Mrs. Hayes

**McKee County, Ky.**

- Auxier, Ber "(Auxier Mining Company)
- Goddard, C. B.
- John, E.
- Petter, John
- Hickerson Coal, Inc., incorporated.
- Utilities Hickerson Coal Company

**Subdistrict No. 2—Haran,** Harlan County, Ky.

- Croech
- Turner, B. H.
- Subdistrict No. 3—Hazard
- Lichter County, Ky.
- Adams, William
- Miller, A. C.
- Wolfe County, Ky.
- Bos, Fred

**Subdistrict No. 4—Kanawha,** Clay County, W. Va.

- Foster, E. R. (Ed Foster Coal Company)
- Mountain State Coal Company, The (E. S. Foster)
- Subdistrict No. 5—Logan
- Logan County, W. Va.
- Harvey, W. T.

**Subdistrict No. 6—Southern Appalachian,** Bell County, Ky.

- Dark Ridge Fuel Co. (E. A. Ward)
- Wages, R. D.

### General prices for high volatile coals in cents per net ton for shipment into all market areas—Supplement T—Continued

<table>
<thead>
<tr>
<th>Code member index</th>
<th>Mine</th>
<th>Seam</th>
<th>Basis sizes</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td>1 2 3 4 5 6 7 8</td>
</tr>
</tbody>
</table>

#### Subdistrict No. 5—Southern Appalachian—Coals

**Knox County, Ky.**

- Green, A. M.
- Gofl Coal Company, Inc., c/o Auxier, Ben (Auxier Mining Company)
- McKinster, Earl
- Mrs. Hayes

**Laurel County, Ky.**

- Bryant, Joe B.
- Bryant, Joe B.
- Auxier, Ben (Auxier Mining Company)
- Utilities Hickerson Coal Company

**Subdistrict No. 6—Virginia,** Russell County, Va.

- Boyd Coal Co. (J. W. Verone)

**Subdistrict No. 7—Williams,** McDowell County, W. Va.

- Junior Red Ash Coal Company (Marchall Whaley, Jr.)
- Litwak Coal Company

**Mingo County, W. Va.**

- Dan's Branch Coal Company

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*Mine Index No. 483, originally assigned to this mine, shall not be longer be applicable.

*Indicates previously classified these size groups.

[F. R. Doc., 42-12296; Filed, November 23, 1942; 12:37 p. m.]
ORDER GRANTING RELIEF, ETC.

Order granting temporary relief and conditionally providing for final relief in the matter of the petition of District Board No. 20 for the establishment of the matter of the petition of District conditionally providing for final relief in price classifications and minimum prices for the coals of the No. 1 mine of the Southern Utah Fuel Co.

An original petition, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named party, requesting the establishment, both temporary and permanent, of price classifications and minimum prices for the coals of the No. 1 Mine (Mine Index No. 200) of the Southern Utah Fuel Co., for truck shipments; and

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

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

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

It is ordered, That, pending final disposition of the above-entitled matter, temporary relief is granted as follows: Commencing forthwith, § 340.4 (Code member price index) is amended by adding thereto Supplement T-I, and § 340.21 (General prices in cents per net ton for shipment into all market areas) is amended by adding thereto Supplement T-II, which supplements are hereinafter set forth and hereby made a part hereof.

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

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

The price classifications and minimum prices set forth in the attached schedules, Supplement T-I and T-II are based upon the price classifications and minimum prices in effect on October 1, 1942, for comparable and analogous coals and reflect the changes, if any, made in minimum prices by the Acting Director's order of August 28, 1942, 7 F.R. 6943, in General Docket No. 21.

Dated: November 10, 1942.

[SEAL]

Dan H. Wheeler,
Director.

TEMPORARY AND CONDITIONALLY FINAL EFFECTIVE PRICES FOR DISTRICT NO. 20

NOTE: The material contained in these supplements is to be read in the light of the classifications, prices, instructions, exceptions and other provisions contained in Part 340, Minimum Price Schedule for District 20, and supplements thereto.

FOR TRUCK SHIPMENTS

§ 340.4 Code member price index—Supplement T-I. Insert the following listing in proper alphabetical order under Code Member Index:

The following price classification and minimum prices shall be inserted in Minimum Price Schedule for District No. 20:

<table>
<thead>
<tr>
<th>Producer</th>
<th>Mine Index No.</th>
<th>County</th>
<th>Subdistrict price group</th>
<th>Prices</th>
</tr>
</thead>
<tbody>
<tr>
<td>Southern Utah Fuel Co.</td>
<td>200 Sevier....</td>
<td>1</td>
<td></td>
<td>$340.21</td>
</tr>
</tbody>
</table>

§ 340.21 General prices in cents per net ton for shipment into all market areas—Supplement T-II. Insert the following code member name, mine name, mine index number and county, under Subdistrict No. 1, and the following minimum f. o. b. mine prices in cents per net ton:

<table>
<thead>
<tr>
<th>Code member mine</th>
<th>Mine index No.</th>
<th>County</th>
<th>Size groups</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td>1 2 3 4 5 6 7 8 9 10 11 12 13 14 15</td>
</tr>
<tr>
<td>Southern Utah Fuel Co.</td>
<td>200 Sevier....</td>
<td></td>
<td>20 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15</td>
</tr>
</tbody>
</table>

[FR Doc. 42-12297; Filed November 29, 1942; 12:37 p.m.]

TITLE 31—MONEY AND FINANCE:

TREASURY

Chapter II—Fiscal Service

Subchapter B—Bureau of the Public Debt

[1942, 1st Am. to Dept. Circ. 530]

PART 315—REGULATIONS GOVERNING UNITED STATES SAVINGS BONDS

NOVEMBER 23, 1942.

Sections 315.10, 315.29, and 315.35 of Department Circular No. 530, Fifth Revision, dated June 1, 1942 (7 F.R. 5158), are hereby revised to read as follows: *

§ 315.10 Calculation of amount. In computing the amount of savings bonds of any one series issued during any one calendar year held by any one person at any one time for the purpose of determining whether the amount is in excess of the authorized limit as set forth in the next preceding section, the following rules shall govern:

(a) The holdings of each person, as defined in the next preceding section, individually and in a fiduciary capacity, shall be computed separately.

(b) In the case of bonds of Series A, B, C and E, the computation shall be based upon maturity values. In the case of bonds of Series F and G, the computation shall be based upon issue prices.

(c) There must be taken into account (1) all bonds originally issued to and registered in the name of that person alone; (2) all bonds originally issued to and registered in the name of that person as a coowner or reissued to add his name as coowner under the provisions of § 315.29 (a), or to designate him as coowner instead of as a beneficiary under the provisions of § 315.35 hereof; provided, however, That with respect to bonds of Series E held in coownership form, the amount thereof may be applied to the holdings of either of the coowners, but will not be applied to both, or the amount may be apportioned between them; and (3) all bonds acquired by him before March 1, 1941, upon the death of another or the happening of any other event.

(d) There need not be taken into account (1) bonds of which that person is merely the designated beneficiary; (2) those in which his interest is only that of a beneficiary under a trust; or (3) those to which he is entitled as an heir or legatee of the deceased registered owner, or by virtue of the termination of a trust or the happening of any other event unless he became entitled to any such bonds in his own right before March 1, 1941.

(e) Nothing herein contained shall be construed to invalidate any holdings within, or, except as provided in paragraph (c) above, to validate any holdings
in excess of, the authorized limits, as computed under the regulations in force at the time such holdings were acquired.

§ 315.29 Reissue for certain purposes.

A savings bond of any series registered in the name of one person in his own right, or to which one person is shown to be entitled in his own right under these regulations, may be reissued upon appropriate request for the following purposes:

(a) Addition of coowner. Reissue in the name of the owner with that of another natural person as coowner, provided that bonds reissued in accordance with this subsection will be considered for the purposes of computation of holdings under Subpart D of these regulations as originally issued in both names and no reissue will be effective which results in any one person holding bonds in excess of the established limitation for the series to which the bonds belong. Requests for reissue under this subsection should be made on Form 8D 1782.

(b) Addition of a beneficiary. Reissue in the name of the owner with the name of another natural person as designee beneficiary. Applications for reissue under the provisions of this subsection should be made on Form PD 1077.

(c) Reissue in living trust. Reissue in the name of a trustee of a living trust created on the registered owner, after the original issue date of the bond, for his benefit in whole or in part, during his lifetime whether or not containing an absolute power of revocation in the grantor; but such reissue will be allowed only in the case of bonds of those series which may be originally issued in the name of a trustee.

§ 315.35 Reissue during the lifetime of a registered owner. A bond registered in the name of one person payable on death to another may be reissued, on the duly certified request of the registrant; owner, to name a beneficiary designated as above subject to the same restrictions and conditions contained in § 315.29 (a). A bond may also be reissued upon the duly certified request of the owner, together with the duly certified consent of the designated beneficiary, to eliminate such beneficiary or to substitute another person as beneficiary, or to name another person as coowner. Requests should preferably be made upon the forms provided for such purpose.

HENRY W. MORGENTHAU,
Secretary of the Treasury.

FEDERAL REGISTER, Wednesday, November 25, 1942
No. 8545. 5 F.R. 3779; Selective Service Regulations, second edition, are hereby amended in the following respect:

1. Amend the regulations by adding a new section to be known as § 623.61-1 to read as follows:

§ 623.61-1 Effect of failure to have Notice of Classification (Form 57) in personal possession. Every person required to present himself for and submit to registration and who is within any age group of persons who have been liable for training and service for six months under selective service law must have in his personal possession at all times, in addition to his Registration Certificate (Form 2), a valid Notice of Classification (Form 57) issued to him showing his current classification. Upon request, such person must exhibit such Notice of Classification (Form 57) to any law-enforcement officer, any representative of the Secretary of State, any representative of the Secretary of Treasury, any representative of the Attorney General, any official of National Headquarters for Selective Service, any official of a State Headquarters for Selective Service, any regional board or board of appeal, any government appeal agent, and any other official designated by the Director of Selective Service, and, upon entering active service in the armed forces, such person must surrender such Notice of Classification (Form 57) to his commanding officer who will dispose of it in accordance with the current orders of his commanding officer.

2. Amend the regulations by adding a new section to be known as § 623.61-2 to read as follows:

§ 623.61-2 Wrongful possession of, or making, altering, forging, or counterfeiting Notice of Classification prohibited. It shall be a violation of these regulations for any person to have in his possession a Notice of Classification (Form 57) issued to some other person, or to permit a Notice of Classification (Form 57) issued to him to come into the possession of any other person, except as provided in the instructions upon such forms; or to falsely make, alter, forge, or counterfeit, or cause or permit to be falsely made, altered, forged, or counterfeited, or to willingly aid or assist another to falsely make, alter, forge, or counterfeit, any Notice of Classification (Form 57); or to utter or publish as true, or cause to be uttered or published as true, or have in his possession with the intent to utter or publish as true, any such false, altered, forged, or counterfeited Notice of Classification (Form 57); or to exhibit or present to any person any such false, altered, forged, or counterfeited Notice of Classification (Form 57) knowing the same to be false, forged, altered, or counterfeited.

3. Amend the regulations by adding a new section to be known as § 623.61-3 to read as follows:

§ 623.61-3 Issuing a duplicate of a lost, mutilated, or destroyed Notice of Classification. A duplicate Notice of Classification (Form 57) may be issued to a registrant only by the local board which mailed the original Notice of Classification (Form 57) to the registrant upon written application made on Duplicate Classification Request (Form 61) and the presentation of proof satisfactory to the local board that the Notice of Classification (Form 57) of the registrant has been lost, mutilated, stolen, or destroyed and that the registrant has made a diligent search for the Notice of Classification (Form 57), and has been unable to find it. If the local board issues a duplicate Notice of Classification (Form 57), it shall mark it "Duplicate" and note the issuance of such Notice of Classification (Form 57) upon the application, which shall be filed in the registrant's Cover Sheet (Form 53).

4. The foregoing amendments to the Selective Service Regulations shall be effective January 1, 1943.

LEWIS B. HERSHEY,
Director.

NOVEMBER 23, 1942.

[FR Doc. 42-12329; Filed, November 24, 1942; 10:19 a.m.]

Chapter IX—War Production Board

Subchapter B—Director General for Operations

PART 1010—Suspension Orders

[Amendment 1 to Suspension Order S-121]

COFFEE CORPORATION OF AMERICA

Section 1010.121 Suspension Order S'-121, issued October 22, 1942, is hereby amended to read as follows:

Durham of the calendar months of December 1942, January 1943, and February 1943, deliveries of coffee by Coffee Corporation of America, its successors and assigns, shall not exceed 151,833 pounds, except as specifically authorized by the Director General for Operations.

(c) The restrictions contained in paragraphs (b)(2) and (b)(3) shall not apply to deliveries by Coffee Corporation of America, its successors and assigns, to any hospital, asylum, orphanage, prison, or other similar institution which is operated by a State, or other similar institution which is operated by any Federal, State, or local governmental agency, and which received coffee during 1941 under contracts awarded upon the basis of competitive bids.

(d) Nothing contained in this order shall be deemed to relieve Coffee Corporation of America from any restriction, prohibition, or provision contained in any other order or regulation of the Director of Industry Operations or the Director General for Operations, except in so far as the same may be inconsistent with the provisions hereof.

This amendment shall become effective December 1, 1942.

[FR Doc. 42-12306; Filed, November 23, 1942; 3:45 p. m.]
Charles Manoog, Inc., is a Massachusetts corporation, with its principal place of business at 53 Chandler Street, Worcester, Massachusetts. It is a wholesale dealer in plumbing supplies, and is a warehouse as defined in General Preference Order M-9-a.

During the period from February 24, 1942 to July 16, 1942, the company made deliveries of approximately 10,000 feet of copper tubing and of other products to fill sixty-four wholesale orders which carried no preference ratings, notwithstanding the fact that the company had actual knowledge of the prohibition placed upon such deliveries by General Preference Order M-9-a. These deliveries constituted a willful violation of General Preference Order M-9-a.

During the course of the investigation of this company it was discovered that the company had arranged to liquidate its entire stock of merchandise to a New York interest. Delivery under this arrangement was prevented by a temporary Suspension Order issued by the War Production Board.

These violations of General Preference Order M-9-a have impeded and hampered the war effort of the United States by diverting scarce materials to uses not authorized by the War Production Board. In view of the foregoing facts, It is hereby ordered:

§ 1010.155 Suspension Order S-155. (a) Deliveries of material to Fargo Foundry Co., its successors and assigns, shall not be accorded priority over deliveries under any other contract or order and no preference rating shall be assigned or applied to such deliveries by means of preference rating certificates, preference rating orders, general preference orders, or any other order or regulation of the Director General for Operations or the Director General for Operations, except as specifically authorized by the Director General for Operations.

(b) No allocation shall be made to the Fargo Foundry Company, its successors and assigns, of any material the supply or distribution of which is covered by any order or regulation of the Director General for Operations, except as specifically authorized by the Director General for Operations.

(c) Nothing contained in this order shall be deemed to relieve the Fargo Foundry Company, its successors and assigns, from any restriction, prohibition, or provision contained in any other order or regulation of the Director of Industry Operations, or the Director General for Operations, of the War Production Board, except in so far as the same may be inconsistent with the provisions hereof.

(d) This order shall take effect on November 28, 1942, and shall terminate on February 28, 1943, or such later date it shall have no further force and effect.

Issued this 23rd day of November 1942.

ERNST KANZLER,
Director General for Operations.

The Homes Oil Company of Washington, D.C., a single proprietorship owned and operated by Jacob and Minerva Homes, is engaged in the marketing of motor fuel. During the months of April, May, and June 1942 the Homes Oil Company made deliveries of motor fuel to seven service stations owned or leased and operated by it in excess of the amounts permitted to be so delivered in accordance with the provisions of Limitation Order L-70.

The total over-deliveries of motor fuel during these three months was 219,034 gallons. Computed by percentages, the Homes Oil Company delivered to the seven service stations during the month of April 1942 thirty-eight per cent in excess of the L-70 quota, and during the month of June 1942 two hundred and twenty per cent in excess of the quota. The average of the deliveries during these three months was one hundred and nineteen per cent in excess of the L-70 quota.

While the over-deliveries of motor fuel were being made during those three months and during the month of July 1942, the Homes Oil Company was fully aware of the provisions of Limitation Order L-70 governing the amount of motor fuel which may be delivered to each of its service stations, but, nevertheless, it made no attempt to establish quotas or to correct the excess of deliveries. Furthermore, the Homes Oil Company was aware of the fact that its deliveries of motor fuel to the seven stations were increasing during those months, rather than decreasing as the deliveries should have under the terms of Limitation Order L-70. These over-deliveries of motor fuel, therefore, were made in willful violation of the provisions of Limitation Order L-70.

The total over-deliveries of motor fuel under any other name, jointly or separately, their lessees, successors and assigns, shall not accept delivery at the service stations listed below or at any other service station now or hereafter operated, or leased by them of any motor fuel as the same is defined in Limitation Order L-70:

Issued this 23rd day of November 1942.

ERNST KANZLER,
Director General for Operations.
FEDERAL REGISTER, Wednesday, November 25, 1942

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of tin 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:

§ 1001.2 Conservation Order M-43-a—
(a) Prohibitions on use of tin in items appearing on List A. No tin shall be used in the manufacture of any article not on List A more than 40% of the amount of tin used by him in the manufacture of such article during the corresponding calendar quarter of 1940, and beginning July 1, 1942, no person shall in any calendar quarter use in the manufacture of any article not on List A more than 30% of the amount of tin used by him in the manufacture of such article during the corresponding calendar quarter of 1940. Each person shall fill orders for repair and replacement parts for articles not on List A in preference to orders for complete articles whenever the provisions of this paragraph (b) (1) prevent him from doing both.

(b) Limitations on other uses of tin—
(1) General restrictions. From April 1 to June 30, 1942, inclusive, no person shall use in the manufacture of any article not on List A more than 30% of the amount of tin used by him in the manufacture of such article during the corresponding calendar quarter of 1940. Each person shall fill orders for repair and replacement parts for articles not on List A in preference to orders for complete articles whenever the provisions of this paragraph (b) (1) prevent him from doing both.

