

Feed



THE NATIONAL ARCHIVES  
OF THE UNITED STATES  
1934

# FEDERAL REGISTER

VOLUME 8      NUMBER 239

*Washington, Thursday, December 2, 1943*

## Regulations

### TITLE 7—AGRICULTURE

#### Chapter XI—War Food Administration (Distribution Orders)

[FDO 79-44, Amdt. 1]

#### PART 1401—DAIRY PRODUCTS

##### DIRECTOR'S ORDER FOR THE SPRINGFIELD-HOLYOKE, MASS., MILK SALES AREA

Pursuant to the authority vested in the Director by Food Distribution Order No. 79, dated September 7, 1943 (8 F.R. 12426), as amended, and to effectuate the purposes thereof, Food Distribution Order No. 79-44, § 1401.78, relative to the conservation of fluid milk in the Springfield-Holyoke, Mass., milk sales area (8 F.R. 13968), issued by the Director of Food Distribution on October 11, 1943, is amended as follows:

The milk sales area described in § 1401.78 (b) of the original order is modified in the following particulars: Delete the words "and in Enfield, Connecticut."

*Effective date.* This amendment of FDO No. 79-44 shall become effective at 12:01 a. m., e. w. t., December 1, 1943.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; FDO 79, 8 F.R. 12426, 13283)

Issued this 29th day of November 1943.

ROY F. HENDRICKSON,  
Director of Food Distribution.

[F. R. Doc. 43-19178; Filed, November 30, 1943; 4:04 p. m.]

[FDO 79-97, Amdt. 1]

#### PART 1401—DAIRY PRODUCTS

##### DIRECTOR'S ORDER FOR THE MANCHESTER, N. H., MILK SALES AREA

Pursuant to the authority vested in the Director by Food Distribution Order No. 79, dated September 7, 1943 (8 F.R. 12426), as amended, and to effectuate the purposes thereof, Food Distribution Order No. 79-97, § 1401.122, relative to the conservation of fluid milk in the Manchester, New Hampshire, milk sales area

(8 F.R. 15481), issued by the Director of Food Distribution on November 6, 1943, is amended as follows:

The milk sales area described in § 1401.122 (b) of the original order is modified in the following particulars: Add: "The town of Hooksett in the County of Merrimack, New Hampshire."

*Effective date.* This amendment of FDO No. 79-97, shall become effective at 12:01 a. m., e. w. t., December 1, 1943.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; FDO 79, 8 F.R. 12426, 13283)

Issued this 29th day of November 1943.

ROY F. HENDRICKSON,  
Director of Food Distribution.

[F. R. Doc. 43-19179; Filed, November 30, 1943; 4:04 p. m.]

[FDO 79-101, Amdt. 1]

#### PART 1401—DAIRY PRODUCTS

##### DIRECTOR'S ORDER FOR THE YORK, PA., MILK SALES AREA

Pursuant to the authority vested in the Director by Food Distribution Order No. 79, dated September 7, 1943 (8 F.R. 12426), as amended, and to effectuate the purposes thereof, Food Distribution Order No. 79-101, § 1401.131, relative to the conservation of fluid milk in the York, Pennsylvania, milk sales area (8 F.R. 15771), issued by the Director of Food Distribution on November 16, 1943, is amended as follows:

The expense of administration specified in § 1401.131 (c) of the original order is reduced from \$0.01 to \$0.005.

*Effective date.* This amendment of FDO 79-101, shall become effective at 12:01 a. m., e. w. t., December 1, 1943.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; FDO 79, 8 F.R. 12426, 13283)

Issued this 29th day of November 1943.

ROY F. HENDRICKSON,  
Director of Food Distribution.

[F. R. Doc. 43-19180; Filed, November 30, 1943; 4:04 p. m.]

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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, as amended; 44 U.S.C., ch. 8B), under regulations prescribed by the Administrative Committee, approved by the President. Distribution is made only by the Superintendent of Documents, Government Printing Office, Washington, D. C.

The regulatory material appearing herein is keyed to the Code of Federal Regulations, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended June 19, 1937.

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[FDO 22-5]

PART 1425—CANNED AND PROCESSED FOODS  
CANNED CITRUS FRUIT AND CANNED CITRUS  
FRUIT JUICES

## Correction

The chapter heading for F.R. Doc. 43-19006, appearing on page 16097 of the issue for Tuesday, November 30, 1943, should read "Chapter XI—War Food Administration (Distribution Orders)".

TITLE 9—ANIMALS AND ANIMAL  
PRODUCTSChapter II—War Food Administration  
(Packers and Stockyards)PART 204—POSTED STOCKYARDS AND LIVE  
POULTRY MARKETSAUGUSTINE LIVESTOCK COMMISSION CO.,  
LAMAR, COLO.

It has been ascertained that the Lamar Livestock Commission Company, Inc., Lamar, Colorado, posted on May 4, 1937, as coming within the jurisdiction of the Packers and Stockyards Act, 1921, as amended, is now owned and operated by C. F. Augustine and H. P. Augustine, partners doing business as Augustine Livestock Commission Company, and that the name of the yard is now the Augustine Livestock Commission Company, Lamar, Colorado. Therefore, notice of such facts is given to its owners and to the public, and the name of the stockyard changed to Augustine Livestock Commission Company on the list of posted stockyards in 9 CFR 204.1.

(7 U.S.C. 1940 ed. 181 et seq.; E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423)

Done at Washington, D. C., this 30th day of November 1943.

THOMAS J. FLAVIN,  
Assistant to the  
War Food Administrator.

[F. R. Doc. 43-19177; Filed, November 30, 1943;  
4:00 p. m.]