(2) Special restrictions. In addition to the limitation contained in paragraph (b) (1), hereafter no person shall, unless specifically authorized by the Director General for Operations:

(a) Use tin in the manufacture of any article where or beyond the extent to which the use of any substitute material is practicable, or use virgin tin in the manufacture of any article where or beyond the extent to which the use of secondary tin metal is practicable;

(b) Manufacture or use any tin alloy (other than solder) having a tin content of more than 12% by weight;

(c) Use any solder having a tin content of more than 30% by weight provided that:

(i) Solder having a tin content of not more than 40% by weight may be manufactured or used for the repair of gas meters;

(ii) Until September 1, 1942, wiping solder having a tin content of not more than 36% by weight may be manufactured or used;

(iii) From September 1, 1942, until January 1, 1943, wiping solder having a tin content of not more than 38% by weight may be manufactured or used for the manufacture or repair of lead water service pipes operated by a public utility.

(d) Manufacture any material having a tin content of more than 71/2% by weight for use in collapsible tubes;

(e) Use any virgin tin in the manufacture or treating of type metal;

(f) Manufacture any termeh metal except for use as permitted by the provisions of Supplementary Order M-21-e.

(g) Manufacture or use any tin oxide notwithstanding any provision in General Preference Order M-43, as amended.

(h) On and after December 1, 1942, manufacture or use for coating foundry chaplets any tin alloy having a tin content of more than 5% by weight.

(3) Restrictions on manufacturing jewelry. No manufacturing jeweler shall for the purpose of manufacturing jewelry, emblems, insignia, personal ornaments, ornamental fittings, jewelry findings or jewelry chains, or any component parts thereof, fabricate, assemble, melt, cast, extrude, roll, turn, spin, coat or process in any other way, or in any way change the form of or add or solder any metal to, any tin metal or tin bearing material to which no other metal had been added or soldered by February 14, 1942.

(c) Exceptions—(1) Exceptions to paragraph (b) (1) only. Where and to the extent the use of any substitute material is impracticable, the provisions, limitations, and restrictions contained in paragraph (b) (1) shall not apply:

(i) To the manufacture of any product which is being produced with the assistance of a preference rating order or certificate issued or extended to the manufacturer, which assigns a rating of A-1-k or higher; or
(ii) To bearing metal which is being produced with the assistance of a preference rating order or certificate issued or extended to the manufacturer, which shall be limited to (a) 50% for cans and containers within the provisions and limitations of Conservation Orders M-81 and M-86, and paragraphs (b) (1) and (b) (2) shall not apply: (1) To the manufacture of "implements of war" as hereinafter defined, which are being produced for purchase by or for the account of the Army or Navy of the United States, the United States Maritime Commission, or the Coast Guard, where the use of tin to the extent employed is required by the specifications (including performance specifications) of the order. Provided, however, that the United States Maritime Commission or the Coast Guard shall contract for the manufacture of any such supplies under said said order to deliveries of tin (excluding tin collapsible tubes except as permitted by Conservation Order M-115) for the manufacture of any such supplies; (iv) To the use of tin collapsible tubes as permitted by Preference Rating Order P-26, as the same may be amended, to the extent a preference rating of A-10 or higher is assigned under said order for deliveries of tin (excluding tin collapsible tubes except as permitted by Conservation Order M-115) for the manufacture of any such supplies; (v) To the use of secondary tin metal in relation to the production of semi-manufactured products for the publishing and related service industries: Provided, That beginning July 1, 1942, the amount of secondary metal so used by any person during any calendar quarter shall be limited to 75% of the amount used by him for such purposes during the corresponding calendar quarter of 1940; (vi) To the use of solder or solder foil in the preparation and manufacture of printing plates: Provided, That the tin content of such solder and solder foil, respectively, shall be limited to 30% by weight; Provided further, That beginning July 1, 1942, no person shall use more solder or solder foil for such purposes during any calendar quarter than 75% of the quantities, respectively, so used by him during the corresponding calendar quarter of 1940; (vii) To the impregnation of babbitt foil for the preparation of industrial metallic packings: Provided, That the tin content of such foil shall not exceed 1.5% by weight: And provided further, That no person shall use more babbitt foil for such purposes during any calendar quarter than the quantity so used by him during the corresponding calendar quarter of 1940; (viii) To the manufacture of measuring, recording and control instruments, systems or equipment for use in industrial processes, such as pyrometers, flow meters, pressure gauges, gas analyzers and their associated control valves, but only to the extent that the use of any substitute material is impracticable; (ix) To the use of remelt bearing metal originating in the user's own plant: Provided, That no virgin tin or secondary tin shall be added thereto; (x) To the manufacture of detonators and blasting caps and necessary parts and accessories therefor, to be used in mining, quarrying and oil drilling operations; (xi) To the manufacture or use of babbitt for repair, maintenance or replacement purposes in existing diesel engines: Provided, That the design of any such engine makes the substitution of lead base babbitt impossible; (xii) To the retinning of any of the dairy implements specified on Exhibit No. 1 annexed to this order, to the extent indicated thereon: Provided, however, That the quantity of tin used for such purposes by any person shall not exceed during any calendar quarter the quantity so used by him in the corresponding calendar quarter of 1940; (xiii) To the manufacture or use of babbitt for the repair or maintenance of vessels with the assistance of a preference rating duly assigned or extended on Form PD-229, or such other form as may be from time to time prescribed by the War Production Board, Reference M-43-a, setting forth the pertinent facts and the reasons he considers he is entitled to relief; (x) To the use of tin, or any product thereof, in the form of raw materials, semi-processed materials, finished parts or sub-assemblies to any person if he knows or has reason to believe such material or any product thereof is to be used in violation of the terms of this order. (e) Limitation on inventories. No manufacturer shall receive delivery of tin, or from processing or using, or who, in connection with this order, wilfully violates any provision of this order, or谁, 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 deprived of any privilege or immunity, or other further deliveries of, or from processing or using, material under priority control and may be deprived of priorities as hereinafter defined; (5) Definitions. For the purposes of this order: (i) "Tin" means tin metal or the tin content of any tin bearing material whether or not such material is first converted into tin metal, either imported from foreign sources, or produced domestically from foreign or domestic materials; (ii) "Tin alloy" means any alloy containing 1.5% or more of tin metal by weight. "Manufacture" means to fabricate, assemble, melt, cast, extrude, roll, turn, spin, produce, coat, or process in any other way, but does not include installation of a finished product for the ultimate consumer on the consumer's premises, or the processing of tin ore or scrap into pig or ingot metal. (iv) "Inventory" of a person includes the inventory of all materials, semi-manufactures, and finished products affected thereby are subject to the provisions of Priorities Regulation 1 (Part 944), as amended from time to time, except to the extent that any provisions hereof may be inconsistent therewith, in which case the provisions of this order shall govern.
with or available for the use of such person.

(v) An "item on List A" means as to a particular manufacturer, all products made by him and described by the same detailed classification contained on List A; and, where the manufacturer sells parts, it means all component parts of products described by the same detailed classification.

(vi) An "article" means as to a particular manufacturer, all finished products made by him which are not on List A, used by the ultimate consumer for the same purpose; and where the manufacturer sells parts, it means all component parts of products used by the ultimate consumer for the same purpose.

(vii) "Manufacturing jeweler" means any manufacturer of jewelry, emblems, insignia, personal ornaments, ornamental fittings, jewelry findings or jewelry chain or any component parts thereof.

(viii) "Use" means both (a) the act of putting tin into process in the manufacture of any item or article and (b) the act of completing the manufacture of any such item or article. (Where a person is limited to a percentage of the material used in a base period, this limitation applies respectively to (c) the amount of tin put into process during the base period and (d) the total amount of material contained in a completed item or article, multiplied by the number of such items or articles, completed during the base period. Each restriction must be applied separately.)

(ix) "Put into process" means the first change by a manufacturer in the form of material from that form in which it is received by him.

(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, 76th Cong.)

Issued November 24, 1942.

ERNST KAZELER, Director General for Operations.

LIST A FOR ORDER M-43-a

The use of tin in items listed below and in all component parts thereof is prohibited except to the extent permitted by the foregoing conservation order.

Advertising specialties.

Art objects.

Automobile body solder, or any material used as a filler or smoother for automobile or truck bodies or fenders.

Band and other musical instruments (except for maintenance and repair of pipe organs in religious institutions).

Beverage dispensing units & parts thereof including pipe (except for maintenance and repair of existing units, and only where and to the extent that used tin pipe in an amount equal in tin content to the tin required, is returned by the customer to the supplier).

Britannia metal.

Broom wire.

Buckles.

Chimes and bells.

Emblems and insignia.


Foil—except for: (1) Electrotyping and mounding lessor printing trade, (2) X-ray supplies and (3) dental use, provided the tin content shall be limited to 30% by weight.

Galvanizing.

Household furnishings and equipment.

Jewelry.

Kitchen equipment (including cutlery and tabletop), except articles for food preparation.

Novelties, souvenirs and trophies.

Ornaments and ornamental fittings.

Pewter and pewter hollow ware.

Plating or coating for decorative purposes.

Powder (decorative).

Refrigerator trays and shelves.

Seals and labels (except meat seals).

Slot, game and vending machines.

Costed paper.

Crude in enamels as an opacifier. Toys and games.

EXHIBIT NO. 1—TO CONSERVATION ORDER NO. M-43-a

Pursuant to paragraph (c) (5) of the foregoing Conservation Order, tin may be used to the extent indicated for the retinning of the following implements:

*3. 8 and 10 gallon shipping cans.

*2. Milk can stirring rods.

*3. Weight cans, inside only.

*1. Receiving tanks, inside only.

Coil vats, inside only.

Pasteurizers, inside only.

Surface coolers, covers and troughs (electroplating if possible and not over 1/600 inch coating).

Sanitary fittings and sanitary tubing.

Milk filters.

Separator discs.

*Separators bowls.

Cheese vats.

Cheese vat stirrers.

*3/8 and 5 gallon ice cream cans.

Filler bowl covers.

Starter cans, inside only.

Small milk storage vats, inside only.

Milk pumps of centrifugal type.

NOTE: With the exception of those items marked with an asterisk (*), only those parts of equipment in contact with the milk or milk vapors may be retinned.

INTERPRETATION I

The phrase "Individual and organizational equipment" appearing in the definition of implements of war, as contained in paragraph (c) (1) of Conservation Order M-43-a as amended June 6, 1942, is construed to include radio and radio equipment prescribed for field or combat use by the Army or the Navy of the United States, the Coast Guard, or the United States Maritime Commission. Consequently, when such radio and radio equipment (including parts, assemblies and materials which are physically incorporated therein) is being produced for purchase by or for the account of the Army or Navy of the United States, the United States Maritime Commission, or the Coast Guard, it is, by the terms of paragraph (c) (1) of Conservation Order M-43-a as amended June 6, 1942, exempt from the restrictions on the use of tin contained in paragraphs (b) (1) and (b) (2) of said order, where the use of tin to the extent employed is required by the specifications (including performance specifications) of the Army or the Navy of the United States, the United States Maritime Commission, or the Coast Guard applicable to the contract, subcontract or purchase order. (Issued November 7, 1942.)

PAR 1147—COLLAPSIBLE TUBES

[Conservation Order M-115, as Amended Nov. 24, 1942]

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of tin 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:

§ 1147.1 Conservation Order M-115—

(a) 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.

(b) Definitions.

For the purposes of this order:

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

(2) "Tube" means any collapsible container in the shape of a tube, including but not limited to any such container in which tin can in wire or tin, lead, or any combination thereof and includes closures, caps and caps for such tubes.

(3) "Class I tube" means a tube used or intended to be used to pack any product listed on Table I annexed hereto within such limitations, but including not limited to tube size and end use, as may be specified with respect to any such product in said table.

(4) "Class II tube" means a tube used or intended to be used to pack any product listed on Table II, annexed hereto.

(5) "Class III tube" means a tube used or intended to be used to pack any product listed on Table III, annexed hereto.

(6) "Class IV tube" means a tube used or intended to be used to pack any product listed on Table IV, annexed hereto.

(7) "Non-essential tube" means any tube other than a tube described in subparagraphs 3, 4, 5 and 6 above.

(8) "Tube user" means any person, whether or not he is also a tube manufacturer, engaged in the business of packing or filling tubes with any product of any kind for sale to others.

(9) "Retailer" means a person other than a distributor who sells or distributes tubes to the ultimate purchaser.

(10) "Distributor" means a person who sells or distributes tubes to retailers, including, but not limited to, wholesalers, jobbers, tube users, and tube manufacturers when they are engaged in such sale or distribution.

(11) "Ultimate purchaser" means a person who acquires filled tubes for the satisfaction of personal needs (with or without paying any consideration therefor), as distinguished from one acquiring tubes for industrial or other business purposes or for further distribution.

(c) Restrictions upon the manufacturer, sale and delivery of blanks and
tubes and upon the use of tubes for packing—

(1) Non-essential tubes. No person shall manufacture or sell, for non-essential use as an impurity amounting to 0.5% or less; no tube manufacturer shall manufacture or sell non-essential tubes containing any tin (but not including tin present as an impurity amounting to 0.5% or less); and no tube user shall use any tubes containing any tin (but not including tin present as an impurity amounting to 0.5% or less) to pack any product not containing more than 7½% of tin by weight; and no tube user shall use any tubes containing more than 7½% of tin by weight to pack any product listed on Table I.

(2) Class I tubes. Notwithstanding the provisions of Conservation Order M-43-a, as amended, and until further order by the Director General for Operations there shall be no restriction upon the percentage of tin which may be used in the manufacture of Class I tubes, nor on the number of such tubes manufactured or used for packing products listed on Table I.

(3) Class II tubes. No person shall manufacture or sell for Class II tubes blanks containing more than 7½% of tin by weight; no tube manufacturer shall manufacture or sell Class II tubes containing more than 7½% of tin by weight; and no tube user shall use any tube containing more than 7½% of tin by weight to pack any product listed on Table II.

(4) Class III tubes. No person shall manufacture or sell for Class III tubes blanks containing more than 5% of tin by weight; and no tube manufacturer shall manufacture or sell Class III tubes containing more than 5% of tin by weight; and no tube user shall use any tube containing more than 5% of tin by weight to pack any product listed on Table III.

(5) Class IV tubes. No person shall manufacture or sell for Class IV tubes blanks containing more than 1½% of tin by weight; no tube manufacturer shall manufacture or sell Class IV tubes containing more than 1½% of tin by weight; and no tube user shall use any tube containing more than 1½% of tin by weight to pack any product listed on Table IV.

(6) Quota for Table III and Table IV products. No tube user shall pack in tubes, during each of the three-month periods beginning April 1, 1942, July 1, 1942, and October 1, 1942, respectively, more than 100% of the aggregate of the products listed on Table III and Table IV which he packed in tubes during the corresponding three-month period of 1940, or at his option no more than 25% of the aggregate of the products listed on Table III and Table IV which he packed in tubes during the whole of 1940.

(7) Compliance with the used tube exchange provision set forth in paragraph (d) (3) hereof shall not be required in connection with the distribution of Class III or Class IV tubes when made by the following agencies or instrumentalities of the United States Government; namely, the Army and Navy of the United States, or of the United States Coast Guard.

Such deliveries may be made by such retailers at any time and in any manner consented to by the person to whom delivery is to be made, and shall be made, upon demand of such person at the expense of such person, in such manner and at such time as such person may request. In no case shall any consideration be paid or received for any unused tubes by the person to whom such tubes were delivered under any of the circumstances:

(1) To the Tin Salvage Institute, 411 Wilson Avenue, Newark, New Jersey, as agent for Metals Reserve Company.

(2) To any wholesaler of products packed in tubes, who is a duly authorized representative of the Tin Salvage Institute as agent for the Metals Reserve Company.

Provided, however, That the volumetric weight of any products listed in Tables III and IV which are packed in accordance with the provisions of this subparagraph shall be subject to the quotas allowed to the tube user pursuant to paragraph (c) (6) of this order.

(4) Nothing in this order shall prevent the sale, delivery, purchase, acceptance of delivery and use of tubes containing no more than 7½% of tin by weight for packing products listed in Tables III and IV of this order, provided said tubes were made from blanks which had already been manufactured on the 8th day of October 1942; and further provided that the volumetric weight of any products listed in Tables III and IV which are packed in accordance with the provisions of this subparagraph shall be subject to the quotas allowed to the tube user pursuant to paragraph (c) (6) of this order.

(5) Nothing in this order shall prevent the sale, delivery, purchase, acceptance of delivery and use of tubes containing no more than 5% of tin by weight for packing products listed in Tables III and IV of this order, provided said tubes were made from blanks which had already been manufactured on the 15th day of June, 1942, which are distributed indiscriminately and without any conditions) unless such purchaser delivers to such retailer concurrently with his purchase one used metal tube of any kind for each metal tube delivered to such purchaser.

(6) Notwithstanding any other provisions of this order, gift kits or combination set boxes holding multiple units, including filled Class III or Class IV tubes, the value of which comprises not over 25 percent of the total value of the package, may be disposed of without complying with the used tube exchange provision set forth in paragraph (d) (3) hereof; provided that any such boxes are delivered or sent direct by the seller to a member of the Army or Navy of the United States or of the United States Coast Guard.

And further provided, That the volumetric weight of any products listed in Tables III and IV which are packed in accordance with the provisions of this subparagraph shall be subject to the quotas allowed to the tube user pursuant to paragraph (c) (6) of this order.

(7) Compliance with the used tube exchange provision set forth in paragraph (d) (3) hereof shall not be required in connection with the distribution of Class III or Class IV tubes when made by the following agencies or instrumentalities of the United States Government; namely, army exchanges, ships stores, ships service stores, and marine exchanges, if made under any of the following circumstances:

(1) Distributions or sales, made aboard ship in the Territory of Alaska, or outside the continental limits of the United States.

(2) Distributions or sales made at ports of embarkation, induction centers, receiving stations, receiving ships, to newly inducted selectees or enlistees or other persons designated by the commanding officer.

(3) Sales or distributions made in hospitals under the jurisdiction of the armed forces of the United States to casualties of war.

Provided, however, That no tubes containing more than 25% of tin by weight shall be sold or delivered pursuant to this subparagraph: And further provided, That the exemption provided by this subparagraph shall be subject to such conditions.
The Director General for Operations may manufacturer or distributor shall sell any forth the pertinent facts and the rea­ work to defense work, may appeal to the validated by the certification required by of tin conserved, or that compliance with proportionate compared with the amount ports as the War Production Board may this paragraph (e).