## TITLE 16—COMMERCIAL PRACTICES

## Chapter I—Federal Trade Commission

[Docket No. 4945]

PART 3—DIGEST OF CEASE AND DESIST  
ORDERS

## WINTERINE MANUFACTURING CO.

§ 3.6 (a) (10) Advertising falsely or misleadingly—Comparative data or merits: § 3.6 (t) Advertising falsely or misleadingly—Qualities or properties of product or service: § 3.6 (x) Advertising falsely or misleadingly—Results: § 3.6 (y) Advertising falsely or misleadingly—Safety. In connection with offer, etc., in commerce, of respondent's "Antarctic" antifreeze solution, or of any other similar antifreeze solution, representing, directly or by implication, that said product (1) is a safe and dependable antifreeze preparation for use in the cooling system of automobile or other internal combustion engines; (2) is a superior type of antifreeze preparation; (3) will protect the cooling systems of automobile or other internal combustion engines against rust, corrosion, or other deterioration; and (4) will not rust, corrode, or clog the cooling systems of automobiles or other internal combustion engines, or will not damage radiators, hose connections, or the exterior finish of automobiles; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, Winterine Manufacturing Company, Docket 4945, November 22, 1943]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 22d day of November, A. D. 1943.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the answer of the respondent, and a stipulation as to the facts entered into by and between counsel for the Commission and counsel for the respondent upon the record, which provides, among other things, that without further evidence or other intervening procedure the Commission may issue and serve upon the respondent findings as to the facts and conclusion based thereon and an order disposing of the proceeding, and the Commission having made its findings as to the facts and its conclusion that the respondent has violated the provisions of the Federal Trade Commission Act:

It is ordered, That the respondent, Winterine Manufacturing Company, a corporation, its officers, 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 its antifreeze solution designated "Antarctic," or any other antifreeze solution of substantially similar composition or having substantially similar properties, whether sold under the same name or under any other name, do forthwith cease and desist from representing, directly or by implication:

1. That said product is a safe and dependable antifreeze preparation for use in the cooling system of automobile or other internal combustion engines.

2. That said product is a superior type of antifreeze preparation.

3. That said product will protect the cooling systems of automobile or other internal combustion engines against rust, corrosion, or other deterioration.

4. That said product will not rust, corrode, or clog the cooling systems of automobiles or other internal combustion engines, or will not damage radiators, hose connections, or the exterior finish of automobiles.

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

By the Commission.

[SEAL]

OTIS B. JOHNSON,  
Secretary.

[F. R. Doc. 43-19220; Filed, December 1, 1943;  
11:44 a. m.]

[Docket No. 4751]

PART 3—DIGEST OF CEASE AND DESIST  
ORDERS

EVENING DRESS GUILD, INC., ET AL.

§ 3.27 (d) *Combining or conspiring—To enhance, maintain or unify prices.* In connection with the offer, etc., in commerce, of formal evening dresses or other similar articles of merchandise, and on the part of eleven corporations, and seven individuals, and on the part of the respective officers, representatives, etc., of said respondent corporations and individuals, entering into, continuing, cooperating in, or carrying out any planned common course of action, mutual agreement, understanding, combination, or conspiracy between and among any two or more of said respondents or between any one or more of said respondents and others not parties hereto, to establish, fix, or maintain prices, terms, or conditions of sale for formal evening dresses or other similar articles of merchandise, or adhere to or promise to adhere to prices, terms, or conditions of sale so fixed; hold or participate in any meeting or discussion among themselves or under the auspices of any association or other medium or agency when the intent, purpose, or effect of same is to fix, establish, maintain, or adhere to the prices to be charged dealers for formal evening dresses or other similar articles of merchandise; and employ or utilize any association or other medium or agency as an instrument, vehicle, or aid in establishing, fixing, or maintaining the prices, terms, or conditions of sale for formal evening dresses or other similar articles of merchandise; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, Evening Dress Guild, Inc., et al., Docket 4751, November 16, 1943]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 16th day of November, A. D. 1943.

In the Matter of Evening Dress Guild, Inc., a Corporation, and Its Officers, Board of Directors and Members as Follows: Harry Goodman, Acting President; Murray E. Gottesman, Acting Secretary; Meyer Schatzberg, Acting Treasurer; and Jack Levy, Murray E. Gottesman, and Mike Reiter, Directors of Said Evening Dress Guild, Inc., Individually and as Officers and Members of the Said Board of Directors, Respectively; Bouquet Formals, Inc., a Corporation; Clover Dance Frocks, Inc., a Corporation; Darling Formals, Inc., a Corporation; Debonair Dance Frocks, Inc., a Corporation; Gaytime Frocks, Inc., a Corporation; Hollywood Formals, Inc., a Corporation; Judy Formals, Inc., a Corporation; Patio Dress Co., Inc., a Corporation; Penelope Frocks, Inc., a Corporation; Seville Dress Manufacturing Co., Inc., a Corporation; Studio Dance Frocks, Inc., a Corporation; Tango Formals, Inc., a Corporation; S. Wicha, Inc., a Corporation; and Harry Goodman and Herman Goodman, Individually and as Copartners; Joseph Scafuri, an Individual Trading Under the Name of Adorable Dance Frocks; Murray Oliphant, an Individual, Members of Said Evening Dress Guild, Inc.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and the answers of the respondents, in which answers the said respondents admit all the material allegations of fact set forth in said complaint and waive all intervening procedure and further hearings as to the facts; and the Commission having made its findings as to the facts and its conclusion that said respondents have violated the provisions of the Federal Trade Commission Act:

It is ordered, That respondents Bouquet Formals, Inc., a corporation; Clover Dance Frocks, Inc., a corporation; Debonair Dance Frocks, Inc., a corporation; Gaytime Frocks, Inc., a corporation; Hollywood Formals, Inc., a corporation; Patio Dress Co., Inc., a corporation; Penelope Frocks, Inc., a corporation; Seville Dress Manufacturing Co., Inc., a corporation; Studio Dance Frocks, Inc., a corporation; Tango Formals, Inc., a corporation; and S. Wicha, Inc., a corporation, and their respective officers, representatives, agents, and employees; and respondents Harry Goodman and Herman Goodman, individually and as copartners, Joseph Scafuri, individually and trading as Adorable Dance Frocks, and Murray E. Gottesman, Meyer Schatzberg, Jack Levy, and Mike Reiter, individually, and their respective representatives, agents, and employees, directly or through any corporate or other device in connection with the offering for sale, sale, and distribution of formal evening dresses or other similar articles or merchandise in commerce as "commerce" is defined in the Federal

Trade Commission Act, do forthwith cease and desist from entering into, continuing, cooperating in, or carrying out any planned common course of action, mutual agreement, understanding, combination, or conspiracy between and among any two or more of said respondents or between any one or more of said respondents and others not parties hereto, to do or perform any of the following acts or practices:

1. Establishing, fixing, or maintaining prices, terms, or conditions of sale for formal evening dresses or other similar articles of merchandise, or adhering to or promising to adhere to prices, terms, or conditions of sale so fixed.

2. Holding or participating in any meeting or discussion among themselves or under the auspices of any association or other medium or agency when the intent, purpose, or effect of same is to fix, establish, maintain, or adhere to the prices to be charged dealers for formal evening dresses or other similar articles of merchandise.

3. Employing or utilizing any association or other medium or agency as an instrument, vehicle, or aid in establishing, fixing, or maintaining the prices, terms, or conditions of sale for formal evening dresses or other similar articles of merchandise.

It is further ordered, That the complaint herein be, and the same hereby is, dismissed as to the respondents Evening Dress Guild, Inc., a corporation; Darling Formals, Inc., a corporation; Judy Formals, Inc., a corporation; and Murray Oliphant, an individual.

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

By the Commission.

[SEAL]

OTIS B. JOHNSON,  
Secretary.

[F. R. Doc. 43-19219; Filed, December 1, 1943;  
11:44 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VIII—Foreign Economic  
Administration

Subchapter A—General

[Delegation of Authority 20]

PART 800—ORDERS AND DELEGATIONS OF  
AUTHORITY

DIRECTOR OF BUREAU OF SUPPLIES

§ 800.50 *Delegation of Authority No. 20.* By virtue of the authority vested in me as Administrator of the Foreign Economic Administration by Executive Order No. 9380, dated September 25, 1943 (8 F.R. 13081), authority is hereby delegated to the Executive Director of the Bureau of Supplies or, in his absence, to the officer designated by said Executive Director to act for him:

(a) To exercise and perform all powers and functions contained in sec-

tion 6 of the act of July 2, 1940 (Public Law 703; 76th Congress), as amended by the Act of June 30, 1942 (Public Law 638, 77th Congress), and to issue such rules and regulations as may be necessary or proper to carry out the provisions of said Act;

(b) To exercise and perform all powers and functions vested in me by Executive Order No. 8942, dated November 19, 1941 (6 F.R. 5909), as amended, except the power to sign and issue subpoenas; and

(c) To delegate and provide for the redelegation of such of these powers and functions as may from time to time be required.

LEO T. CROWLEY,  
Administrator.

NOVEMBER 29, 1943.

[F. R. Doc. 43-19172; Filed, November 30, 1943;  
1:56 p. m.]

#### Subchapter B—Export Control

[Amtd. 125]

#### PART 802—GENERAL LICENSES

##### PUBLICATIONS

Section 802.21 *General license "G-PUB"* (8 F.R. 11127) is hereby amended in the following particulars:

1. Paragraph (a) is hereby amended by adding to the list of commodities set forth therein the following:

*Commodities and Department of Commerce Number*

Music in books and sheets, 9523.00.

2. Paragraph (b) is hereby amended to read as follows:

(b) A general license designated "G-PUB" is hereby granted authorizing the exportation of publications to all destinations assigned general license numbers.

(Sec. 6, 54 Stat. 714; Pub. Law 75, 77th Cong.; Pub. Law 638, 77th Cong.; Order 3 and Delegation of Authority 25, 7 F.R. 4951; Delegation of Authority 47, 8 F.R. 8529; E.O. 9361, 8 F.R. 9861 and Order 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081)

C. VICTOR BARRY,  
Chief of Office,  
Office of Exports.

NOVEMBER 25, 1943.

[F. R. Doc. 43-19200; Filed, December 1, 1943;  
9:39 a. m.]

#### Chapter IX—War Production Board

##### Subchapter B—Executive Vice-Chairman

**AUTHORITY:** Regulations in this subchapter issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 176; E.O. 9024, 7 F.R. 329; E.O. 9125, 7 F.R. 2719; W.P.B. Reg. 1 as amended March 24, 1943, 8 F.R. 3666, 3696; Pri. Reg. 1 as amended May 15, 1943, 8 F.R. 6727.

#### PART 1010—SUSPENSION ORDERS

[Suspension Order S-409]

STERLING METALWARE CO., INC.

Sterling Metalware Company, Inc., of Philadelphia, Pennsylvania, is engaged

in the manufacture and sale of commercial cooking and restaurant equipment. During the third and fourth quarters of 1942 this company was a Class One producer, as defined in Priorities Regulation No. 11, and violated that regulation by applying and extending preference ratings for materials, without having filed a PRP application or having received a PRP certificate. Further, this company violated Limitation Order L-182 by delivering, subsequent to March 1, 1943, certain items of commercial cooking and food and plate warming equipment, as defined in that order, without specific authorization of the War Production Board. Sterling Metalware Company, Inc., had adequate opportunity to acquaint itself with Priorities Regulation No. 11 and Limitation Order L-182 and the aforesaid violations must be considered wilful.

It appears that for the third calendar quarter of 1943 Sterling Metalware Company, Inc. was allotted the following amounts of controlled materials by the War Production Board: 13.1 tons of carbon steel, 4.1 tons of alloy steel, 1289 pounds of copper base alloy, 475 pounds of tubing and pipe and 170 pounds of brass mill products.

These violations of regulations of the War Production Board have hampered and impeded the war effort of the United States. In view of the foregoing, it is hereby ordered, that:

#### § 1010.409 *Suspension Order S-409.*

(a) During the fourth calendar quarter of 1943, Sterling Metalware Company, Inc., its successors or assigns, shall not receive, use, or have the benefit of any controlled materials, as they are defined in Controlled Materials Plan Regulation No. 1, whether heretofore or hereafter allotted to it, in excess of two-thirds of the amounts of allotments of controlled materials made to it for the third calendar quarter of 1943.

(b) Nothing contained in this order shall be deemed to relieve Sterling Metalware Company, Inc., its successors or assigns, from any restriction, prohibition, or provision contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

(c) This order shall take effect on October 1, 1943, and shall expire on December 31, 1943.