(2) Violations. Any person who wil­ fully violates any provision of this order, or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any depart­ ment or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprison­ ment. 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 assist­ ance.

(3) States of tin. No person shall hereafter sell or deliver tin to any tube manu­ facturer or tube user if he knows, or has reason to believe, that such tin is to be used in violation of the terms of this order.

(4) Communications to the War Production Board. All reports required to be filed hereunder and all communica­ tions concerning this order, shall, un­ less otherwise directed, be addressed to: War Production Board, Containers Branch, Washington, D. C., Ref.: M-115.

(5) Effect of other orders. Except as provided in paragraph (e) (2) above, in­sofar as any other order of the Director of Priorities, the Director of Industry Operations or the Director General for Operations heretofore or hereafter issued limits or curtails to a greater extent than herein provided the use of any material used in the production of tubes, the limitations of such order shall control.

(P.D. Reg. 1, as amended, 6 F.R. 6890; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 396; 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 November 1942.

ERNST KANZLER,
Director General for Operations.

EXHIBIT A
WAR PRODUCTION BOARD
DIRECTOR GENERAL FOR OPERATIONS
TUBE USER'S CERTIFICATE

Certificate required by paragraph (e), sub­ paragraph (1) of Conservation Order M-115. One copy of this certificate is to be delivered to each tube user. In accordance with paragraph (e), sub­ paragraph (2) of Conservation Order M-115 the undersigned hereby certifies—and this shall constitute a certificate to the War Production Board—that the undersigned is familiar with the terms of said conserva­ tion order, and any and all amendments thereto, and that the undersigned will not use any tubes purchased from

(Name of tube manufacturer)

By ........................................

(Title of official reporting)

(address of tube manufacturer or distributor)

Certificates of retailers.

Each retailer purchasing filled Class III or Class IV tubes shall furnish to the manufacturer or distributor from whom he buys a certificate, in substantially the form attached hereto as Exhibit B, that such tube user is familiar with the terms of this order (in its present form or as it may be amended from time to time) and that, during the life of this order, he will not use any tubes pur­ chased from such tube manufacturer in violation of its terms. Only one such certificate covering all present and fu­ ture purchases from a given tube manu­ facturer need be furnished by a tube user to such tube manufacturer (who shall retain such certificate), but no tube manufacturer shall be entitled to rely on any such certificate if he knows, or has reason to believe it to be false.

EXHIBIT B
WAR PRODUCTION BOARD
DIRECTOR GENERAL FOR OPERATIONS
RETAILER'S CERTIFICATE

Certificate required by paragraph (e), sub­ paragraph (2) of Conservation Order M-115. One copy of this certificate is to be delivered to each manufacturer or distributor from whom the retailer purchases filled Class III or Class IV tubes and is to cover all purchases present and future, so long as such conserva­ tion order, in its present form or as it may be amended from time to time, remains in effect.

Retailer's address) (Date)

In accordance with paragraph (e), sub­ paragraph (2) of Conservation Order M-115 the War Production Board designed to conserve the amount of tin used in collapsible tubes, the undersigned hereby certifies—and this shall constitute a certificate to the War Production Board—that the undersigned is familiar with the terms of said conserva­ tion order, and any and all amendments thereto, and that the undersigned will not use any tubes purchased from

(Name of tube manufacturer or distributor)

By ........................................

(Title of official reporting)

Section 35A of the U.S. Criminal Code (18 U.S.C.A. 80) makes it a criminal offense to make a false statement or representation to any department or agency of the United States as to any matter within its jurisdic­ tion.

TABLE I—(CLASS I TUBES)

1. Preparations compounded extemporane­ ously for dispensing by pharmacists on legally constituted prescriptions of physicians, den­ tists, or veterinarians.

2. Ointments and other preparations for ophthalmic use.

3. Sulfa drugs in ointment or jelly form.

4. Diagnostic extracts (allergens).

5. Morphine for hypodermic injection (lim­ ited to tubes containing individual doses only and sold directly to the Army or Navy of the United States).

TABLE II—(CLASS II TUBES)

1. (a) Medicinal and pharmaceutical oint­ ments not included in Table I.

(b) Preparations which are intended for introduction into body orifices (nasal, vagi­ nal, rectal, surgical jelly, etc.), not included in Table I.
TABLE III—(CLASS III TUBES)

1. Dental cleansing preparations.

TABLE IV—(CLASS IV TUBES)

1. Shaving preparations.

[Page references and dates]

PART 1226—GENERAL INDUSTRIAL EQUIPMENT

[Limitation Order L-123 as Amended Nov. 24, 1942]

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of certain critical materials used in the manufacture of general industrial equipment for defense, for private account and export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense.

§ 1226.1 General Limitation Order L-123—(a) Definitions. For the purpose of this order:

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

(2) "General industrial equipment" means new equipment of the kinds listed, from time to time, in list A. General industrial equipment shall be deemed to be new when it has not been delivered to any person acquiring it for use.

(3) "Manufacturer" means any person producing general industrial equipment.

(4) "Distributor" means any person in the business of distributing general industrial equipment.

(5) "Order" means any commitment for the delivery of any general industrial equipment.

(6) "Approved order" means:

(i) Any order for general industrial equipment bearing a preference rating of A-1 or higher.

(ii) Any order for general industrial equipment bearing a preference rating of A-1 or higher. (b) Restrictions on acceptance of orders for general industrial equipment.—(1) General restrictions. (1) No person shall accept any order for general industrial equipment, or commence production of any general industrial equipment in fulfillment of any order, whether accepted or not; unless such order is an approved order.

(2) No person shall deliver, and no person shall accept delivery of, any general industrial equipment, except pursuant to an approved order: Provided, however, that the provisions of this paragraph (b) (1) shall not prohibit the production and delivery, prior to October 1, 1942, of general industrial equipment: in fulfillment of an order accepted prior to August 27, 1942 and bearing a preference rating of A-9 or higher; and Provided further, That nothing in this order shall prevent a manufacturer from General industrial equipment from any manufacturer to any distributor to fill approved orders actually received by such distributor or to resell or to retransfer general industrial equipment delivered by such distributor to fill an approved order nor shall this order limit the right of a manufacturer to extend any preference rating certificate to secure material for the production of approved orders for general industrial equipment.

(2) Authorization for orders on books. Manufacturers or distributors may apply for authorization to commence production of, or to deliver, orders now on their books which are not approved orders, by filing with the War Production Board, a certification, plainly marked Ref. L-123, of all such orders, together with the name of the purchaser or lessee, the date of the order, the number of pieces of equipment or machinery, the rating assigned, the preference rating certificate number, if any, or a blanket preference rating order and serial number, a description of the machinery, the value of the machinery, the extent of completion of the order, and the expected use to which the machinery will be put. The Director General for Operations may thereupon authorize the production or delivery of any such orders, or the assignment of preference ratings thereto.

(c) Non-applicability to repair or maintenance. (1) The provisions of paragraph (b) shall not apply to any order for, or delivery of, maintenance or repair parts, (i) in an amount not exceeding $1,000 for any single piece of general industrial equipment to be repaired or maintained; or (ii) in any amount for the repair of general industrial equipment when there is an actual breakdown or suspension of operations of such piece of equipment because of damage, wear and tear, destruction or failure of parts, or the like, and the essential repair or maintenance parts are not otherwise available.

(2) Any purchaser who shall place an order for repair or maintenance parts exempted from the provisions of paragraph (b) as above provided, shall furnish his supplier with the following certification, or, in the order or in a separate document:

I hereby certify that the above (or attached) order is in compliance, with paragraph (c) of General Limitation Order L-123. The order is for maintenance and repair parts as (state here whether order is for parts not exceeding $1,000 for each piece of equipment covered thereby, or for parts for which broken down)

By (Authorized official)

Such certification shall be signed by a duly authorized official or employee of the purchaser. No person shall make delivery of repair or maintenance parts covered by such certificate if he has reason to believe that the certificate is false; and no person shall falsely furnish the certification specified above. The above mentioned certificate shall constitute a representation to the War Production Board, as well as to the supplier, of the facts certified therein.

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

(e) Applicability of other orders. Nothing in this order shall be construed to permit any person to sell, donate, lend, or otherwise transfer, or any manufacturer to purchase, receive delivery of, acquire, fabricate or process in any manner, any raw materials, semi-fabricated parts, or finished parts in contravention of terms of any regulation of the War Production Board, effective at the date of any of the transactions specified in this paragraph.

(f) Existing contracts. Fulfillment of contracts in violation of this order is prohibited regardless of whether such contracts are entered into before or after May 26, 1942. No person shall be held liable for damages or penalties for default under any contract or order which shall result directly or indirectly from his compliance with the terms of this order.

(g) Appeals. Any person affected by this order who considers that compliance therewith would work an exceptional and unreasonable hardship upon him may appeal to the War Production Board setting forth the pertinent facts and the reason he considers he is entitled to relief. The Director 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 be addressed to: War Production Board, Washington, D. C. Ref.: L-123.

(i) Records and reports. All manufacturers and distributors affected by this order shall keep and preserve for not less than two years accurate and complete records concerning production, deliveries, and orders for general industrial equipment, in which case the persons affected by this order shall execute and file with the Director General for Operations, War Production Board, such reports and questionnaires as said Director shall from time to time request.
15. Motor-generator sets, ½ K. W., or one horsepower and above.

16. Electric controllers, rated one horse power and over; including integral and magnetic starters, controllers and speed regulators, drum switches, thrustor and solenoid regulators, push-button stations, limit switches, master switches and pressure and float switches but not including controllers for farm use covered by Limitation Order L-25.

17. Safety switches and knife switches, single and double throw, two, three and four pole, rated 60 amperes and higher, 600 volts and below.

18. Circuit breakers, thermal and magnetic trip, manually and electrically operated, rated 50 to 575 amperes, inclusive, 600 volts and below.

19. Lifting magnets, circular type, 18 inches in diameter and larger, and lifting magnet controllers.

20. Dynamometers, electric type; and rotary converters.

**INTERPRETATION 1**

General industrial equipment shall be considered to be delivered within the meaning of this order, prior to the effective date of this order, when the machinery or equipment has been placed in the hands of a common or contract carrier for shipment to the purchaser prior to May 26, 1942. (Issued June 19, 1942.)

[F. R. Doc. 42-13841; Filed, November 24, 1942; 11:28 a.m.]

**PART 1056—NATURAL GAS**

[Supplementary Limitation Order L-31-a]

In accordance with the provisions of § 1056.1 Limitation Order L-31 which the following order supersedes:

§ 1056.2 Supplementary Limitation Order L-31-a. (a) Definitions.

1. The definitions contained in paragraph (a) of Limitation Order L-31 shall apply to this order.

2. Area VII means:

(i) Those areas in Wyoming and Utah served by the Mountain Fuel-Supply Company.

(ii) Those areas in Kansas served by the Panhandle Eastern Pipeline Company or by any utility receiving all or any part of its gas supply from said companies, except areas in Kansas included in Area II (as defined in Exhibit B of Limitation Order L-31).

(b) Restrictions on deliveries of natural gas. On and after December 2, 1942, no utility shall deliver to any residential consumer in Area VII and no such consumer shall accept delivery of natural gas for the operation of any space-heating equipment unless:

(1) Such equipment was installed or converted from some other fuel to natural gas such conversion was completed at the same premises prior to December 2, 1942.

(2) In the case of new construction, such equipment was specified in the construction contract and was installed prior to March 1, 1943, and the foundation under the main part of the structure in which the equipment is to be installed was completed prior to December 2, 1942.

(3) Such equipment replaces gas-fired equipment of equal or greater capacity previously installed or operated at the same premises whether by the same or by another consumer: Provided, That
nothing contained in this subparagraph shall authorize the delivery of gas for the operation of central space-heating equipment which replaces non-central space-heating equipment or central space-heating equipment of a different type, or
(4) Such deliveries have been specifically approved 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. 562; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 7th Cong.)

Issued this 24th day of November 1942.

ERNEST KANZLER,
Director General for Operations.

[F. D. Reg. 42-12347; Filed, November 24, 1942; 11:49 a. m.]

PART 1188—RAILROAD EQUIPMENT

[Supplementary Limitation Order L-97—1, as amended Nov. 30, 1942]

Section 1188.3 Supplementary General Limitation Order L-97—1, as amended is hereby amended to read as follows:

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of iron, steel and other materials for defense, for private account and for export; th. railroad car building industry has on hand diversified inventories of materials not in balance among individual producers; it is desirable that such inventories be utilized to the best possible advantage; and the following order, supplementing General Limitation Order L-97—a, is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1188.3 Supplementary General Limitation Order L-97—1(a) Effect of General Limitation Order L-97—a. This order supercedes General Limitation Order L-97—a and is subject to the provisions of that order as amended from time to time.

(b) Definitions. For the purpose of this order:

(1) "Car parts" means any commodity, equipment, accessory, part, assembly or product manufactured for use in the construction of cars.

(2) "Cars" means all cars for use on railroads, including freight cars and passenger cars.

(3) "Supplier" means any person with whom the public order has been placed for delivery of car parts to a producer or another supplier.

(e) General restrictions. Preference ratings of A—2 or lower assigned prior to April 29, 1942, to the delivery of car parts or other material for the manufacture of cars under Preference Order P—6 (in accordance with paragraph (f) thereof), Preference Rating Order P—9 (Form PD—25A) or any certificate or order issued pursuant to PD—1 or PD—1A applications, are hereby canceled as of April 29, 1942. A purchase order to the delivery of which had been assigned a preference rating canceled by operation of this paragraph (c) shall be treated as an unrated order.

(d) Notwithstanding the provisions of § 944.11 (Use of Material Obtained Under Allocation Order), (b) (Preference Rating) of Priorities Regulation No. 1 as amended, or of General Preference Order M—21 as amended, any producer of cars or supplier may sell and deliver to any other such producer (including a producer of locomotives) or supplier, or to a railroad, any car parts the material in which was obtained under a preference rating for the construction or repair of cars or locomotives, and that the purchaser endorses on the purchase order for such material the following statement signed by a duly authorized official:

The undersigned represents to the seller and to the War Production Board that the material ordered herein will be used for the construction or repair of railroad cars or locomotives.

Date

Name of purchaser

Signature of authorized official

Such sales shall be expressly permitted within the terms of paragraph (c) (3) of Priorities Regulation No. 13, as amended.

Nothing in this paragraph (d) shall impair the force and effect of § 944.2 (Compulsory Acceptance of Defense and Other Materials), (d) (Rated Orders) of said Regulation No. 1.

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

Issued this 24th day of November 1942.

ERNEST KANZLER,
Director General for Operations.

(F. D. Reg. 42-12348; Filed, November 24, 1942; 11:49 a. m.)

PART 3139—ASPHALT and TARRED ROOFING PRODUCTS and ASPHALT SHINGLES

[General Limitation Order L-238]

The fulfillment of requirements for the defense of the United States has created a situation which will result in a shortage in the supply of materials and facilities used in the manufacture of asphalt and tarred roofing products and asphalt shingles for defense, for private account and to the War Production Board that the material ordered herein will be used for the construction or repair of railroad cars or locomotives.

Date

Name of purchaser

Signature of authorized official

Such sales shall be expressly permitted within the terms of paragraph (c) (3) of Priorities Regulation No. 13, as amended.

Nothing in this paragraph (d) shall impair the force and effect of § 944.2 (Compulsory Acceptance of Defense and Other Materials), (d) (Rated Orders) of said Regulation No. 1.

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

Issued this 24th day of November 1942.

ERNEST KANZLER,
Director General for Operations.

(F. D. Reg. 42-12348; Filed, November 24, 1942; 11:49 a. m.)
EXHIBIT A—TYPES, SIZES AND FORMS OF ASPHALT & MINERAL SURFACED ROOFING PRODUCTS AND ASPHALT SHINGLES

<table>
<thead>
<tr>
<th>Description</th>
<th>Area for Comparable Rooms on Premises in City of</th>
<th>Area for Comparable Rooms on Premises in Other Than City of</th>
<th>Area for Comparable Rooms on Premises in Any Plant Where Same Type of Accommodation is Available</th>
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<tr>
<td>Built-up roofing products</td>
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<td>1200</td>
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<tr>
<td>Asphalt shingles (12&quot;) wide</td>
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<td>1290 1290</td>
<td>1290 1290</td>
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<td>Hexagonal strip</td>
<td>1170 1200</td>
<td>1200 1200</td>
<td>1200 1200</td>
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<td>Type 3—Grade B</td>
<td>15 108</td>
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<tr>
<td>Type 4—Tar saturated felt</td>
<td>15 108</td>
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<tr>
<td>Type 5—2&quot;sided and coated felt</td>
<td>15 108</td>
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<tr>
<td>Type 6—Base sheet</td>
<td>15 108</td>
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<tr>
<td>Type 7—Cap-sheet</td>
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<tr>
<td>Type 8—Tapered strip</td>
<td>15 108</td>
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<tr>
<td>Type 9—Smooth finish roll-roofing</td>
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<td>Type 10—Covering, selv. edge</td>
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<td>Type 11—Shingle form</td>
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<td>Type 12—Cap-shingle</td>
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<td>Type 13—Asphalt saturated felt</td>
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<td>Type 14—Tar saturated felt</td>
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<td>Type 15—2&quot;sided and coated felt</td>
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<td>Type 17—Cap-sheet</td>
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</tbody>
</table>

and filed with the Division of the Federal Register.

Paragraph (b) of § 1335.460 is amended to read as set forth below:

§ 1335.460 * * * Appendix A: Maximum prices for pari-allels.

(b) Quantities of less than 10,000 pounds. 

(1) The maximum prices for crude scale, semirefined and fully refined paraffin wax, for deliveries in the states of California, Oregon, and Washington, in quantities of 1,000 pounds or more, but less than 10,000 pounds, are the prices listed in subparagraphs (1) and (2) of paragraph (a) above, plus $0.01 per pound, delivered.

(2) The maximum prices for crude scale, semirefined and fully refined paraffin wax, for deliveries in the states of California, Oregon, and Washington, in quantities of 1,000 pounds or more, but less than 10,000 pounds, are the prices listed in subparagraphs (1) and (2) of paragraph (a) above, plus $0.02 per pound, delivered.