Issued this 20th day of August 1943.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 43-19202; Filed, December 1, 1943;  
10:22 a. m.]

#### PART 1010—SUSPENSION ORDERS

[Suspension Order S-418]

##### A. F. ROBINSON BOILER WORKS

A. F. Robinson Boiler Works is a corporation located in Cambridge, Massachusetts, making a wide variety of steel products. It is a PRP Unit governed by

the provisions of Priorities Regulation No. 11. The company has violated the provisions of that order in the following respects:

In the fourth quarter of 1942 it applied ratings to deliveries of carbon steel in excess of the quota authorized in its PRP certificate. The certificate authorized a quota of 39 tons as against which the company issued purchase orders for 61.66 tons. These purchases were in violation of paragraph (d) of the regulation as amended October 3, 1942.

In the fourth quarter of 1942 it also accepted deliveries of carbon steel in excess of the quantity authorized on its certificate. As against its quota of 39 tons it received 59.46 tons. This was in violation of paragraph (e) of the regulation as amended October 3, 1942.

In the same quarter it also applied preference ratings to carbon steel other than those authorized on its certificate in numerous instances.

The company has continued its violations even after the War Production Board, by denying its PD-25-F supplemental applications, made it abundantly clear that there was no more carbon steel lawfully available to the company during the fourth quarter. By its improper action, the company has obtained steel which the War Production Board intended to allocate to other uses which it regarded more vital, and by so doing has hampered and impeded 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, that:

#### § 1010.418 *Suspension Order S-418.*

(a) A. F. Robinson Boiler Works, its successors or assigns, shall not accept or fill any orders calling for deliveries of any iron or steel products unless such orders bear ratings of AA-3 or higher.

(b) Nothing contained in this order shall be deemed to relieve the A. F. Robinson Boiler Works, its successors or assigns, from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board, except in so far as the same may be inconsistent with the provisions hereof.

(c) This order shall take effect on the first day of October 1943 and shall expire on the first day of February, 1944.

Issued this 28th day of August 1943.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 43-19203; Filed, December 1, 1943;  
10:22 a. m.]

#### PART 3208—SCHEDULED PRODUCTS

[General Scheduling Order M-293, Table 15]

##### CHEMICALS DIVISION

§ 3208.16 *Table for Chemicals Division.* (a) The following table is issued pursuant to the provision of General Scheduling Order M-293.

Type of M-298 product	Designation	Applicable form column 1		
		1	2	3
Oil processing machinery and equipment designated as the types and/or kinds used in processing, or in connection with the processing of animal, fish and vegetable oils, fats and greases, or petroleum products:				
1. Crushers and grinders.				
(a) Bone, crushing rolls, diamond type hogs, Mitts Merrill hogs, Mill pulverizers.	Y			2586
2. Driers, including but not limited to the following types: steam, tankage, fish-meal, bone, copra, hemp, fibre, soybean, cottonseed, flaxseed, citrus products, brewers' slop, oilseed, rice, rotary, blood, cooker.	Y			2586
3. Evaporators.	Y			2586
(a) Fish stick, fertilizer, solvent extraction.				
(b) Digestors.				
4. Expellers.	Y			2586
5. Presses for edible and inedible oils and greases, all types including, screw, hydraulic, filter, cage, platen frame, cake forming, mechanical, curb, cracking, laboratory.	Y			2586
6. Processing equipment including attrition mills, blenders, bleaching, cookers and melters, feeder hoppers, hashers and washers, pairers, samplers, trimmers, thermo-chemical units, percolators.	Y			2586
7. Separators, centrifuges, clarifiers, purifiers, extractors.	Y			2586
8. Votators.	Y			2586
(a) Texturators.				
(b) Chilling rolls, lard rolls.				
(c) Grease, oil, and wax.				

<sup>1</sup> A person placing an order for a Class Y product must use the form shown in Column 3 to obtain WPB authorization.

Issued this 1st day of December 1943.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 43-19206; Filed, December 1, 1943;  
10:22 a. m.]

#### PART 3286—MISCELLANEOUS MINERALS

[Conservation Order M-199, Direction 1]

#### USE OF TREASURY SILVER IN THE MANUFACTURE OF EMBROIDERED INSIGNIA, LACE, STRIPES, AND BRAID FOR USE IN OFFICERS' UNIFORMS

Under the provisions of item 2 (b) of List C of Conservation Order M-199, Treasury silver may be used in the manufacture of embroidered insignia, lace, stripes, or braid manufactured in accordance with official regulations on approved orders or contracts (as defined) or "on orders or contracts placed by producers of officers' uniforms as the term 'producer' is defined in Preference Rating Order P-131, as amended, for use as provided in P-131." Preference Rating Order P-131 was revoked on December 1, 1943.

Treasury silver may be used in the manufacture of embroidered insignia, lace, stripes, or braid manufactured in accordance with official regulations on approved orders or contracts, as defined in item 2 of List C of M-199, or on orders or contracts placed by producers of officers' uniforms for physical incorporation by them into officers' uniforms. For the purpose of this direction:

(1) "Officers' uniforms" means only the apparel and accessories below enumerated, manufactured of officers' uniform materials, defined in paragraph (3) below, and in accordance with specifications prescribed by the applicable U. S. Army, Navy, or other departmental or agency regulations governing at the time of the purchase of the material, viz:

(i) Ready-to-wear and made-to-individual-measurement overcoats, raincoats, coats,

trousers, slacks, skirts, dresses, caps, web belts, shirts, and collars for: (a) officers of the U. S. Women's Army Corps (WACS); (b) officer nurses of the U. S. Army; (c) commissioned and warrant officers of the U. S. Marine Corps, except officers and officer training school students of the U. S. Women's Reserve of the U. S. Marine Corps Reserve; (d) officers of the U. S. Coast and Geodetic Survey; and (e) officers and nurses of the U. S. Public Health Service.

(ii) Made-to-individual-measurement overcoats, short overcoats, raincoats, coats, trousers, and slacks made of wool cloths weighing over 13 ounces per yard based on a width of 56 inches, and made-to-individual-measurement and ready-to-wear combinations of coats with matching trousers, made of wool cloths weighing 13 ounces or less per yard based on a width of 56 inches of or cotton, for commissioned and warrant officers of the U. S. Army.

(iii) Made - to - individual - measurement overcoats, raincoats, coats, trousers, and skirts for commissioned, warrant, chief petty officers, and officer nurses of the U. S. Navy (including aviation), the U. S. Coast Guard, the U. S. Maritime Commission, and the War Shipping Administration, except officers of the Women's Naval Reserve (WAVES) and the Coast Guard Women's Reserve (SPARS).

(iv) Ready-to-wear coats and trousers, made of wool cloths weighing 13 ounces or less per yard based on a width of 56 inches or of cotton, for commissioned, warrant, and chief petty officers of the U. S. Navy (including aviation), the U. S. Coast Guard, the U. S. Maritime Commission, and the War Shipping Administration, except officer nurses of the U. S. Navy, officers of the Women's Naval Reserve (WAVES) and the Coast Guard Women's Reserve (SPARS).

(v) Ready-to-wear and made-to-individual-measurement winter working uniform overcoats for the U. S. Naval Aviation commissioned and warrant officers.

(vi) Ready-to-wear and made-to-individual-measurement caps, web belts, shirts, and collars for: (a) commissioned and warrant officers of the U. S. Army, except shirts in khaki shade No. 1 (suntan) of tropical worsted, 6-ounce and 8.2-ounce cotton cloths, and except shirts of wool or part wool cloths in shades 50, 51, and 54; and (b) commissioned, warrant, and chief petty officers of the U. S. Navy (including aviation), the U. S. Coast Guard, the U. S. Maritime Commis-

sion, and the War Shipping Administration, except officers of the Women's Naval Reserve (WAVES) and the Coast Guard Women's Reserve (SPARS).

(2) "Producer" means any person who manufactured officers' uniforms prior to June 8, 1942.

(3) "Officers' uniform materials" means only those materials (except brass buckles for web belts, metal insignia, and synthetic or partly synthetic materials for linings) conforming with the applicable U. S. Army, Navy, or other departmental or agency regulations, governing at the time of the purchase of the material. Whenever any such regulation does not specify or fully describe a component of an officer's uniform, the accepted commercial standard for a product most nearly like such officer's uniform shall apply.

(4) "Made - to - individual - measurement" and "ready-to-wear" shall have their usual and customary trade meaning.

Issued this 1st day of December 1943.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 43-19207; Filed, December 1, 1943;  
10:22 a. m.]

#### PART 3284—BUILDING MATERIALS

[Limitation Order L-236]

##### HARDWARE SIMPLIFICATION

§ 3284.81 Limitation Order L-236—  
(a) Issuance of schedules of simplification of lines. The War Production Board may, from time to time, issue schedules establishing simplified practices with respect to types, sizes, forms, specifications or other qualifications for any hardware. From and after the effective date of any such schedule, no such products shall be produced or fabricated, except as specifically permitted by such schedule.

(b) Appeals. Any appeal from the provisions of this order shall be made by filing a letter, in triplicate, referring to the particular provision appealed from and stating the grounds of the appeal.

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

(d) Communications to War Production Board. All reports required to be filed hereunder, and all communications concerning this order, shall, unless otherwise directed, be addressed to War Production Board, Building Materials Division, Washington 25, D. C., Ref.: L-236.

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

[Limitation Order L-236, Schedule I as Amended Nov. 30, 1943]

# **BUILDERS' FINISHING HARDWARE, CABINET LOCKS AND PADLOCKS**

§ 3284.82 *Schedule I to Limitation Order L-236—(a) Definitions.* For the purpose of this schedule:

(1) "Producer" means any person who manufactures, fabricates, assembles, melts, casts, extrudes, rolls, turns, spins, finishes, or otherwise processes builders' finishing hardware, cabinet locks or padlocks.

(2) "Builders' finishing hardware" means the following devices produced for supporting, guarding, operating, controlling, or securing various parts of a building or structure: butts, hinges, hasps and related items; checking floor hinges; cabinet hardware, including cabinet hinges, knobs, pulls, and catches; hydraulic door closers; hangers, track, pivots, guides, and related items; locks and door trim; sash, screen and shelf hardware; night latches and dead locks; spring hinges; lavatory door hardware; panic bolts; sash balances; door holding devices.

(3) "Cabinet lock" means a lock (exclusive of an entrance or communicating door lock, night latch, or padlock) operated by a key or combination, which is designed and constructed for the purpose of guarding, controlling, or securing the opening of a box, cabinet, cupboard, desk, drawer, locker, wardrobe or part of a building.

(4) "Padlock" means a portable locking device consisting of a case and shackle designed and constructed for the purpose of guarding, controlling or securing the access to any building, structure, container or article.

(b) *Simplified practices.* After November 30, 1943 no producer shall manufacture, put in process, assemble or otherwise complete any builders' finishing hardware, cabinet locks or padlocks which fail to conform with the sizes, types, grades, finishes and provisions set forth in Tables I through XV of this schedule.

(c) *Tolerance.* A tolerance is permitted in the sizes set forth in Tables I through XV of this schedule of  $\frac{5}{32}$ " plus or minus.

(d) *Keys.* Locks and latches keyed alike shall be furnished with not more than one key per lock or latch. Other locks and latches shall be furnished with not more than two keys per lock or latch. Only three master keys may be furnished with each group of locks or latches when required to be master keyed.

(e) *Exceptions.* The following are excepted from the provisions of Tables I through XV of this schedule:

(1) Builders' finishing hardware and cabinet locks specifically designed for use in the operation of a railroad or street railway, except in the construction of a building.

(2) Builders' finishing hardware, cabinet locks or padlocks specifically designed to protect electrical equipment.

(3) Prison locks, time locks, locks for bank safe deposit boxes or vault door hardware.

(4) Special hardware required for aircraft hangar doors.

(5) Elevator door hardware.

(6) Parts produced for the repair of builders' finishing hardware, cabinet locks or padlocks.

(7) Locks required for fire doors bearing Underwriters' label.

(8) Marine joiner hardware as defined in Schedule II of Order L-236.