§ 1335.460a Effective date of amendment.

(d) Amendment No. 4 (§ 1335.460 (b)) to Revised Price Schedule No. 42 shall become effective November 28, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 23rd day of November 1942.

Leon Henderson, Administrator.

[Part 1340—FUEL | [Correction to MPR 122 | SOLID FUELS

Solid fuels delivered from facilities other than producing facilities—dealers. 

In § 1340.261 (g) (2) the reference to "December 31, 1943" is hereby corrected to read "December 31, 1941".

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 23rd day of November 1942.

Leon Henderson, Administrator.

[Part 1340—FUEL | [Correction to MPR 122 | SOLID FUELS

SOLID FUELS

§ 1338.207 Petitions for amendment and adjustment or exception. * * *

(d) * * * No application for adjustment filed after November 25, 1942 will be granted under this paragraph (d).

§ 1340.211a Effective dates of amendments.

(aa) Amendment No. 26 (§ 1340.207 (d)) to Maximum Price Regulation No. 120 shall be effective November 25, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 23rd day of November 1942.

Leon Henderson, Administrator.
replacement and maintenance, and the rental during the thirty-day period ending on ______________* was fixed by a lease or other rental agreement which was in force at the time of such change.

* * * * *

(5) There was in force on ______________* a written lease, for a term commencing on or prior to ________________, requiring a rent substantially lower than the rent generally prevailing in the Defense-Rental Area for comparable rooms on ________________.*

This Supplementary Amendment No. 5A to Maximum Rent Regulations for Hotels and Rooming Houses shall become effective November 23, 1942.

(Pub. Law 421, 77th Cong.)

Issued this 23d day of November 1942.

LEON HENDERSON, Administrator.

[F. R. Doc. 42-12315; Filed, November 23, 1942; 4:17 p.m.]

PART 1388—DEFENSE-Rental AREAS

[Supplementary Amendment 9 to Maximum Rent Regulations]

HOUSING ACCOMMODATIONS OTHER THAN HOTELS AND ROOMING HOUSES

The second sentence of the first undesignated paragraph and subparagraphs (2) and (5) of paragraph (a) of §§ 1388.15, 1388.85, 1388.115, 1388.165, 1388.215, 1388.265, 1388.315, 1388.365, 1388.415, 1388.465, 1388.515, 1388.565, 1388.615, 1388.665, 1388.715, 1388.765, 1388.815, 1388.865, 1388.915, 1388.965, 1388.1015, 1388.1065, 1388.1165, 1388.1705, 1388.1755, 1388.1805, 1388.2055, 1388.3055, 1388.4055, 1388.5055, 1388.6055, 1388.7055, 1388.8055, 1388.35, 1388.135, 1388.235, 1388.285, and 1388.385 of Maximum Rent Regulations Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 24, 25, 26, 27, 28, 33, 35, 37, 39, 41, 43, 45, 47, 49, 51, 53, and 55, respectively, are amended to read as follows:

* * * * *

(2) There was, on or prior to ________________, requiring a rent substantially lower than the rent generally prevailing in the Defense-Rental Area for comparable housing accommodations on ________________, or the housing accommodations were not rented on ________________, but were rented during the two months prior to ________________, requiring a rent substantially lower than the rent generally prevailing in the Defense-Rental Area for comparable housing accommodations on ________________.

This Supplementary Amendment No. 9 to Maximum Rent Regulations for Housing Accommodations Other than Hotels and Rooming Houses shall become effective November 23, 1942.

(Pub. Law 421, 77th Cong.)

Issued this 23d day of November 1942.

LEON HENDERSON, Administrator.

[F. R. Doc. 42-12316; Filed, November 23, 1942; 4:17 p.m.]

PART 1388—DEFENSE-Rental AREAS

[Supplementary Amendment 11 to Maximum Rent Regulations]

HOUSING ACCOMMODATIONS OTHER THAN HOTELS AND ROOMING HOUSES

Paragraph (b) of §§ 1388.11, 1388.61, 1388.111, 1388.161, 1388.211, 1388.261, 1388.311, 1388.361, 1388.411, 1388.461, 1388.511, 1388.561, 1388.611, 1388.661, 1388.711, 1388.761, 1388.811, 1388.861, 1388.911, 1388.961, 1388.1011, 1388.1061, 1388.1161, 1388.1701, 1388.1751, 1388.1801, 1388.2051, 1388.3051, 1388.4051, 1388.5051, 1388.6051, 1388.7051, 1388.8051, 1388.81, 1388.131, 1388.231, 1388.281, and 1388.381 of Maximum Rent Regulations Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 24, 25, 26, 27, 28, 33, 35, 37, 39, 41, 43, 45, 47, 49, 51, 53, and 55, respectively, are amended to be inserted for each Maximum Rent Regulation.

Paragraph (b) of that paragraph, the phrase “thirty (30) days” is amended to read: “forty (40) days”.

* * * * *

The Supplementary Amendment No. 11 to Maximum Rent Regulations for Housing Accommodations Other than Hotels and Rooming Houses shall become effective November 23, 1942.

(Pub. Law 421, 77th Cong.)

Issued this 23d day of November 1942.

LEON HENDERSON, Administrator.

[F. R. Doc. 42-12317; Filed, November 23, 1942; 4:21 p.m.]

PART 1384—RATIONS OF FUEL AND FUEL PRODUCTS

[Ration Order No. 11; Amendment 10]

FUEL OIL RATIONING REGULATIONS

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

In § 1394.5603, the phrase “November 23, 1942” is amended to read “December 1, 1942”; in paragraph (b) of § 1394.5604, the phrase “thirty (30) days” is amended to read “forty (40) days”; in paragraph (f) of § 1394.5653, the phrase “November 23, 1942” is amended to read “November 30, 1942” and in subparagraph (4) of that paragraph, the phrase “December 30, 1942” is amended to read “December 30, 1942”; in paragraph (b) of § 1394.5707, the phrase “November 23, 1942” is amended to read “November 30, 1942”.

In paragraph (c) of that paragraph, the phrase “November 26, 1942” is amended to read “December 8, 1942” and in subparagraph (4) of the same paragraph, the phrase “December 20, 1942” is amended to read “December 30, 1942”; and a new paragraph (4) is added to § 1394.5902; as set forth below:

Effective Date

§ 1394.5902 Effective dates of amendments and corrections.

(1) Amendment No. 10 (§§ 1394.5603, 1394.5604 (b), 1394.5653 (f), 1394.5707 (b), and 1394.5731 (c)) shall become effective November 23, 1942.

(Pub. Law 671, 76th Cong., as amended by Pub Laws 85, 507 and 421 77th Cong.)

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

FEDERAL REGISTER, Wednesday, November 25, 1942

9784
PART 1399—CONSTRUCTION, OIL FIELD, MINING, AND RELATED MACHINERY

[MPR 134/Amendment 8]

CONSTRUCTION AND ROAD MAINTENANCE EQUIPMENT RENTAL PRICES AND OPERATING OR MAINTENANCE SERVICE CHARGES

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.*

Section 1399.15, Appendix A, is amended as follows:

Wherever the words, "** * * the maximum price established by any regulation issued by the Office of Price Administration for the sale of ** * * to a purchaser of the same class as the lessor", appear in the printed matter following any of the headings for various types of equipment in the Table of Rates they are amended to read: "** * * the highest maximum price established by any regulation issued by the Office of Price Administration for the sale of ** * * to any domestic class of purchasers".

Under the heading "Trenching Machines—Ladder Type", the word "feet" in the third and fourth columns is amended to read "inches".

After the heading, "Hose, Suction—Couplings Attached" a new heading and rates for "Hose, Discharge—Couplings Attached" are added and, under the heading "Pumps" the text is revoked and specific rates and a new text are added, as set forth below:

§ 1399.15 Appendix A: Table of rates.

* * *

Hose, Discharge—Couplings Attached

<table>
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<tr>
<th>Diameter (inch)</th>
<th>Length (feet)</th>
<th>Per month</th>
<th>Per week</th>
<th>Per day</th>
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<td>10</td>
<td>$2.25</td>
<td>0.29</td>
<td>0.06</td>
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<td>12</td>
<td>2.25</td>
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<td>0.25</td>
</tr>
</tbody>
</table>

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

Issued this 23d day of November 1942.

LEON HENDERSON,
Assistant Administrator.

[Page 9785]

FEDERAL REGISTER, Wednesday, November 25, 1942

For any pump-units not listed in the foregoing table, the maximum monthly rate shall not exceed 9% of the highest maximum price established by any regulation issued by the Office of Price Administration for the sale of such pump-unit to any domestic class of purchasers. The maximum rate per week for such pump-unit shall not exceed 5% of such maximum monthly rate; the maximum daily rate shall not exceed 1/3 of such maximum monthly rate.

§ 1399.14a Effective dates of amendments.

(c) Amendment No. 5 (§ 1399.15) shall become effective as of October 22, 1942.

Issued this 23d day of November 1942.

LEON HENDERSON,
Assistant Administrator.

[Page 9785]

PART 1499—COMMODITIES AND SERVICES

[MPR 135, as Amended, Amendment 9]

SERVICES

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

A new § 1499.115a is added as set forth below:

§ 1499.115a Adjustable pricing. Any person may offer or agree to adjust prices for services subject to this regulation to prices not in excess of the maximum prices in effect at the time the services are supplied. In an appropriate situation, where a petition for amendment or an application for adjustment has been filed and requires extended consideration, the Administrator (or his authorized representative) may, upon request, grant permission to agree to adjust prices for services supplied while the petition or application is pending, in accordance with its disposition. The Administrator (or his authorized representative) may also direct that the charges for services supplied while the petition or application is pending, be paid to the supplier or to a third party, and that they be earmarked and held until the petition or

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*Copies may be obtained from the Office of Price Administration.
FEDERAL REGISTER, Wednesday, November 25, 1942

application is finally disposed of by the Administrator and the maximum price for the service is determined.

§ 1499.124a Effective dates of amendments.

(1) Amendment No. 9 (§ 1499.115a) to Maximum Price Regulation No. 165 as amended, shall become effective November 28, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 23d day of November 1942.

LEON HENDERSON, Administrator.

[F.R. Doc. 42-12321; Filed, November 23, 1942; 4:16 p. m.]

PART 1499—COMMERCIES AND SERVICES

[Supp. Reg. 14] to GMPR, Amendment 64

STORAGE, ETC., OF CERTAIN FRUITS IN OREGON AND WASHINGTON

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.*

Subparagraph (27) of the paragraph (a) of § 1499.73 is amended to read as set forth below:

§ 1499.73 Modification of maximum prices established by § 1499.2 of General Maximum Price Regulation for certain commodities, services and transactions.

(a) The maximum prices issued under § 1499.2 of the General Maximum Price Regulation for the commodities, services, and transactions listed below are modified as hereinafter provided:

* * * *

(27) Storage and warehousing of apples, pears, peaches, apricots, plums, and prunes in the States of Oregon and Washington—(a) Maximum prices—(a) Sellers supplying same service during 1941-42 season. Maximum prices for the cold storage of apples, pears, peaches, apricots, plums, and prunes, including handling in and out of warehouse, in the States of Oregon and Washington shall be, as to each seller not supplying the same service during the 1941-42 season, the maximum prices established under inferior subdivision (i) hereof for the most closely competitive seller of the same class who supplied such services during the 1941-42 season.

(c) Effective date of increased maximum prices. The maximum prices authorized by this subdivision (i) shall be effective as of the beginning of the 1942-43 season.

(ii) Refund of additional amounts previously collected on a conditional basis. Any person storing apples or pears in the State of Oregon or the State of Washington who, pursuant to Amendment No. 29 to Supplementary Regulation No. 14 to the General Maximum Price Regulation, made a conditional charge of an amount in excess of the maximum authorized in subdivision (i) hereof shall immediately refund or remit such excess amount to the person to whom such charge was made;

(iii) Definitions. As used in this subparagraph (27), the term “season” refers to the period during which fruit maturing in a particular year remains in cold storage, the term “1941-42 season” refers to the period of storage of fruit maturing during the 1941-42 season, the term “1942-43 season” refers to the period of storage of fruit maturing during 1942.

(b) Effective dates. * * *

(65) Amendment No. 64 (§ 1499.73 (a) (27)) to Supplementary Regulation No. 14 shall become effective November 28, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 23d day of November 1942.

LEON HENDERSON, Administrator.

[F.R. Doc. 42-12322; Filed, November 23, 1942; 4:16 p. m.]

PART 1499—COMMERCIES AND SERVICES

(Order 116 Under § 1499.18 (b) of GMPR)

TIDEWATER VIRGINIA AREA

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

§ 1499.1117 Adjustment of maximum prices for sales of leather sponging and washing compounds by L. H. Lincoln and
Son, Incorporated. (a) The maximum prices for the sale of the following products by L. H. Lincoln and Son, Incorporated, Coudersport, Pennsylvania, shall be the prices set forth below:

- Leather sponging compound, $0.0775 per pound, f. o. b. Coudersport
- Leather washing compound, $0.10 per pound, f. o. b. Coudersport

(b) All discounts and trade practices in effect during March 1942 on the sale by L. H. Lincoln and Son, Incorporated, of leather sponging and washing compounds shall apply to the maximum prices set forth in paragraph (a).

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

(d) This Order No. 117 may be revoked or amended by the Price Administrator at any time.

(e) This Order No. 117 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. 117 is ordered:

- (Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)
- Issued this 23d day of November 1942.
- LEOH HENDERSON, Administrator.

§ 1499.1160 Maximum prices for sales of synthetic phenol by Catalin Corporation

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

§ 1499.1161 Maximum prices for sales of synthetic phenol by Catalin Corporation

(a) The maximum price which the Catalin Corporation, a corporation incorporated under the laws of the State of Delaware, may charge for synthetic phenol produced by that corporation shall be 18.7 cents per pound, naked, f. o. b. the plant of the Catalin Corporation, Matawan, New Jersey.

(b) The maximum price set forth in paragraph (a) shall be subject to adjustment at any time by the Office of Price Administration.

(c) Catalin Corporation shall submit such reports to the Office of Price Administration as it may, from time to time, require.

(d) This Order No. 145 may be revoked or amended by the Office of Price Administration at any time.

(e) This Order No. 145 is ordered:

- (Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)
- Issued this 23d day of November 1942.
- LEOH HENDERSON, Administrator.

PART 1499—COMMODITIES AND SERVICES

Catalin Corporation

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

§ 1499.1161 Maximum prices for sales of synthetic phenol by Catalin Corporation

(a) The maximum price which the Catalin Corporation, a corporation incorporated under the laws of the State of Delaware, may charge for synthetic phenol produced by that corporation shall be 18.7 cents per pound, naked, f. o. b. the plant of the Catalin Corporation, Matawan, New Jersey.

(b) The maximum price set forth in paragraph (a) shall be subject to adjustment at any time by the Office of Price Administration.

(c) Catalin Corporation shall submit such reports to the Office of Price Administration as it may, from time to time, require.

(d) This Order No. 145 may be revoked or amended by the Office of Price Administration at any time.

(e) This Order No. 145 is ordered:

- (Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)
- Issued this 23d day of November 1942.
- LEOH HENDERSON, Administrator.

PART 1394—RAYTONG OF FUEL AND FUEL PRODUCTS

MILEAGE RATIONING GASOLINE REGULATIONS

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

All references to “November 21, 1942” are amended to read “November 20, 1942”, and all references to “November 22, 1942” are amended to read “December 1, 1942”; paragraph (d) of § 1394.8218 is revoked; subparagraph (1) of paragraph (a) of § 1394.8202, paragraphs (a) and (d) of § 1394.8285, paragraphs (a) and (b) of § 1394.7805, paragraphs (a), (b) and (c) of § 1394.7806, paragraphs (a), (b) and (c) of § 1394.7816, paragraphs (a), (b) and (c) of § 1394.8201, paragraph (c) of § 1394.8215, and § 1394.8351, are amended; and a new § 1394.8352 is added; as set forth below:

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

*7 F.R. 7135.
§ 1394.7808 Temporary transport rates.
(a) Any person requiring gasoline for the operation of a commercial motor vehicle who has made application for a certificate of war necessity but who has received no notice of any action thereon may apply between November 23, 1942, and December 31, 1942, inclusive, for a temporary transport ration pursuant to the provisions of paragraph (b) of this section, and no certificate of war necessity shall be required to be presented in connection therewith.

(b) An application for a temporary transport ration may be made, in duplicate, and, during the period from November 23, 1942, to December 31, 1942, inclusive. Such application shall be made on Form OPA R-536, and may be made by an agent. The applicant shall state (1) the type of such motor vehicle for which the ration is sought, the period for which the ration is sought, and the period for which such application shall continue in effect, (2) the maximum number of gallons of gasoline permitted under paragraph (a) of this section, or the quantity of gasoline required by the application, and the period for which such application shall continue in effect, (3) his total inventory of gasoline on hand as of 12:01 a.m., December 1, 1942, and as of December 31, 1942, inclusive, (4) the address of the place of business or intermediate distributor at which such gasoline is located, at the hours provided by the Board for the purpose of furnishing the certificates to be issued, and (5) whether such application is made by an agent. The applicant shall transmit such application, in duplicate, to the Board having jurisdiction over the area in which his place of business is located and such Board shall issue inventory coupons to him, in exchange for such receipt, in accordance with the procedure specified in paragraph (c) of this section.

Replenishment and Audit
§ 1394.8201 Registration of inventory and capacity.
(a) Every dealer and intermediate distributor shall take a physical inventory of his total gasoline supplies whether in distributor, inventory coupons equal in gallonage value to the coupons so surrendered. Such inventory shall be made, and an affidavit as to the truth of such inventory shall be filed, on Form OPA R-545, to the Board having jurisdiction over the area in which his place of business is located. The Board shall issue to a distributor in exchange for such coupons one or more exchange certificates, in accordance with the provisions of § 1394.8214. The Board shall issue to a dealer in exchange for such coupons inventory coupons equal in gallonage value to the coupons so surrendered. After December 1, 1942, in the case of Class S ration coupons, and on and after December 15, 1942, in the case of Class S ration coupons, and on and after ten (10) days but not later than fifteen (15) days after the expiration dates of Class A ration coupons, each dealer, distributor, inventory receptor, or consignee operating such place of business, a statement that the place of business is operated by a consignee, and a certification as to the truth of this information.