(f) *Records.* Each producer of builders' finishing hardware, cabinet locks and padlocks shall execute and file with the War Production Board such reports and questionnaires as shall be required from time to time.

(g) *Fabricated parts.* The use of fabricated parts of copper or copper base alloy in the production of builders' finishing hardware, cabinet locks and padlocks is permitted: *Provided*, Such fabricated parts were in the possession of the producer on the 30th day of November 1943.

Issued this 30th day of November 1943.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

## **TABLE I—BUTTS, HINGES AND RELATED ITEMS**

Materials permitted are ferrous metals, except that brass may be used where permitted under the terms of Conservation Order M-9-c, amended.

Finishes permitted are US1B, US18A unsanded, USP, US2G, US2H and lead.

Where tips are indicated by numbers shown, such tips shall be button type only. All items listed may be made to template when required.

Federal numbers are taken from Emergency Alternate Federal Specification E-FF-H-116B.

Stanley numbers are taken from Stanley Works Catalog #61, for use as a guide. Similar products of other manufacturers will be permitted.

Federal No.	Description	Size
E2014	Loose pin steel butt.....	2½" x 2½", 3" x 3", 3½" x 3½", 4" x 4", 4½" x 4½", 5" x 5".
E2014C	Loose pin cast iron butt.....	2½", 3", 3½", 4", 4½", 5".
E2018	Loose pin light steel butt.....	2½" x 2", 2½" x 2½", 3" x 3".
E2022	Light narrow butt loose pin.....	1" x 1", 1½" x 1½", 2" x 1½", 2½" x 1½", 3" x 2".
E2022F	Light narrow butt fast pin.....	1" x 1", 1½" x 1½", 2" x 1½", 2½" x 1½", 3" x 2".
E2029	Steel transom butt.....	2" x 2", 2½" x 2½", 3" x 3", 3½" x 3½", 4" x 4".
E2029C	Cast iron transom butt.....	2½", 3", 3½".
E2031	Reversible butt hinge loose pin.....	2" x 2", 2½" x 2½", 3" x 3", 3½" x 3½", 4" x 4", 4½" x 4½" x 4½".
E2040	Wide throw butt.....	3" x 4", 4" x 5", 4" x 6", 4" x 7", 4½" x 6", 5" x 7", 5" x 8".
E2060C	Cast iron hospital type butt.....	3½" x 3½", 4" x 4", 4½" x 4½", 5" x 5".
EB2080	Half surface butts.....	3", 3½", 4", 4½".
E2084C	Cast iron half surface butts.....	4½", 5".
E2138	Garage hinge.....	12", 18", 24", 36".
E2140	Garage hinge.....	12", 18", 24", 36".
E2201	Light strap hinge.....	2", 3", 4", 5", 6", 8".
E2203	Strap hinge.....	4", 5", 6", 8", 10", 12".
E2207	Light tee hinge.....	2", 3", 4", 5", 6", 8".
E2208	Heavy tee hinge.....	4", 5", 6", 8", 10", 12".
E2209	Extra heavy tee hinge.....	4", 5", 6", 8", 10", 12".
E2212	Extra heavy half surface tee hinge.....	8", 10", 12".
E2010	Ball bearing butt.....	4" x 4", 4½" x 4½", 5" x 5", 6" x 6".
E2060	Ball bearing hospital butt.....	4" x 4", 4½" x 4½", 5" x 5".
E2080	Half surface ball bearing butt.....	4", 4½", 5".
Stanley No.		
1775	Hinged garage door set.....	With 10" hinges.
952	Bolt hook and strap hinges.....	6", 8", 10", 12", 14", 16", 18", 20", 22", 24", 30", 36".
951	Screw hooks and strap hinges.....	6", 8", 10", 12", 14", 16", 18", 20", 22", 24", 30", 36".
1684	Bolt hooks.....	1½" x 6", 2" x 6", 2½" x 6", 3" x 6", 3½" x 6", 4" x 6".
1685	Screw hooks.....	1½" x 4", 2" x 4", 2½" x 4", 3" x 4", 3½" x 4", 4" x 4".
BB852	Ball bearing butt hinge.....	5" x 6" x 3/8".

## **TABLE II—CHECKING FLOOR HINGES**

Materials permitted are ferrous metals only, except that brass may be used for regulating valve assemblies.

Finishes permitted are USP, US18A unsanded, US18A sanded and lead.

Checking floor hinges may be manufactured only for the following uses:

1. Where self-closing function is required by applicable fire regulations.
2. For exterior entrance and exterior exit doors of public and industrial buildings.
3. Where essential in hospitals.

Numbers have been taken from Emergency Alternate Federal Specification E-FF-H-121A.

Type Numbers	Sizes permitted
E3500	III
E3510	I
E3520	II and III
E3020A	II and III

One type similar to "Unichack" as manufactured by The Oscar C. Rixson Company, Chicago, Illinois.

## **TABLE III—CABINET HARDWARE INCLUDING CABINET HINGES**

Materials permitted are ferrous metal, antimonial lead, glass, wood or plastic for all items except drawer pulls and knobs. Drawer pulls and knobs may be non-metallic only.

Finishes permitted are USP, US18A unsanded, US18A sanded, US2G, enamel and lead.

### **CABINET HINGES**

Full surface type—(applied on outside of cabinet door) for flush and  $\frac{3}{8}$ " offset doors. Each manufacturer limited to three (3) designs.

Not more than one size in each design. Semi-surface type—semi-concealed hinges for flush doors and doors with  $\frac{3}{8}$ " offset. Each manufacturer limited to three (3) designs.

Not more than one size in each design. Half surface type—for flush doors only. Each manufacturer limited to three (3) designs.

Not more than one size in each design.

## KNOBS AND PULLS

Knobs—Each manufacturer limited to three (3) designs with sizes permitted from  $\frac{3}{8}$ " to  $1\frac{1}{4}$ " inclusive.

Pulls—Each manufacturer limited to three (3) designs with sizes permitted from  $2\frac{1}{2}$ " to  $4\frac{1}{2}$ " inclusive.

Note: Knobs and pulls shall be applied by steel screw or bolt.

(No metal bushing or shoulder ferrule permissible.)