Modernizing coupons in sufficient number to provide for the gallonage needed to December 31, 1942, and to June 30, 1943, plus eighty (80) per cent of the maximum number of gallons of gasoline allowed by the certificate for the remaining portion of the year 1942: Provided, Further, That in the issuance of any transport ration for use prior to January 1, 1943, the Board shall deduct the number of gallons which have been allowed in the issuance of any temporary transport ration for the vehicle covered by the application.

(b) The Board shall examine the single unit certificate or the fleet certificate submitted and shall insert at the appropriate place provided in the application the maximum number of gallons of gasoline allowed by such certificate for the period for which the ration is sought. The Board shall allow the maximum number of gallons of gasoline permitted under paragraph (a) of this section, or the quantity of gasoline required by the application, and the period for which such application shall continue in effect, for which the ration is sought as stated in the application, whichever is less. The Board shall issue Class T-1 or T-2 booklets or bulk coupons in sufficient number to provide for the maximum number of gallons of gasoline allowed by it.

General Provisions With Respect to Transfers and Use
§ 1394.8156 Emergency transfers.

(d) Any Regional Administrator of the Office of Price Administration who finds that there has been delay in the issuance of rations as of December 1, 1942, as to jeopardize the movement of trucks, buses, or other essential vehicles for which no basic ration is issued, may by declaration designate the states within his region in which such delay has occurred and specify the types of vehicles affected thereby. Such declaration shall continue in effect until December 13, 1942, or such earlier date as he may determine. During the effective period of such declaration, the operator of a vehicle of a type specified therein, licensed or operated by a consignee, therein, may acquire gasoline for use in such vehicle by signing an Emergency Receipt on Form OPA R-555, in duplicate. Provided, That gasoline may be so acquired for a vehicle only during the interval between the date of application for a ration for such vehicle and the date of receipt or denial of such ration. Any dealer who has made a transfer of gasoline in exchange for an emergency receipt pursuant to this paragraph shall transmit such receipt, in duplicate, to the Board having jurisdiction over the area in which his place of business is located and such Board shall issue inventory coupons to him, in exchange for such receipt, in accordance with the procedure specified in paragraph (c) of this section.

§ 1394.8215 Transfer and surrender of expired coupons.

(c) On and after December 11, 1942, but not later than December 15, 1942, in the case of Class S ration coupons, and on and after ten (10) days but not later than fifteen (15) days after the expiration dates of Class A ration coupons, each dealer, distributor, inventory receptor, or consignee operating such place of business, a statement that the place of business is located, at the hours provided by the Board, the following matters, together with other information as may be required.

(1) His name, firm name, business address, and type of business.
(2) His total gasoline storage capacity.
(3) His total inventory of gasoline on hand as of 12:01 a.m., December 1, 1942, and as of December 31, 1942, register (on Form OPA R-545) on December 1, 1942, and as of December 31, 1942, inclusive, (4) The address of the place of business or intermediate distributor at which such gasoline is located, at the hours provided by the Board, for the purpose of furnishing the certificates to be issued. Such declaration shall continue in effect until December 13, 1942, or such earlier date as he may determine. During the effective period of such declaration, the operator of a vehicle of a type specified therein, licensed or operated by a consignee, therein, may acquire gasoline for use in such vehicle by signing an Emergency Receipt on Form OPA R-555, in duplicate. Provided, That gasoline may be so acquired for a vehicle only during the interval between the date of application for a ration for such vehicle and the date of receipt or denial of such ration. Any dealer who has made a transfer of gasoline in exchange for an emergency receipt pursuant to this paragraph shall transmit such receipt, in duplicate, to the Board having jurisdiction over the area in which his place of business is located and such Board shall issue inventory coupons to him, in exchange for such receipt, in accordance with the procedure specified in paragraph (c) of this section.

§ 1394.8215 Transfer and surrender of expired coupons.

(c) On and after December 11, 1942, but not later than December 15, 1942, in the case of Class S ration coupons, and on and after ten (10) days but not later than fifteen (15) days after the expiration dates of Class A ration coupons, each dealer, distributor, inventory receptor, or consignee operating such place of business, a statement that the place of business is located, at the hours provided by the Board, for the purpose of furnishing the certificates to be issued, in accordance with the provisions of § 1394.8214. The Board shall issue to a dealer in exchange for such coupons one or more exchange certificates, in accordance with the provisions of § 1394.8214. The Board shall issue to a dealer in exchange for such coupons one or more exchange certificates, in accordance with the provisions of § 1394.8214. The Board shall issue to a dealer in exchange for such coupons one or more exchange certificates, in accordance with the provisions of § 1394.8214. The Board shall issue to a dealer in exchange for such coupons one or more exchange certificates, in accordance with the provisions of § 1394.8214. The Board shall issue to a dealer in exchange for such coupons one or more exchange certificates, in accordance with the provisions of § 1394.8214.
TITLE 46—SHIPPING
Chapter IV—War Shipping Administration
PART 301—GENERAL REGULATIONS
[General Order No. 27]
SALE OR CHARTER OF CERTAIN VESSELS
Whereas under Executive Order No. 9064, dated February 7, 1942, and Executive Order No. 9244, dated September 16, 1942, the President of the United States has directed the Administrator, War Shipping Administration, to perform certain functions and duties and has granted the Administrator certain powers in connection therewith to assure the most effective utilization of the shipping of the United States for the successful prosecution of the war; and
Whereas it is essential in order to achieve the objectives of said Executive Orders that the sale and charter of certain vessels be subject to the approval of the Administrator, War Shipping Administration,
Now therefore, by virtue of the power vested in me by the aforesaid Executive Orders, I hereby order, That:
§ 301.4 Conditions governing sale or charter of certain vessels. (a) The sale or charter to citizens of the United States of the following vessels is hereby prohibited unless approved by the Administrator, War Shipping Administration:
(1) All self-propelled vessels, including sailing vessels, of 200 gross tons or over documented under the laws of the United States or owned or controlled by citizens of the United States,
(2) All vessels not self-propelled of 1,000 gross tons or over including barges documented under the laws of the United States or owned or controlled by citizens of the United States,
(b) The responsibility of submitting to the Administrator for his approval the proposed sale or charter of vessels as above recited shall rest equally upon the owner and the purchaser or charterer. Applications for the Administrator's approval shall follow substantially the form annexed hereto.
(c) Nothing in this order shall be construed or deemed to modify, or rescind or otherwise change existing orders and regulations of the United States Maritime Commission with respect to the sale, or charter, or transfer of vessels to aliens or foreign registry.
(E.O. 9054, 9244; 7 F.R. 337, 7327)
[SEAL] E. S. LAND, Administrator.
NOVEMBER 23, 1942.
APPLICATION FOR APPROVAL PURSUANT TO GENERAL ORDER No. 27
(To be submitted in triplicate)
Date ____________
To: War Shipping Administration, Washington, D. C.
I. Name of owner _____________________
II. Name of purchaser _____________________
Address _____________________
III. Name of vessel _____________________
Flag _____________________
Size (gross) ____________ (d.w.t.) ____________
In operation _______ Where _______ Laid up _______
How long _______ Are any preferred mortgages recorded against vessel _______?
IV. If vessel to be sold:
(a) State business of purchaser _____________________
(b) If not wholly owned by citizens of the United States, state percentage, names, and addresses of alien interests _____________________
(c) Describe trade in which vessel to be employed by purchaser _____________________
(d) Sales price _____________________
Terms _____________________
V. If vessel to be chartered:
(a) State business of charterer _____________________
(b) If not wholly owned by citizens of the United States, state percentage, names, and addresses of alien interests _____________________
(c) Form of charter _____________________
Charter rate _____________________
(d) Trading limits _____________________
(e) Commodities to be carried _____________________
(f) Loading date _____________________

Note: Applicant must submit certified copies of executed Charter Party with application, if possible. Advance approval may be obtained, however, in case of urgency, of above details submitted by telegram and later confirmed by letter with copy of Charter Party.

(Signature of applicant)

[Amended by Directive 5, Amendment 1]

PART 321—DIRECTIVES
[Directive 5, Amendment 1]
FORWARDING AND TRANSPORTATION OF WATERBORNE FOREIGN COMMERCE
Amending § 321.5. The form prescribed in paragraph (a) of § 321.5 Directive No. 5, Forwarding and Transportation of Waterborne Foreign Commerce, is hereby amended, as follows:
1. Strike out the words "Received on board" in the first sentence and substitute in lieu thereof the words "Received for shipment".
2. Insert between the line marked "Port of Discharge from Ship" and "Particulars Furnished by Shipper of Goods" a line marked "Serial Number of Forwarding Authorization".
3. Strike out the present signature provisions and insert in lieu thereof, the following: For The Master
By: _____________________
(Title of agent to be inserted as required) As Agent for the Master
By: _____________________

Directive No. 5 is further amended by adding the following new paragraph (d) at the end thereof:
"The carrier, master of the vessel, or agent of the vessel or of the carrier at the port of shipment shall note upon such number of original bills of lading as may be required by the Forwarding Regulations of the War Shipping Administration, the name of the ship upon which the material was loaded, and the
date when such loading was completed. Such notation shall be made prominently upon the face of the bill of lading by rubber or ink in the following form:

Received on Board MS SS [name of ship] on [date].

The Lend-Lease Administrator concurs in these amendments.

E. S. LAND, Administrator.

November 24, 1942.

[F. R. Doc. 42-12294; Filed, November 23, 1942; 11:31 a.m.]

PART 321—DIRECTIVES

[Directive 6]

FORWARDING AND TRANSPORTATION OF WATERBORNE FOREIGN COMMERCE

Directive with respect to forwarding and transportation of waterborne foreign commerce of goods of the United States is hereby given to the Administrator, War Shipping Administration.

To all persons (including departments, agencies, and officers of the United States) engaged in the procurement, transportation or forwarding of Lend-Lease cargo, or cargo procured, transported or forwarded for the government of any country whose defense has been deemed by the President to be vital to the defense of the United States pursuant to the Act of March 11, 1941 (which government is hereinafter referred to as a Lend-Lease government):

By virtue of the authority vested in the Administrator, War Shipping Administration, by the Act of March 14, 1942 (Public Law 488, 77th Congress), by Executive Order 9054, dated February 7, 1942, as amended; and pursuant to Directive No. 4 of November 3, 1942, of the Administrator, War Shipping Administration (7 F.R. 8567), it is hereby directed:

§ 321.6 Directive No. 6. (a) Upon the delivery of any of the cargo included within the scope of the aforesaid Directive No. 4 into the custody of the ocean carrier or on behalf of the War Shipping Administration, the said carrier shall issue to, or cause to be issued to, the War Shipping Administration, or its designees, a dock receipt acknowledging that the carrier has received the merchandise for ocean carriage.

(b) The dock receipt will be a "short" form incorporating, by reference, the ocean carrier's usual form of dock receipt, in the following language:

"Received the above described merchandise for shipment as indicated herein, subject to all conditions of the undersigned's usual form of dock receipt and bill of lading. Copies of the undersigned's usual form of dock receipt and bill of lading may be obtained from the Master of the vessel, the vessel's agent, or from the War Shipping Administration, Washington, D.C."

(c) All dock receipts shall be in non-negotiable form, and marked: "receipt for cargo delivered to dock—not negotiable."

(d) Any form of dock receipt issued pursuant to this Directive may have imprinted upon it such marks and other data as may be prescribed for or convenient for identification of the cargo, and shall be designated as "Warship-shortedock Receipt."

(e) The dock receipt shall provide for such descriptive and identifying matter as may be required by and shall be in the form prescribed by the agencies of the War Shipping Administration engaged in the forwarding of Lend-Lease materials as defined herein.

(f) This Directive shall become effective December 1, 1942.

E. S. LAND, Administrator.

November 24, 1942.

[F. R. Doc. 42-12294; Filed, November 24, 1942; 11:31 a.m.]

NOTICES

DEPARTMENT OF THE INTERIOR

Bituminous Coal Division.

[Docket No. B-43]

WAYTT, INC.

ORDER WITHDRAWING NOTICE OF AND ORDER FOR HEARING, CANCELLING HEARING, AND TERMINATING MATTER WITHOUT PREJUDICE

In the matter of Wyatt, Inc. Registered Distributor, Registration No. 9907, Respondent.

The above-entitled matter having been instituted by a Notice of and Order for Hearing dated October 24, 1941, and an answer having been filed therein by said respondent on February 1, 1942, in which it was stated that the excessive discounts referred to in such notice were accepted by the distributor as a result of an honest mistake and have been returned to the producer; and

The hearing in the above-entitled matter having been postponed by Order of the Acting Director issued December 4, 1941, to a date and place to be thereafter designated by an appropriate order; and

The Director upon the basis of said answer and other information furnished to the Division by the respondent deeming it advisable that said Notice of and Order for Hearing should be withdrawn, that the said hearing should be cancelled and that the above-entitled matter should be terminated without prejudice;

Now, therefore, IT IS ORDERED, That the said Notice of and Order for Hearing dated October 24, 1941, be and the same hereby is withdrawn; and

IT IS FURTHER ORDERED, That the hearing heretofore scheduled in the above-entitled matter be and the same hereby is cancelled; and

IT IS FURTHER ORDERED, That the above-entitled matter be and the same hereby is terminated without prejudice.

Dated: November 20, 1942.

[SEAL] DAN H. WHEELER, Director.

[F. R. Doc. 42-12294; Filed, November 23, 1942; 12:37 p.m.]

[Docket No. B-344]

CARL HAFFER AND SONS

NOTICE OF AND ORDER FOR HEARING

In the matter of Carl Hafner, John Hafner and Herbert Hafner, individually and as co-partners, trading under the name and style of Carl Hafner and Sons, Code Member.

A complaint dated October 29, 1942, pursuant to the provisions of section 4 II (1) and 5 (b) of the Bituminous Coal Act of 1937 (the "Act"), having been duly filed on November 2, 1942, by Bituminous Coal Producers Board for District No. 2, a district board, complainant, with the Bituminous Coal Division (the "Division"), alleging willful violation by Carl Hafner, John Hafner and Herbert Hafner, individually and as co-partners, trading under the name and style of Carl Hafner and Sons, RFD No. 2, Lake Lynn, Pennsylvania (the "Code Member"), of the Bituminous Coal Code (the "Code"), or rules and regulations thereunder:

IT IS ORDERED, That a hearing in respect to the subject matter of such complaint be held on January 12, 1943, at 10 a.m., as herein set forth, of the Bituminous Coal Division at White Swan Hotel, Uncontown, Pennsylvania.

IT IS FURTHER ORDERED, That W. A. Cuff, or any other officer or officers of the Division duly designated for that purpose shall preside at the hearing in such matter. The officer so designated to preside at such hearing is hereby authorized to conduct said hearing, to administer oaths and affirmations, examine witnesses, to take evidence, and to continue said hearing from time to time, and to such places as he may direct by announcement at said hearing or by subsequent notice, and to prepare and submit proposed findings of fact and conclusions and the recommendation of an appropriate order in the premises, and to perform all other duties in connection therewith authorized by law.

NOTICE is hereby given to the Code Member and to all other parties herein and to all persons and entities having an interest in this proceeding. Any person or entity eligible under § 301.123 of the Rules and Regulations Governing Practice and Procedure Before the Division in Proceedings Instituted Pursuant to sections 4 II (1) and 5 (b) of the Act, may file a petition for intervention not later than five (5) days before the date herein set for hearing on the complaint.

Notice is hereby given that answer to the complaint must be filed with the Division at its Washington Office or with any one of the statistical bureaus of the Division, within twenty (20) days after date of service thereof on the Code Mem-
FEDERAL REGISTER, Wednesday, November 25, 1942

No. 231

Burkhardt Consolidated Co.

NOTICE OF AND ORDER FOR HEARING

In the matter of the Burkhardt Consol­
dated Company, Registered Distributor, Registration No. 1265.

The Bituminous Coal Division (the "Division"), finds it necessary in a proper pro­
cess of administration of the Bituminous
Coal Act of 1937 (the "Act") and the
Bliminous Coal Code (the "Code") pro­
mulgated thereunder to determine:

A. Whether the Burkhardt Consol­
dated Company, Registered Distributor, Registration No. 1265 (hereinafter some­
times referred to as the "Distributor")
whose address is 918 Brown Street, Akron, Ohio, has violated any provision of the
Act, the Code and Orders of the Division, including the Marketing Rules and Regu­
lations, Rules and Regulations for the Registration of Distributors, and its Dis­
tributors' Agreement (the "Agreement")
dated July 18, 1940, and filed with the
Division on July 20, 1940, by said dis­
pensatory pursuant to an Order of the
Division, dated June 19, 1940, in a manner more particularly whether subsequent to
September 30, 1940, said distributor:

(1) Acting as a distributor, purchased
from Clyde A. Wallick, code member, option holder of the Wallick Mine, Mine Inde­
No. 1841, located in Franklin Township, Tuscarawas County, Ohio, District No. 4,
for resale and resold to Summit County
Children's Home, Akron, Ohio, approx­i­mately 446.5 tons of 15'/4" nut, pea, and
slack coal and approximately 21,875 tons
of 2" crushed mine run coal, during the
period November 8, 1940 to and including
June 11, 1941, at truck delivered prices
of $2.65 and $2.70 per ton, respectively,
and accepted and retained a discount of
17c per ton from the effective minimum
prices thereof, which discounts were in
excess of the maximum allowable dis­
count of 12c per ton prescribed by the
Division by Order of the Director issued
in General Docket No. 12, on June 19,
1940; and actually delivered said coal in
less than carload lots and not in a con­
tinuous flow, as a result of which, said
transactions, jointly and severally, con­
stituted violations of paragraphs (a) and
(d) of its Agreement, and § 304.10 (b) of
the Rules and Regulations for the Regis­
tration of Distributors.

(2) Acting as a distributor, purchased
from said Clyde A. Wallick, for resale
and resold to Akron Pure Milk Company,
Akron, Ohio, approximately 52.17 tons
of 2" crushed mine run coal, during the
period October 14, to October 20, 1941,
both dates inclusive, at a truck delivered
price of $2.70 per ton, and accepted
and retained a discount of 12c per ton
from the effective minimum prices there­
fore, and delivered said coal in less than
carload lots and not in a continuous flow,
as a result of which, said transactions,
jointly and severally, constituted viola­
tions of § 304.10 (b) of the Rules and Regu­
lations for the Registration of Dis­
tributors, and paragraph (d) of the
Agreement.

(3) Acting as a distributor, purchased
from said Clyde A. Wallick, for resale
and resold to Summit County Children's
Home, Akron, Ohio, approximately 159.05
tons of 15'/4" nut, pea and slack coal,
during the period December 1, 1941 to
January 30, 1942, both dates inclusive,
both dates inclusive, at a truck delivered
price of $2.70 per ton, and accepted
and retained a discount of 12c per ton
from the effective minimum prices there­
fore, and delivered said coal in less than
carload lots and not in a continuous flow,
as a result of which, said transactions,
jointly and severally, constituted viola­
tions of § 304.10 (b) of the Rules and Regu­
lations for the Registration of Dis­
tributors, and paragraph (d) of the
Agreement.

(4) Acting as a distributor, purchased
from said Clyde A. Wallick, for resale
and resold to Summit County, Mainte­
nance Department, Akron, Ohio, approx­i­mately 52,225 tons of mine run coal,
during the period December 3, 1941
through December 31, 1941, both dates
inclusive, at a truck delivered price of
$2.25 per ton, and accepted and retained
a discount of 12c per ton from the effec­
tive minimum prices therefor, and de­
ivered said coal in less than carload lots
and not in a continuous flow, as a result
of which, said transactions, jointly and
se ver a l l y, constituted violations of
§ 304.10 (b) of the Rules and Regulations
for the Registration of Distributors, and
paragraph (d) of the Agreement.

B. Whether the registration of said
Burkhardt Consolidated Company, Regis­
tered Distributor, No. 1265, is appro­
prate.
NOTICE OF FILING, ETC.

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

Notice is hereby given that Southwestern Illinois Coal Corporation, a corporation and a code member in District No. 10, having its principal place of business at 1317 Pinto Road, Indianapolis, Indiana, filed with the Bituminous Coal Division (the "Division") on November 12, 1942, an amended application dated September 22, 1942, pursuant to § 301.132 of the Rules and Regulations of the Division for the disposition of this proceeding without formal hearing.

Said amended application was clarified by a verified statement of the code member filed with the Division on October 19, 1942.

The complaint herein dated August 5, 1942, filed with the Division on August 7, 1942, pursuant to § 4 II (1) and (5) (b) of the Bituminous Coal Act of 1937 (the "Act") by the Bituminous Coal Producers Board for District No. 10, alleges that the code member willfully violated section 4 II (e) of the Act and Part II (e) of the Bituminous Coal Code (the "Code") (1) by selling through its sales agent, Walter Bledsoe & Co., to the National Lead Company at $1.00 per net ton f. o. b. mine index No. 165, approximately 4075.2 net tons of 1/4" washed screenings (Size Group No. 24) produced at said mine prior to October 1, 1940, and delivered to said purchaser during the months of October and December 1940, and January and February 1941, whereas the effective minimum f. o. b. mine price for said coal was $1.40 per net ton which transactions were contrary to the Director's ruling dated September 29, 1942, to the effect that where a code member after October 1, 1940, retained an interest or control over certain coal or remained under obligation to perform a further act in order to make the coal available for use by the purchaser at the effective minimum f. o. b. mine price established for such coal is applicable to such coal, or (2) by selling through said sales agent and delivering said coal during the months of October and November 1940 and January and February 1941 to the National Lead Company at $1.00 per net ton f. o. b. mine, whereas the effective minimum price for said coal was $1.40 per net ton.

In said amended application and statement of clarification, the code member: (a) Admits the willful violation of section 4 II (e) of the Act and Part II (e) (e) of the Code by the sale of 4075.2 net tons of 1/4" washed screenings (Size Group No. 24) at $1.00 per net ton to the National Lead Company, Carondolet, Missouri, on April 1, 1939, in the concurrent execution of a lease and license agreement with said purchaser for storage of said coal on the code member's real estate, from which storage pile 2596.2 net tons were loaded by the code member into railroad cars for delivery and delivered to said purchaser during the period from October 1, 1940, to and including December 31, 1940, and the balance of 1519 net tons thereof was loaded into railroad cars by the code member for delivery and delivered to said purchaser during the period from January 1, 1941, to and including February 5, 1941, which latter period was subsequently terminated by a final order of clarification, the code member's real estate, and the concurrent execution of a lease and license agreement; (b) Consents (1) with respect to the 2596.2 net tons of coal loaded and delivered during the period from October 1, 1940, to December 31, 1940, to the entry of a general cease and desist order which shall continue in full force and effect upon any restoration of code membership, and (2) with respect to the 1519 net tons loaded and delivered to said purchaser during the period from January 1, 1941, to and including February 5, 1941, to the entry of an order of revocation of its code membership requiring the payment of a tax in the amount of $292.37 as a condition precedent to the restoration of its code membership and agrees to pay said tax within fifteen (15) days after the entry of said order of revocation; (c) States that to the best of its belief and knowledge it has not committed any other violations of the Act, the Code, or rules and regulations thereunder, other than those referred to in (a) above.

Interested parties may file with the Division recommendations or requests for informal conferences in respect to such amended application within fifteen (15) days from the date of this notice.

Dated: November 21, 1942.

[SEAL]

DAN H. WHEELER,
Director.

[DOCKET NO. A-1665]
DISTRIBUTION BOARD 8
MEMORANDUM OPINION, ETC.

In the matter of the petition of District Board No. 8 for a change in mine name and seam designation for the Rennebaum Mine.

Memorandum opinion and order granting motion to amend petition, terminating temporary relief heretofore granted, granting temporary relief and conditionally providing for final relief, and cancelling hearing.

Petition dated September 29, 1942, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, was filed with the Division on September 29, 1942, by Bituminous Coal Producers Board for District No. 8, the petitioner in the foregoing entitled matter, requesting that coals produced by the Rennebaum Coal Company, a code member producer located in District No. 8, at its Rennebaum Mine, Mine Index No. 401, in the Stirling Seam, when loaded and mixed with coals mined by this producer at its Rennebaum Mine No. 2, Mine Index No. 387, in the Buck-
of said motion has been shown and that said motion should be granted as herein
after set forth.

Now, therefore, it is ordered, That the said motion be, and the same hereby is, granted and that the said petition herefore filed herein be, and the same hereby is, amended in accordance with said motion.

It is further ordered, That the temporary relief herefore granted in the order issued in the above-entitled matter on October 30, 1942, be, and the same hereby is, terminated;

It is further ordered, That, pending final disposition of the above-entitled matter, temporary relief is granted as follows: Commencing forthwith, the price classifications and minimum prices effective for the coals of the Rennebaum Mine, Mine Index No. 401, of Renne
baum Coal Company, for rail shipments, shall be applicable for shipment on the Louisville & Nashville Railroad Company and Southern Railway Company from Bryson Mountain, Tennessee; all allow
ances or adjustments required or per
mitted mines in Freight Origin Group No. 113 shall be applicable to all shipments of the coals of Rennebaum Mine, Mine Index No. 401, of Rennebaum Coal Com
pany, from Bryson Mountain, Tennessee;

It is further ordered, That pleadings in opposition to the original petition and motion in the above-entitled matter and applications to stay, terminate, or modify the relief herein granted may be filed with the Division within forty-five (45) days from the date of this order, pur
suant to the Order, dated, Rennebaum Coal Divi
sion, and Eastern Practice and Procedure Before the Bituminous Coal Division in Proceed
ings Instituted Pursuant to section 4 (a)
(d) of the Act,

It is further ordered, That the hearing in the above-entitled matter scheduled to be held on November 24, 1942, be, and the same hereby is, cancelled.

It is further ordered, That the relief herefore granted shall become per
manent sixty (60) days from the date of this order, unless it shall otherwise be ordered.

Dated: November 23, 1942.

[seal] DAN H. WHEELER, Director.

[F. R. Doc. 42-12356; Filed, November 24, 1942; 12:01 p. m.]

[Dockets No. B—240]

Hudson Fuel Co.

ORDER CANCELLING HEARING, ETC.

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

Order granting application filed pursu
ant to § 301.132 of the rules of practice and procedure before the division, re
serving jurisdiction and cancelling hear
ing.

On April 27, 1942, a Notice of and Or
der for Hearing was issued pursuant to § 304.14 of the Rules and Regulations for the Registration of Distributors for the purposes of determining whether the Hudson Fuel Company (the “Company”) had violated any provisions of the Bituminous Coal Act of 1937 (the “Act”), the Bituminous Coal Code (the “Code”), and orders, rules and regulations of the Division, including the Marketing Rules and Regulations, Rules and Regulations for the Registration of Distributors and its Distributors’ Agreement dated Oc
tober 30, 1940, filed pursuant to an Order for Hearing herein dated September 29, 1940, shall be, and the same hereby is, amended in accordance with
the Division’s and Order for Hearing in said Notice of and Order for Hearing herein, and

The above-entitled matter having been scheduled for hearing on May 27, 1942, and postponed by Order dated May 12, 1942 to June 8, 1942, and further postponed by Order dated May 29, 1942, to a date and place to be thereafter designated by an appropriate order;

An application based upon admissions for the disposition of the above-entitled matter without formal hearing (the “Application”), pursuant to § 301.132 of the Rules of Practice and Procedure Before the Division dated July 9, 1942, hav

A Notice dated August 22, 1942 of the filing of said application having been published in the Federal Register on August 24, 1942 pursuant to said § 301.132 and copies thereof having been duly mailed to interested parties herein; and

A Notice dated August 22, 1942 of the filing of said application having been published in the Federal Register on August 24, 1942 pursuant to said § 301.132 and copies thereof having been duly mailed to interested parties herein; and

New, therefore, it is ordered, That the hearing in the above-entitled matter be held on January 14, 1943, at 10 a. m. at a hearing room of the Bituminous Coal Di
vision at Colonial Hotel, Room 118, Al
twerp, Pennsylvania.

It is further ordered, That Charles S. Mitchell, or any other officer of the Bitu
minous Coal Division that may be duly
Designated shall preside at said hearing, and that the officer or officers herefore designated.

It is further ordered, That the Notice of and Order for Hearing herein dated September 29, 1940 shall in all other respects remain in full force and effect.

Dated: November 21, 1942.

[seal] DAN H. WHEELER, Director.

[F. R. Doc. 42-12356; Filed, November 24, 1942; 12:00 m.]

[Dockets No. B—240]

Hudson Fuel Co.

ORDER CANCELLING HEARING, ETC.

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

Order granting application filed pursu
ant to § 301.132 of the rules of practice and procedure before the division, re
serving jurisdiction and cancelling hear
ing.

On April 27, 1942, a Notice of and Or
der for Hearing was issued pursuant to § 304.14 of the Rules and Regulations for the Registration of Distributors for the purposes of determining whether the Hudson Fuel Company (the “Company”) had violated any provisions of the Bituminous Coal Act of 1937 (the “Act”), the Bituminous Coal Code (the “Code”), and orders, rules and regulations of the Division, including the Marketing Rules and Regulations, Rules and Regulations for the Registration of Distributors and its Distributors’ Agreement dated Oc
tober 30, 1940, filed pursuant to an Order for Hearing herein dated September 29, 1940, shall be, and the same hereby is, amended in accordance with
the Division’s and Order for Hearing in said Notice of and Order for Hearing herein, and

The above-entitled matter having been scheduled for hearing on May 27, 1942, and postponed by Order dated May 12, 1942 to June 8, 1942, and further postponed by Order dated May 29, 1942, to a date and place to be thereafter designated by an appropriate order;

An application based upon admissions for the disposition of the above-entitled matter without formal hearing (the “Application”), pursuant to § 301.132 of the Rules of Practice and Procedure Before the Division dated July 9, 1942, hav

A Notice dated August 22, 1942 of the filing of said application having been published in the Federal Register on August 24, 1942 pursuant to said § 301.132 and copies thereof having been duly mailed to interested parties herein; and

A Notice dated August 22, 1942 of the filing of said application having been published in the Federal Register on August 24, 1942 pursuant to said § 301.132 and copies thereof having been duly mailed to interested parties herein; and

New, therefore, it is ordered, That the hearing in the above-entitled matter be held on January 14, 1943, at 10 a. m. at a hearing room of the Bituminous Coal Di
vision at Colonial Hotel, Room 118, Al
twerp, Pennsylvania.

It is further ordered, That Charles S. Mitchell, or any other officer of the Bitu
minous Coal Division that may be duly
Designated shall preside at said hearing, and that the officer or officers herefore designated.

It is further ordered, That the Notice of and Order for Hearing herein dated September 29, 1940 shall in all other respects remain in full force and effect.

Dated: November 21, 1942.

[seal] DAN H. WHEELER, Director.

[F. R. Doc. 42-12356; Filed, November 24, 1942; 12:00 m.]

[Dockets No. B—240]
in respect to said application and it appearing that no such recommendations or requests had been filed with the Division within said fifteen (15) day period; and

It appearing from said application that the Company admits that it wilfully violated section 4 II (e) of the Act and upon said application, the Company consents to the imposition under section 4 II (d) of the Act of a fine of forty-five dollars and fifty-seven cents ($45.57), and agrees to pay said tax to the United States within ten days after the entry of said order; and

It appearing from said application that the Company consents to an order revoking its code membership, the Division hereby revokes the rights as represented by the Code Member, and the same hereby is, cancelled.

Now, therefore, pursuant to the provisions of sections 4 II (j) and 5 (b) of the Bituminous Coal Act of 1937 (the “Act”) having been duly filed on March 27, 1942, by the Bituminous Coal Producers Board for District No. 15, a district board (the “complaintant”) with the Bituminous Coal Division (the “Division”) alleging that Thos. Sneed, Bill White, Terrence O’Donnell and Arkell Sneed, individually and as co-partners, doing business under the name and style of Thos. Sneed Coal Company, code member, the Company, during the period November 13, 1940, to September 27, 1941, both dates inclusive, individually and as co-partners, doing business under the name and style of Thos. Sneed Coal Company, a Code Member (the “Code Member”), which operated the Sneed Mine, Mine Index No. 336, located in District No. 15, wilfully violated the provisions of the Act, the Bituminous Coal Code (the “Code”), the Schedule of Effective Minimum Prices for District No. 15, the pro rata bar of the Code, and the Schedule of Effective Minimum Prices for coals produced at said mine and rules and regulations promulgated by the Division pursuant to the Act, as more fully set forth in the complaint; and

The complaint and Notice of and Order for Hearing, dated April 13, 1942, having been duly served on the Code Member, and the hearing herein having been postponed, by order dated May 21, 1942, to a date and place to be thereafter designated by an appropriate order; and

An application of the Code Member for the disposition of this proceeding without formal hearing, dated August 11, 1942, pursuant to § 301.132 of the Rules of Practice and Procedure Before the Division, having been duly filed with the Division on August 13, 1942, and having been published in the Federal Register on September 4, 1942, pursuant to said § 301.132 and a conforming copy thereof having been duly served on the complaintant herein; and

Now, therefore, pursuant to the provisions of sections 4 II (h) of the Act and upon said application; and

It appearing that the Code Member admits that it wilfully violated section 4 II (e) of the Act and upon said application; and

It appearing, however, that the Director has heretofore on October 2, 1942, in a proceeding, that is, Docket B-239, ordered that the registration of Hudson Fuel Company be revoked, the Division hereby revokes the registration of Hudson Fuel Company, a registered distributor, dated April 27, 1942; and

It further appearing from said application that the Division may require as a condition precedent to the granting of such application, the repayment by the company of all distributor's discounts from the effective minimum prices unlawfully accepted and retained by the Hudson Fuel Company and that jurisdiction be, and it hereby is reserved for such purpose and for the purpose of taking such other action in this proceeding as may be appropriate;

It further appearing that the hearing in the above-entitled matter which has been heretofore postponed by the order issued herein on May 28, 1942, to a time and place to be hereafter designated, be, and the same hereby is, cancelled.

Dated: November 21, 1942.

[Seal]  
DAN H. WHEELER,  
Director.

[F. R. Doc. 42-12332; Filed, November 24, 1942; 12:00 m.]  

[DOCKET B-239]

THOS. NEEDE COAL CO.

REVOCATION OF CODE MEMBERSHIP, ETC.

In the matter of Thos. Sneed, Bill White, Terrence O’Donnell and Arkell Sneed, individually and as co-partners, doing business under the name and style of Thos. Sneed Coal Company, code member.

Order granting application filed pursuant to § 301.132 of the Rules of Practice and Procedure and the same hereby is, cancelled.

A complaint dated March 24, 1942, pursuant to the provisions of sections 4 II (j) and 5 (b) of the Bituminous Coal Act of 1937 (the “Act”) having been duly filed on March 27, 1942, by the Bituminous Coal Producers Board for District No. 15, a district board (the “complaintant”) with the Bituminous Coal Division (the “Division”) alleging that Thos. Sneed, Bill White, Terrence O’Donnell and Arkell Sneed, individually and as co-partners, doing business under the name and style of Thos. Sneed Coal Company, a Code Member (the “Code Member”), which operated the Sneed Mine, Mine Index No. 336, located in District No. 15, at less than the minimum price therefor established by the Division;

2. Wilfully violated Orders of the Division No. 296, dated September 28, 1940, and No. 297, dated October 22, 1940, during the period October 1 to December 31, 1940, both dates inclusive, by failing to maintain proper records and file with the Division reports of all coal sold and shipped by truck or wagon within the time and in the manner prescribed by said orders; and

3. Wilfully violated Orders of the Division No. 307, dated December 11, 1940, during the period January 1 to March 31, 1941, both dates inclusive, and No. 312, dated February 24, 1941, during the period April 1 to June 30, 1941, both dates inclusive, by failing to maintain proper records of all coal sold and shipped by truck or wagon within the time and in the manner prescribed by said orders; and

It further appearing in said application that the Code Member represents that it has not, to the best of its knowledge, committed any violations of the Act, the Code or regulations thereunder other than those violations admitted and more particularly described in said application; and

It further appearing in said application that the Code Member upon the basis of the aforesaid admitted violations consents to the imposition under section 5 (c) of the Code, of a fine in the amount of forty-five dollars and fifty-seven cents ($45.57), and agrees to pay said tax to the United States within ten days after the date of the order determining said fine.