## CABINET CATCHES

Friction catches—Each manufacturer limited to three (3) types.

Elbow catches—Each manufacturer limited to two (2) designs.

## TABLE IV—HYDRAULIC DOOR CLOSERS AND DOOR CHECKS

Materials permitted are ferrous metals only, except that brass may be used for regulating valve assemblies.

Finishes permitted are USP or any lacquer finish.

Hydraulic door closers may be manufactured only for the following uses:

(1) Where self-closing function is required by applicable fire regulations.

(2) For exterior entrance and exterior exit doors of public and industrial buildings.

(3) Where essential in hospitals.

Numbers have been taken from Emergency Alternate Federal Specification E-FF-H-121A. Standard Surface Type E-3004, Sizes 3 and 4.

Standard Surface Type E-3005, Sizes 3 and 4.

Underwriters' Laboratories approved type with fusible link (one type only) size 4.

## DOUBLE ACTING SURFACE CHECK

(One size only) similar to Oscar C. Rixson Company's #44.

## CLOSER BRACKETS

Soffit Type, sizes 3 and 4.

Corner Type, sizes 3 and 4.

## TABLE V—HANGERS, TRACK AND RELATED ITEMS

Materials permitted are ferrous metals, except that zinc base die castings may be used where permitted by Conservation Order M-11-b.

Finishes permitted are US1B, US2G, US2H, and lead.

R-W numbers are taken from Catalog #90 of the Richards-Wilcox Manufacturing Company for use as a guide for comparable items of all manufacturers.

This table shall not affect the manufacture of rolling steel shutters.

Track or hangers may not be manufactured, assembled, or put in process for use on residential garage doors.

Each manufacturer is limited to the designs, sizes and quantities listed under the following sub-headings:

## SLIDING DOOR HARDWARE

One type of hinged hangers for flat steel track in three sizes.

One type of rigid hangers for flat steel track in three sizes.

Flat steel track in the following three sizes:  $1\frac{1}{2}$ " x  $\frac{3}{16}$ ",  $1\frac{1}{4}$ " x  $\frac{3}{16}$ ",  $3\frac{1}{2}$ " x  $\frac{3}{8}$ ".

Trolley or formed track, rectangular or round, with removable brackets and hangers, in six sizes, suitable for the following door weights:

100 lbs.
to 300 lbs.
to 600 lbs.
to 800 lbs.
to 1200 lbs.
to 2000 lbs.

## SLIDING DOOR STAY ROLLERS

Lag screw type, straight and bent. One type for light doors for side attachment, similar to R-W No. 53.

One type for light doors for floor attachment, similar to R-W No. 54.

One type for heavy doors for side attachment, similar to R-W No. 68.

Two types for heavy doors for floor attachment, similar to R-W Nos. 59 and 154.

## SLIDING DOOR GUIDES

Single type for light doors, similar to R-W No. 372.

Double and triple type for parallel doors, similar to R-W Nos. 172 and 173.

One type for light center parting doors, similar to R-W No. 271.

One type for heavy center parting doors, similar to R-W No. 171.

One type used as end stop, similar to R-W No. 572.

One type for sliding-folding doors, similar to R-W No. 771.

## SLIDING DOOR PULLS

Extra heavy cast pull, similar to R-W No. 470.

Cast iron or steel pulls in two sizes, similar to R-W Nos. 70-1 and 70-2.

Surface type pulls in two sizes.

## BUMPER SHOES

One type, similar to R-W No. 435 x 72.

## SLIDING DOOR BUMPERS

Each manufacturer limited to one design.

## GARAGE DOOR HOLDER

Each manufacturer limited to one design.

## DOOR LATCHES

Gravity type, reversible, in two sizes with two types of keepers.

Bar type, in two sizes with two types of keepers, similar to R-W No. 152.

Draw type for parallel doors, similar to Allith Prouty No. 396, Catalog #101.

Reversible flush type, similar to R-W No. 520.

Swinging Type, similar to Lawrence Bros. No. 122—Catalog #19.

Reversible type for light doors, similar to R-W No. 325.

## SLIDING-FOLDING DOOR SETS

Using formed steel track for combination of from two to ten doors.

## FOLDING PARTITION DOOR HARDWARE SETS

(a) Using hangers at top placed in center of door and no guide track at bottom, similar to R-W No. 135.

(b) Using door supporting rollers at bottom or top and guide track at bottom or top.

(c) With hangers at top placed in center of doors with special operating device, either manually or electrically controlled, similar to R-W No. 405.

## OVERHEAD DOOR HARDWARE SETS

(a) One type of weight counterbalanced hardware, for each standard size of one piece overhead door.

(b) One type of spring counterbalanced hardware, for each standard size of one piece overhead door.

(c) One type of weight counterbalanced hardware in two sizes for sectional type overhead doors.

(d) One type of spring counterbalanced hardware in two sizes for sectional type overhead doors.

## ONE OR MORE SECTION VERTICAL LIGHT DOOR SETS

One type of counterbalanced hardware for each size of door.

## JACKKNIFE DOOR SETS

One type of counterbalanced hardware for each size of door.

## FIRE DOOR HARDWARE

(a) Automatic closing devices for sliding Fire Doors, shall be confined to one type, single fusible link, similar to R-W No. 201. If necessary to hang doors on level track, additional weights, chain and sheave may be furnished. Brass or bronze may be used for fusible link.

(b) Automatic closing devices for Single Swing Fire Doors shall be confined to one type, similar to R-W No. 406. Brass or bronze may be used for fusible link.

(c) Automatic closing devices for Double Swing Fire Doors shall be confined to one type, similar to R-W No. 506. Brass or bronze may be used for fusible link.

## HEAVY INDUSTRIAL HINGES

Ten types similar to R-W 434-WA, B, C, CC, D, E, J, K, 1035 and 1036; all may have either disc or ball bearings.

## TABLE VI—LOCKS AND LOCK TRIM

Materials permitted are ferrous metals, plastic, wood, pottery or glass.

Finishes permitted are US1B, US18, US18A unsanded, US18A sanded, US2G and lead.

Designs—Each manufacturer shall be limited to the number of designs designated under each sub-heading.