Now, therefore, pursuant to the authority vested in the Division by section 4 II (h) of the Act, the Division hereby revokes its Code Membership; and

Now, therefore, pursuant to the authority vested in the Division by section 4 II (h) of the Act, the Division hereby revokes its Code Membership.
Code Member dated August 11, 1942, pursuant to said § 301.132 of the Rules of Practice and Procedure, for disposition without formal hearing of the charges contained in the complaint herein which was filed with the Division on March 27, 1942, and upon evidence in the possession of the Division.

It is hereby found that:

A. The Code Member is a partnership composed of Thos. Sneed, Bill White, Terrence O'Donnell, and Arkell Sneed, and operates the Sneed Mine, Mine Index No. 296, located in Macon County, Missouri, District No. 15.

B. Said partnership filed with the Division on December 21, 1939, its Code Acceptance dated December 19, 1939. Said Code Acceptance became effective as of September 1, 1939.

C. Said Thos. Sneed, Bill White, Terrence O'Donnell and Arkell Sneed, individually and as co-partners, doing business under the name and style of Thos. Sneed Coal Company, wilfully violated section 5 (b) of the Act, the membership in the Code of Thos. Sneed, Bill White, Terrence O'Donnell and Arkell Sneed, individually and as co-partners, doing business under the name and style of Thos. Sneed Coal Company to membership in the Code, there shall be paid to the United States a tax in the amount of forty-five cents ($45.57), as provided in section 5 (c) of the Act.

Dated: November 21, 1942.

[SEAL]  DAN H. WHEELERS, Director.

DEPARTMENT OF AGRICULTURE.

Office of the Secretary.

[ration Order C. Announcement 1]

RATIONING OF FARM MACHINERY AND EQUIPMENT

NEW FARM MACHINERY AND EQUIPMENT

Pursuant to § 2.207 of Rationing Order C the Special War Board Assistant hereby announces that no quotas will be presently established for the following Schedule I equipment:

(a) All Schedule I equipment of any type now in the hands of dealers.

(b) The following:

MACHINES FOR PREPARING CROPS FOR MARKET OR USE

Stationary hay balers, horse.

DOMESTIC WATER SYSTEMS

Deep well:

- Deep well, reciprocal.
- Deep well, jet pumps.
- Shallow well:
  - 250-499 gals. per hour.
  - 500 gals. per hour and over.

Power pumps:

- Horizontal type, up to and including 75 gals. per minute, 100 lb. pressure.
- Vertical type, to be rationed for specified uses.

FARM PUMPS AND WINDMILLS

Windmill pumps.

Windmill heads.

Windmill towers.

Pump jacks.

IRRIGATION EQUIPMENT

Irrigation pumps:

- Hydraulic rams.

Distribution equipment:

- Land leveling equipment, ditches, corrugators and scrapers (excluding power ditches, draglines and other self-powered machines).
- Portable pipe, extensions, and sprinklers.

DAIRY FARM MACHINES AND EQUIPMENT

Metal milk cans and covers.

FARM FENCING

Barbed wire.

Cable netting.

Poultry netting.

Poultry flooring.

Woven or welded wire fence.

Hog and cattle fence.

Poultry fence.

County farm rationing committees may, therefore, immediately commence to ration the Schedule I equipment listed above and to issue purchase certificates therefor, in accordance with the provisions of Rationing Order C. Certification

7 F. R. 9647.
FEDERAL REGISTER, Wednesday, November 25, 1942

RATIONS required by § 2.218 (b) of Rationing Order C must be filed for such Schedule I equipment.

This Announcement No. 1 to Rationing Order C shall become effective November 28, 1942.

Done at Washington, D. C., this 23d day of November 1942.

[SEAL]

FRED S. WALLACE,
Special War Board Assistant.

[F. R. Doc. 42-12292; Filed, November 23, 1942; 12:03 p.m.]

RATIONALIZING OF FARM MACHINERY AND EQUIPMENT

[Ration Order C, Supp. Order 1]

NEW FARM MACHINERY AND EQUIPMENT

Pursuant to § 2.212 of Rationing Order C, 7, it is hereby ordered, That:

A. (1) Any manufacturer of the Schedule I equipment listed in this paragraph A may transfer without a purchase certificate to other manufacturers, distributors, mail order houses, or dealers, provided such transfers are not for use, or may transfer for use by the transferee upon presentation of a purchase certificate, all of the Schedule I equipment listed in this paragraph A which was manufactured prior to the effective date of this order.

No manufacturer shall physically move or transfer (unless for purposes of storage in the county in which such equipment is located) the remaining 40 percent of his quota of the Schedule I equipment listed in this paragraph A, authorized to be manufactured under War Production Board Order L-170, except pursuant to further orders of the Secretary of Agriculture or of the Special War Board Assistant to the Secretary of Agriculture.

(2) Mail order houses, distributors, or dealers may accept transfers of any of the Schedule I equipment listed in paragraph A and may transfer any of the Schedule I equipment listed in this paragraph A to any other distributor, mail order house, or dealer.

(3) Each manufacturer shall keep records disclosing the number of items of such transfers to such manufacturers are not for use. Such transfers may be made without a purchase certificate provided such acceptances and such transfers are not for use. Such distributors, mail order houses, or dealers may transfer such milk cans and covers for use by the transferee if a proper purchase certificate is presented.

Manufacturers may accept transfers of such milk cans and covers without purchase certificates provided such transfers to such manufacturers are not for use.

No manufacturer, mail order house, distributor, or dealer may accept a transfer of any metal milk cans and covers unless such milk cans and covers have been distributed to him in compliance with such order.

(4) Each manufacturer shall keep records disclosing the number of metal milk cans and covers which he has transferred pursuant to this Supplementary Order No. 1. Such records shall disclose the number of such metal milk cans and covers which he is authorized by this order to distribute to such manufacturers and such persons' addresses.

B. (1) Any manufacturer of new metal milk cans and covers may transfer without a purchase certificate to other manufacturers, distributors, mail order houses, or dealers, provided such transfers are not for use, or may transfer for use by the transferee upon presentation of a purchase certificate, all metal milk cans and covers manufactured prior to the effective date of, and 70 percent of such manufacturer's production of metal milk cans and covers authorized by War Production Board Order M-200.

Each such manufacturer shall distribute such metal milk cans and covers to the same distributor, mail order house, or dealer, to whom such manufacturer distributed metal milk cans and covers in the calendar year 1941, and shall prorate the distribution of such metal milk cans and covers, the distribution of which is authorized by this order, among such persons on the basis of the percentage which the number of metal milk cans and covers of all types and sizes distributed by such manufacturer to such person in the calendar year 1941 bore to the total number of metal milk cans and covers produced by such manufacturer in the calendar year 1941. If any distributor, dealer, or mail order house to which such manufacturer distributed metal milk cans and covers in the calendar year 1941 is no longer in the business of buying and selling metal milk cans and does not desire to purchase metal milk cans and covers from such manufacturer, such manufacturer shall distribute the number of metal milk cans and covers which he is authorized by this order to distribute to any such person to any other distributor, mail order house, or dealer who will assure distribution in the same area in which such person was distributing in the calendar year 1941. No manufacturer shall physically move or transfer such milk cans and covers for use by the transferee if a proper purchase certificate is presented. Each such manufacturer, distributor, mail order house, or dealer shall, in the distribution of the Schedule I equipment listed in this paragraph C, comply with War Production Board Order M-28-1, insofar as that order is applicable to any such person.

C. Any manufacturer, distributor, mail order house, or dealer may accept transfers of the Schedule I equipment listed in this paragraph C to any other manufacturer, distributor, mail order house, or dealer.

Such transfers may be made without a purchase certificate provided such transfers are not for use.

No manufacturer, mail order house, distributor, or dealer may transfer such equipment for use by the transferee if a proper purchase certificate is presented.

Manufacturers may accept transfers of such equipment without purchase certificates provided such transfers to such manufacturers are not for use.

No manufacturer, mail order house, distributor, or dealer may accept a transfer of any such equipment unless such person to whom such equipment is transferred has a proper purchase certificate.

Each manufacturer shall keep records disclosing the number of such transfers to such manufacturers and such persons' addresses.

MACHINES FOR PREPARING CROPS FOR MARKET OR USE

Stationary hay balers, horse

DOMESTIC WATER SYSTEMS

Deep well:

Deep well, reciprocal.

Deep well, jet pumps.

Shallow well:

250-499 gals. per hour.

500 gals. per hour and over.

Power pumps:

Horizontal type, up to and including 75 gals. per minute, 100 lb. pressure.

FARM PUMPS AND WINDMILLS

Windmill pumps.

Windmill distributors, distributors, mail order houses, or dealers, may transfer any of the Schedule I equipment listed in this paragraph C, 1, to any other distributor, mail order house, or dealer. Such acceptances and such transfers are not for use.

(b) A. (1) Any manufacturer of new metal milk cans and covers may transfer without a purchase certificate to other manufacturers, distributors, mail order houses, or dealers, provided such transfers are not for use, or may transfer for use by the transferee upon presentation of a purchase certificate, all metal milk cans and covers manufactured prior to the effective date of, and 70 percent of such manufacturer's production of metal milk cans and covers authorized by War Production Board Order M-200.

Each such manufacturer shall distribute such metal milk cans and covers to the same distributor, mail order house, or dealer, to whom such manufacturer distributed metal milk cans and covers in the calendar year 1941, and shall prorate the distribution of such metal milk cans and covers, the distribution of which is authorized by this order, among such persons on the basis of the percentage which the number of metal milk cans and covers of all types and sizes distributed by such manufacturer to such person in the calendar year 1941 bore to the total number of metal milk cans and covers produced by such manufacturer in the calendar year 1941. If any distributor, dealer, or mail order house to which such manufacturer distributed metal milk cans and covers in the calendar year 1941 is no longer in the business of buying and selling metal milk cans and does not desire to purchase metal milk cans and covers from such manufacturer, such manufacturer shall distribute the number of metal milk cans and covers which he is authorized by this order to distribute to any such person to any other distributor, mail order house, or dealer who will assure distribution in the same area in which such person was distributing in the calendar year 1941. No manufacturer shall physically move or transfer such milk cans and covers for use by the transferee if a proper purchase certificate is presented. Each such manufacturer, distributor, mail order house, or dealer shall, in the distribution of the Schedule I equipment listed in this paragraph C, comply with War Production Board Order M-28-1, insofar as that order is applicable to any such person.

FARM FENCING

Barbed wire.

Poultry netting.

Hog and cattle fence.

Woven or welded wire fence:

Rog and cattle fence.

Poultry fence.

D. This Supplementary Order No. 1 shall be deemed to be a part of Rationing Order C, and any violations of this Supplementary Order No. 1 shall constitute a violation of Rationing Order C.

E. This Supplementary Order No. 1 to Rationing Order C shall become effective November 28, 1942.
DEPARTMENT OF LABOR.

Wage and Hour Division.

LEARNER EMPLOYMENT CERTIFICATES

CUSTOM HOSIERY MILLS

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 and § 522.5 (b) of the Regulations issued thereunder (August 16, 1940, 5 F.R. 2862) to the employers listed below and are made and popular priced, August 29, 1940 (5 F.R. 3392, 3393).

The employment of learners under these certificates is limited to the terms and conditions as designated opposite the employer's name. These certificates are issued upon the employers' representations that experienced workers for the learner occupations are not available for employment and that they are actually in need of learners at subminimum rates in order to prevent curtailment of opportunities for employment. The certificates may be cancelled in the manner provided for in the Regulations and as indicated on the certificate. Any person aggrieved by the issuance of these certificates may seek a review or reconsideration thereof.

NAME AND ADDRESS OF FIRM, INDUSTRY, PRODUCT, NUMBER OF LEARNERS, OCCUPATIONS, EXPIRATION DATE

CUSTOM HOSIERY MILLS
1234 Carpenter St., Philadelphia, Pennsylvania; Seamless hosiery; 5 learners; 500 hours for any one learner; 20 cents per hour for any one learner; Merrow machine operators, sewing machine operators, menders, seamers and examiners; November 23, 1942.

Signed at New York, N. Y., this 23d day of November 1942.

MERLE D. VINCENT,
Authorised Representative of the Administrator.

[FR Doc. 42-12293; Filed, November 23, 1942; 12:03 p. m.]

LEARNER EMPLOYMENT CERTIFICATES

ISSUANCE TO VARIOUS INDUSTRIES

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 indicated on the Federal Register as here stated.


Artificial Flowers and Feathers Learner Regulations, October 20, 1940 (5 F.R. 3748).

Glove Findings and Determination of February 20, 1940, as amended by Administrative Order of September 20, 1940 (5 F.R. 3748).

Hosery Learner Regulations, September 4, 1940 (5 F.R. 3580), Independent Telephone Learner Regulations, September 27, 1940 (5 F.R. 3829).

Knitted Wear Learner Regulations, October 16, 1940 (5 F.R. 3963).

Milliner Learner Regulations, Custom Made and Popular Priced, August 29, 1940 (5 F.R. 3582, 3583).

Textile Learner Regulations, May 16, 1941 (5 F.R. 2146).

Woolen Learner Regulations, October 30, 1940 (5 F.R. 3585).

Notice of Amended Order for the Employment of Learners in the Cigar Manufacturing Industry, July 20, 1941 (6 F.R. 3783).

The employment of learners under these certificates is limited to the terms and conditions as designated opposite the employer's name. These certificates become effective November 23, 1942. 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 any of these certificates may seek a review or reconsideration thereof.

NAME AND ADDRESS OF FIRM, INDUSTRY, PRODUCT, NUMBER OF LEARNERS, OCCUPATIONS, EXPIRATION DATE

Apparel Industry

Hansley Mills, Inc., 511 E. Main St., Barnesville, Ohio; Men's broadcloth shorts; 5 percent (T); November 23, 1943.

Hyde Park Clothes, Inc., 6th & Washington Sts., Newport, Kentucky; Men's clothing; 5 percent (T); November 23, 1943.

J. B. Simpson, Inc., 843 W. Adams St., Chicago, Illinois; Wool suits; 5 percent (T); November 23, 1943.

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

B. C. Undergarment Co., (Catherine St., Bloomburg, Pennsylvania; Ladies' night gowns; 4 learners (T); November 23, 1943.


Bernstein & Sons Shirt Corp., Main St., Terre Hill, Pennsylvania; Boys' cotton shirts; 10 percent (T); November 23, 1943.

Brown Garment Mfg. Co., 603 W. Markham St., Little Rock, Arkansas; Men's & boys' cotton pants; 10 percent (T); November 23, 1943.

Morris Caplan Co., 1000 Broadway, Kansas City, Missouri; Slack suits, skirt suits; 5 learners (T); November 23, 1943.

Century Overall Co., 3 North Main St., Sandwich, Illinois; Overalls, jackets, coveralls, work pants; 10 percent (T); November 23, 1943.

Franklin Garment Co., North 3rd St., Chambersburg, Pennsylvania; Ladies' cotton house dresses, smocks and uniforms; 10 percent (T); November 22, 1943.

Johnson & Co., 100 S. Minnesota Ave., St. Peter, Minnesota; Work garments; 5 learners (T); November 23, 1943.

Louisville Shirt Co., 5th St., Louisville, Georgia; Men's & boys' work clothes; 10 learners (T); November 23, 1943. (This certificate replaces the one for 5 learners, bearing the expiration date of October 12, 1943.)

Manchester Pants Co., Manchester, Maryland; Pants; 10 percent (T); November 23, 1943.

Marathon Underwear Corp., 958-990 S. Los Angeles St., Los Angeles, California; Ladies' lingerie, blouses; 20 learners (E); May 23, 1943.

Morgan Mfg. Co., 244 S. Montebello Blvd., Montebello, California; Ladies' slacks, skirts and blouses; 5 learners (T); November 23, 1943.

Nunnally & McCrae Co., 104 Mitchell St., S. W., Atlanta, Georgia; Overalls, coveralls, dungarees, coats and pants; 75 learners (E); May 23, 1943.

A. Oestreich, 447 Gilligan St., Wilkes-Barre, Pennsylvania; Infants' dresses; 50 learners (E); May 23, 1943.

Portny Garment Co., 68 E. Elm St., Alton, Illinois; Dresses; 10 percent (T); November 23, 1943.

M. H. Raab-Meyerhoff Co., 8th & Dauphin Sts., Philadelphia, Pennsylvania; Army, Marine and Civilian shirts; 10 percent (T); November 23, 1943.

Russel-Newman Mfg. Co., Masonic Building, Denton, Texas; Ladies' & children's underwear, army undershirts; 10 learners (T); November 23, 1943. (This certificate replaces the one bearing the expiration date of January 12, 1943.)

Sherman Mfg. Co., 578 Forest St., Orange, New Jersey; Cotton dresses; 11 learners (T); November 23, 1943.

David E. Smith, Inc., 601 Washington St., Lynn, Massachusetts; Dresses; 10 percent (T); November 23, 1943.

Smith Johnson Co., Inc., Crestview, Florida; Men's & boys' cotton dress shirts and sport shirts; 10 percent (T); November 23, 1943.

Sterling Corset Corp., 713 13th Ave., Belmar, New Jersey; Corsets & bathing suits; 20 learners (T); November 23, 1943.

Valmor Undergarment Co., 118 9th St., Passaic, New Jersey; Ladies' slips and gowns; 10 learners (T); November 23, 1943.

Wayne Garment Co., Forest City, Pennsylvania; Children's outerwear; 25 learners (E); May 23, 1943.

E. Weinshel & Bro. Co., 1319 N. Third St., Milwaukee, Wisconsin; Govt. jack-
tures and trousers, civilian jackets and trousers; 10 percent (T); November 23, 1943.

Weexler's, 725 Arch St., Philadelphia, Pennsylvania; Women's blouses, 5 learners (T); November 23, 1943.

Cigar Industry

Star Thompson Tobacco Co., 1007 17th St., Tampa, Florida; Cigars; 10 percent (T); Hand cigar rollers and cigar packers, to have learning period of 320 hours at 75 percent of the applicable minimum wage; November 22, 1943.

Glove Industry

Imperial Glove Co., Inc., 35 W. 8th Ave., Gloversville, New York; Leather dress gloves; 5 learners (T); November 23, 1943.

Kail Glove & Mfg. Co., 1431 Brooklyn Ave., Detroit, Michigan; Work gloves; 5 learners (T); November 23, 1943.

Livermore Falls Glove Co., Livermore, Maine; Work gloves, 5 learners (T); November 23, 1943.

Wells Lamon Corp., 217 E. Main St., Beardstown, Illinois; Work gloves; 5 percent (T); November 23, 1943.

Wells Lamon Corp., 360 Washington St., Burlington, Iowa; Knit fabric and work gloves; 5 percent (T); November 23, 1943.
and each of packing media (6), (7), and (8) following saccharine ingredients: sugar; or respective densities of packing media (3) to those of the dextrose used multiplied by 2, added inclusive, is prepared with any one of the corn sirup used is not more than one-third weight of the solids of the sugar used; or any combination, of sugar and corn sirup, heavy sirup, or extra heavy sirup, as the case may be, and not a light fruit juice sirup, or any combination, of sugar and corn sirup, heavy sirup, or extra heavy sirup, as the case may be, and not a light fruit juice sirup, or heavy fruit juice sirup, or extra heavy fruit juice sirup.

Said regulations fixing and establishing a definition and standard of identity for fruit cocktail as hereby amended shall become effective on the ninetieth day after the date of publication of this order in the Federal Register except that the provisions of paragraph (e) (1) as they apply to the optional packing media specified in paragraph (c) (3) to (8), inclusive, shall become effective on August 1, 1942.

Any interested person whose appearance was filed at the hearing may, within 5 days from the date of publication of this proposed order in the Federal Register, file with the Hearing Clerk of the Federal Security Agency, Office of the Assistant General Counsel, Room 2242, South Building, 14th Street and Independence Avenue S.W., Washington, D. C., written exceptions thereto. Exceptions shall point out with particularity the alleged errors in the proposed order, and shall contain specific references to the pages of the transcript of the testimony or to the exhibits on which each exception is based. Such exceptions may be accompanied with a memorandum or brief in support thereof.

Dated: November 21, 1942.

WATSON B. MILLER, Acting Federal Security Administrator.

No. 231

INTERSTATE COMMERCE COMMISSION.

COMMON CARRIERS

FILING OF GENERAL INCREASES IN RATES

NOVEMBER 21, 1942.

To all common carriers subject to Parts I, II and III of the Interstate Commerce Act:

The act approved October 2, 1942, entitled "An Act to amend the Emergency Price Control Act of 1942, to aid in preventing inflation, and for other purposes," contains the following provision:

That no common carrier or other public utility shall make any general increase in its rates or charges which were in effect on September 15, 1942, unless it first gives thirty days' notice to the President, or such agency as he may designate and consents to the timely intervention by such agency before the Federal, State or municipal authority having jurisdiction to consider such increase.

Order No. 1, issued by Director of Economics, dated September 14, 1942, designates the Price Administrator of the Office of Price Administration as the Agency to receive notices of such increases in common carrier rates and charges.

In turn the Office of Price Admin-

ministration has provided that two copies of such notices shall be addressed to: Transportation and Public Utilities Division of the Office of Price Administration, Washington, D. C.

For the information of the Commission and for the purpose of cooperating with the Office of Price Administration common carriers and their agents are requested, when filing with the Commission tariff publications which contain certain increases as provided in the Price Control Act, to either (a) send to the Commission with the letter of transmittal accompanying such publications a copy of the notice to the Office of Price Administration of such increases; or (b) show on the letter of transmittal (or on a separate sheet accompanying such letter of transmittal) a statement indicating whether such publications contain any general increases in rates or charges and whether and on what date notice in accordance with the provisions of law has been sent to the Transportation and Public Utilities Division of the O.P.A.

W. P. BARTEL, Secretary.

[Seal]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Amendment of Vesting Order 249]

AMERICAN POTASH & CHEMICAL CORPORATION

Vesting Order Number 249 of October 20, 1942, is hereby amended as follows and not otherwise:

(1) By striking from paragraph (a) thereof the words "the names of the registered owners of which, and the number of shares owned by them respectively, are as follows:" and by substituting therefor the words "which shares are registered in the following names:"

(2) By striking from paragraph (a) thereof the words "held for the benefit of" and substituting therefor the words "beneficially owned by".

All other provisions of such Vesting Order No. 249 and all action taken on behalf of the undersigned in reliance thereon, pursuant thereto and under the authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on November 19, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[Seal]

[Vesting Order 350]

CERTAIN INDEBTEDNESS OWING BY AMBER MINES, INC.

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:

*1 P. R. 8757.
(a) Finding that Preussische Bernstein Manufactur, whose last known address was represented to the undersigned as being Berlin, Germany, is a national of a designated enemy country (Germany);

(b) Finding that the Preussische Bergwerks und Huetten, A. G., whose last known address was represented to the undersigned as being Berlin, Germany, and which therefore is a national of a designated enemy country (Germany), was a corporation held of such stockholders by the undersigned pursuant to Vesting Order Number 43 issued under date of July 1, 1942, the owner of 1,000 shares of the capital stock of Amber Mines, Inc., a New York Corporation, New York, New York, which is a business enterprise within the United States and which therefore is a national of a designated enemy country (Germany), was a national of the aforesaid enemy country (Germany), was a national of the United States and which therefore is a national of a designated enemy country (Germany); and

(c) Finding that all right, title, interest and claim of any name or nature whatsoever of Preussische Bernstein Manufactur to all indebtedness, contingent or otherwise, and whether or not matured, owing to it by said Amber Mines, Inc., including but not limited to all security rights in and to any and all collateral securing all of such indebtedness and the right to sue for and collect such indebtedness, is an interest in the aforesaid business enterprise held by a national of an enemy country, and also is property within the United States owned or controlled by a national of a designated enemy country (Germany);

(d) Determining that to the extent that such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of the aforesaid designated enemy country (Germany);

(e) Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise; and

(f) Deeming it necessary in the national interest;

hereby vests in the Alien Property Custodian the indebtedness described in subparagraph (c), 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.

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 November 11, 1942.

[SEAL] LEO T. CROWLEY, Alien Property Custodian.

[F. R. Doc. 42-12332; Filed, N. Vember 24, 1942; 11:00 a. m.]

[Vestlng Order 360]

INTERESTS OF JOHN JACOB NORTZ, ET AL.

Interests of John Jacob Nortz, Louise Barbara Graue Mary Wolz and their Spouses and Issue, in the John Jacob Nortz Trust, Louise Barbara Graue Trust and Lily Mary Wolz Trust.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9065, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

(1) All right, title, interest and estate, both legal and equitable, of John Jacob Nortz, whose last known address was Siebert, Munich, Germany, and that of his spouse and his issue, in and to the John Jacob Nortz trust, the Louise Barbara Graue trust, and the Lily Mary Wolz trust, of which Paul Nortz is substitute trustee;

(2) All right, title, interest and estate, both legal and equitable, of Louise Barbara Graue, whose last known address was Siebert, Munich, Germany, and that of her spouse and her issue, in and to the John Jacob Nortz trust, the Louise Barbara Graue trust, and the Lily Mary Wolz trust, of which Paul Nortz is substitute trustee;

(3) All right, title, interest and estate, both legal and equitable, of Lily Mary Wolz, whose last known address was Siebert, Munich, Germany, and that of her spouse and her issue, in and to the John Jacob Nortz trust, the Louise Barbara Graue trust, and the Lily Mary Wolz trust, of which Paul Nortz is substitute trustee;

is property within the United States owned by nationals of a designated enemy country (Germany), and determining that to the extent that such persons are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of the aforesaid designated enemy country (Germany);

Determining that all right, title, interest and estate, both legal and equitable, of John Jacob Nortz, Louise Barbara Graue Mary Wolz and their Spouses and Issue, in the John Jacob Nortz Trust, Louise Barbara Graue Trust, and Lily Mary Wolz Trust.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9065, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

638 shares (which, together with the 217 shares of similar stock vested by the undersigned under Vesting Order 147 issued under date of September 17, 1942, constitute a substantial part, namely, 71.12% of all outstanding shares) of $50.00 par value stock vested by the undersigned, under date of September 17, 1942, constitute a substantial part, namely, 72.12% of all outstanding shares of the capital stock of Taiyo Trading Company, Inc., a New York corporation, New York, New York, which is a business enterprise within the United States and was found in Vesting Order No. 147 to be a national of a designated enemy country (Japan), the names and last known addresses of the owners of which, and the number of shares owned by them respectively, are as follows:

<table>
<thead>
<tr>
<th>Number of Names and last known addresses</th>
<th>shares</th>
</tr>
</thead>
<tbody>
<tr>
<td>Hiroshi Kondo, Japan (by repatriation)</td>
<td>506</td>
</tr>
<tr>
<td>Roku Kondo, Japan (by repatriation)</td>
<td>8</td>
</tr>
<tr>
<td>Jiro Kato, Japan (by repatriation)</td>
<td>92</td>
</tr>
<tr>
<td>Shigeru Sassa, Japan (by repatriation)</td>
<td>16</td>
</tr>
<tr>
<td>Masao Katoh, Japan (by repatriation)</td>
<td>16</td>
</tr>
</tbody>
</table>

Total: 635

is property of nationals, and represents control of said business enterprise which is a national, of a designated enemy country (Japan), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country the national inter-
est of the United States requires that such persons be treated as nationals of the aforesaid enemy country (Japan), 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 admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country", and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C. on November 19, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-12334; Filed November 24, 1942; 11:00 a. m.]

[SEAL]

CERTAIN INDEBTEDNESS OWING BY SOUTHERN COTTON CO., LTD.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9068, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All right, title, interest and claim of any name or nature whatsoever of Y. Shinohara (alien detention camp) and S. Takabe (alien detention camp), citizens of Japan, and of H. Yamanouchi, J. Arakawa, E. Fujise, J. Inouye, T. Okamoto, S. Nakamura, K. Ito, K. Otani and K. Kuzutani, and each of them, the last known address of each of whom was represented to the undersigned as Zug, Switzerland, and which is an interest in the aforesaid business enterprise held by, and is property within the United States owned or controlled by, nationals of a designated enemy country (Japan), 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", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C. on November 19, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-12335; Filed November 24, 1942; 11:00 a. m.]

[SEAL]

CERTAIN INDEBTEDNESS OWING BY BUFFALO ELECTRO-CHEMICAL COMPANY, INC.

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:

All right, title, interest and claim of any name or nature whatsoever of Holding A. G. Fuer Merck-Unternehnungen (also known as Merck Holding Co.), the last known address of which was represented to the undersigned as being Zug, Switzerland, and which is listed on The Proclaimed List of Certain Real and Personal Property in the Proclamation 2497 of the President of the.
OFFICE OF PRICE ADMINISTRATION.

| Order 4 Under MPR 225 |

PORTLAND PRINTING HOUSE, INC.

ORDER GRANTING ADJUSTMENT

Order No. 4 Under Maximum Price Regulation No. 225—Printing and Printed Paper Commodities

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250 and in accordance with § 1345.469 (b) of Maximum Price Regulation No. 225, it is hereby ordered:

(a) Portland Printing House, Inc. may sell and deliver to the Portland Gas and Coke Company and the Northwestern Electric Company single and double merchandise and customer monthly statements at prices not in excess of the following:

<table>
<thead>
<tr>
<th>Single Statements</th>
<th>$2.18 per M</th>
</tr>
</thead>
<tbody>
<tr>
<td>Double Statements</td>
<td>$4.49 per M</td>
</tr>
</tbody>
</table>

This permission shall be retroactive to September 21, 1942.

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

(c) This Order No. 4 may be revoked or amended by the Price Administrator at any time.

(d) Unless the context otherwise requires, the definitions set forth in § 1345.472 of Maximum Price Regulation No. 225 shall apply to the terms used herein.

(e) This Order No. 4 shall become effective November 24, 1942.

Issued this 23d day of November 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42—12306; Filed, November 23, 1942; 4:20 p. m.]

ORDER GRANTING ADJUSTMENT AND DENYING PROTESTS, ETC.

Order No. 64 Under Maximum Price Regulation No. 120—Bituminous Coal Delivered From Mine or Preparation Plant—Docket No. 1120—92-P

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250, and in accordance with § 1340.207 (b) of Maximum Price Regulation No. 120, it is hereby ordered:

(a) Granting adjustment. (1) Rail shipments of run-of-mine coal (Size Group 6), produced by John T. Fallon at his Junior Mine (Mine Index No. 82), District No. 3, in Barbour County, West Virginia may be sold and purchased for railroad fuel use at prices not exceeding $2.25 per net ton f. o. b. the mine.

(b) Unless the context otherwise requires, the definitions set forth in § 1340.238 of Maximum Price Regulation No. 120 shall apply to the terms used herein.

ORDER GRANTING ADJUSTMENT

THREE COUNTIES COAL CORPORATION

Order No. 83 Under Maximum Price Regulation No. 120—Bituminous Coal Delivered From Mine or Preparation Plant—Docket No. 9110—110

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942 as amended and Executive Order No. 9250, and in accordance with § 1340.207 (b) of Maximum Price Regulation No. 120, it is ordered:

(a) Three Counties Coal Corporation, Augusta, Illinois, may sell and deliver and any person may buy and receive the bituminous coal described in paragraph (b) at prices not in excess of the respective prices stated therein, for shipment by truck or wagon;

(b) Coals in Size Groups 1 and 8 produced by the Three Counties Coal Corporation at its Augusta Mine (Mine Index No. 1343), in District No. 10, may be sold for shipment by truck or wagon at a price not to exceed $3.50 and $2.50 per net ton respectively, f. o. b. the mine;

(c) This Order No. 83 may be revoked or amended by the Price Administrator at any time;

(d) Unless the context otherwise requires, the definitions set forth in § 1340.305 of Maximum Price Regulation No. 120 shall apply to terms used herein;

(e) This Order No. 83 shall become effective this 24th day of November 1942.

Issued this 23d day of November 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42—12307; Filed, November 23, 1942; 4:20 p. m.]
FEDERAL REGISTER, Wednesday, November 25, 1942

SHOCKLEY CREEK COAL COMPANY
ORDER GRANTING ADJUSTMENT

Order No. 85 Under Maximum Price Regulation No. 120—Bituminous Coal Delivered From Mine or Preparation Plant—Docket No. 3120-211.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250, and in accordance with § 1340.207 (b) of Maximum Price Regulation No. 120, It is ordered:

(a) The Shockley Creek Coal Company, Beckley, West Virginia, may sell and deliver, and any person may buy and receive, the bituminous coal described in paragraph (b) at prices not in excess of those stated therein, for shipment by rail and via tidewater.

(b) The coal produced by the Shockley Creek Coal Company at its Semoco Mine, Mine Index No. 165, in District No. 7, may be sold for shipment by rail and via tidewater at prices not to exceed $3.00 per net ton in Size Group 7 and $2.75 per net ton in Size Group 8, f. o. b. the mine.

(c) Within thirty (30) days from the effective date of this order, said White Ash Coal Company shall notify all persons purchasing its coals of the adjustments granted by this order, and shall include a statement that if the purchaser is subject to Maximum Price Regulation No. 122 in the resale of coal, the adjustments granted by this order do not authorize any increase in the purchaser’s resale price except in accordance with and subject to the conditions stated in Amendment No. 8 to Maximum Price Regulation No. 122.

Issued this 23rd day of November 1942.

LEON HENDERSON, Administrator.

WHITE ASH COAL COMPANY
ORDER GRANTING ADJUSTMENT

Order No. 86 under Maximum Price Regulation No. 120—Bituminous Coal Delivered From Mine or Preparation Plant—Docket No. 3120-188.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250, and in accordance with § 1340.207 (b) of Maximum Price Regulation No. 120, It is ordered:

(a) The White Ash Coal Company, Pocahontas, Illinois, may sell and deliver, and any person may buy and receive, the bituminous coal described in paragraph (b) at prices not in excess of those stated therein.

(b) Coals produced by White Ash Coal Company at its Middle Road Mine (Mine Index No. 788), in District No. 10, may be sold for shipments by truck or wagon at prices not to exceed the following prices per net ton, f. o. b. the mine:

<table>
<thead>
<tr>
<th>Size groups</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>8</td>
<td>$2.85</td>
</tr>
<tr>
<td>10</td>
<td>2.85</td>
</tr>
<tr>
<td>12</td>
<td>2.60</td>
</tr>
</tbody>
</table>

(d) Unless the context otherwise requires, the definitions set forth in § 1340.208 of Maximum Price Regulation No. 120 shall apply to terms used herein;

(e) This Order No. 87 shall become effective November 24, 1942.

Issued this 23rd day of November 1942.

LEON HENDERSON, Administrator.

[Order 88 Under MPR 120]

PEKIN COAL MINING COMPANY
ORDER GRANTING ADJUSTMENT

Order No. 88 under Maximum Price Regulation No. 120—Bituminous Coal Delivered From Mine or Preparation Plant—Docket No. 819.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250, and in accordance with § 1340.207 (b) of Maximum Price Regulation No. 120, It is hereby ordered:

(a) The Pekin Coal Mining Company, Pekin, Illinois, may sell and deliver, and any person may buy and receive, the bituminous coal described in paragraph (b) at prices not to exceed the respective prices stated therein;

(b) Coals produced at the Pekin Mine (Mine Index No. 819), District No. 10, of the Pekin Coal Mining Company, may be sold for shipment by truck or wagon at prices per net ton, f. o. b. the mine, not to exceed $3.40, $3.25, and $2.75, respectively;

(c) This Order No. 88 may be revoked or amended by the Price Administrator at any time;

(d) All prayers of the petition not granted herein are denied;

(e) Within thirty days from the effective date of this order, said Pekin Coal Mining Company shall notify all persons purchasing its coals of the adjustments granted in the Order, and shall include a statement that if the purchaser is subject to Maximum Price Regulation No. 122 in the resale of coal, the adjustments granted by the order do not authorize an increase in the purchaser’s resale price except in accordance with and subject to the conditions stated in Amendment No. 8 to Maximum Price Regulation No. 122.

Issued this 23rd day of November 1942.

LEON HENDERSON, Administrator.