Numbers have been taken from Emergency Alternate Federal Specification E-FF-H-106.

## DOOR KNOBS

Each manufacturer shall be limited to three designs of wrought metal knobs, in sizes not to exceed  $2\frac{1}{4}$ " diameter.

Glass, plastic, pottery or wood knobs—Each manufacturer limited to three designs and/or sizes of each type, sizes not to exceed  $2\frac{1}{4}$ " diameter.

Closet spindles of not more than one design are permitted in lieu of knobs for inside of closet doors.

## KNOB ROSES

Shall be plain design, approximate diameter  $1\frac{3}{4}$ ", 2",  $2\frac{1}{4}$ ". Roses for cylindrical and tubular locks and latches may be  $2\frac{1}{2}$ " in diameter.

## KEY PLATES

Shall be limited to one type similar to Federal Number E351.

## ESCUTCHEON PLATES

Each manufacturer limited to three designs of rectangular or pendant types, in sizes not to exceed that necessary for the spacing of the listed locks in this table.

## TURN KNOBS

Each manufacturer limited to one design similar to Federal Number E362.

## LOCKS AND LATCHES

Shall be limited to the following type numbers.

## Mortise Latches and Bit Key Locks

Type E4 Mortise bit key knob lock (light).

Type E4A Mortise bit key knob lock.

Type E7 Mortise bit key knob lock (heavy).

Type E10 Mortise bit key school room lock.

Type E17A Mortise bathroom lock.

Type E17C Communicating door lock (same as E17A except split bolt operated by turn knob each side).

Type E22A Mortise bit key front door lock.

Type E25 Mortise knob latch (light).

Type E26 Mortise knob latch.

Type E38 Mortise bit key dead lock.

Type EA40 Mortise bit key asylum dead lock.

## Rim Locks and Latches

Type E59 Rim knob lock.

Type E80 Rim knob latch.

Type E81 Rim knob latch with slide bolt.

## MORTISE CYLINDER LOCKS

Type E88 Mortise cylinder front door lock.  
 Type E91 Mortise cylinder vestibule or office lock.  
 Type E91B Special purpose lock.  
 Type E91C Special purpose lock.  
 Type E93 Mortise cylinder office lock.  
 (May also be supplied with two cylinder operation.)  
 Type E97 Mortise cylinder office lock or front door lock.  
 (May also be supplied without auxiliary latch function.)  
 Type E102 Mortise cylinder fire door lock.  
 Type E105 Mortise cylinder class room lock.  
 Type E114 Mortise cylinder dead lock.  
 Type E114A Mortise cylinder dead lock—no thumb turn.  
 Type E115 Mortise cylinder dead lock—two cylinder.

## MORTISE ASYLUM LOCKS

The limited number of asylum locks and trim catalogued by manufacturers may be produced with only those restrictions or limitations imposed by other orders.

## TUBULAR LOCKS AND LATCHES

Type E150 Knob latch.  
 Type E150A Closet knob latch.  
 Type E151 Knob latch with stop on one side.  
 Type E153 Cylinder dead bolt lock—Pin or disc tumbler cylinder.  
 Type E153B Cylinder dead bolt lock—Pin or disc tumbler cylinders (2).  
 Type E153C Cylinder dead bolt lock—No turn knob.  
 Type E154 Cylinder night latch—Pin or disc tumbler.

## CYLINDRICAL CASE LOCKS AND LATCHES

Type E161 Knob latch.  
 Type E161A Closet knob latch.  
 Type E162 Knob latch (stop one side).  
 Type E164 Cylinder vestibule or office lock.  
 Type E164W Wafer tumbler vestibule or office lock.  
 Type E165 Cylinder office or class room lock.

## HEAVY DUTY CYLINDRICAL LOCKS AND LATCHES

Heavy duty cylindrical locks and latches may be manufactured provided they are limited to the same performance in operation and control as that required in the comparable mortise locks permitted. Trim shall compare as nearly as possible with that permitted for mortise locks.

## TABLE VII—MISCELLANEOUS SASH, SCREEN AND SHELF HARDWARE

Materials permitted are ferrous metals, except as otherwise noted.

Finishes permitted are US1B, US18A unsanded, US2G, and lead, except as otherwise noted.

Federal numbers are taken from Emergency Alternate Federal Specification E-FF-H-111. Stanley numbers are taken from Stanley Works Catalog #61, for use as a guide. Similar products of other manufacturers will be permitted.

## SHELF ITEMS

Corner braces (unfinished only) Stanley Type No. 998:  
 $\frac{1}{2}$ " x  $\frac{3}{4}$ ".  
 $\frac{1}{2}$ " x 1".  
 $\frac{1}{2}$ " x  $1\frac{1}{2}$ ".  
 $\frac{1}{2}$ " x 2".  
 $\frac{1}{2}$ " x  $2\frac{1}{2}$ ".  
 $\frac{3}{4}$ " x 1".  
 $\frac{3}{4}$ " x  $1\frac{1}{2}$ ".  
 $\frac{3}{4}$ " x 2".  
 $\frac{3}{4}$ " x  $2\frac{1}{2}$ ".  
 $\frac{3}{4}$ " x 3".

## Flat corner irons (unfinished only) Stanley

No. 999:

$\frac{3}{8}$ " x  $1\frac{1}{2}$ ".  
 $\frac{3}{8}$ " x 2".  
 $\frac{3}{8}$ " x  $2\frac{1}{2}$ ".  
 $\frac{3}{4}$ " x  $3\frac{1}{2}$ ".  
 $\frac{3}{4}$ " x 4".  
 $\frac{5}{8}$ " x 3".  
 $\frac{5}{8}$ " x  $3\frac{1}{2}$ ".  
1" x 5".  
 $\frac{1}{2}$ " x  $2\frac{1}{2}$ ".  
 $\frac{1}{2}$ " x 3".  
 $\frac{1}{2}$ " x  $3\frac{1}{2}$ ".  
 $\frac{7}{8}$ " x 4".  
 $\frac{7}{8}$ " x 5".  
 $\frac{7}{8}$ " x 6".  
1" x 6".  
 $1\frac{1}{2}$ " x 8".

## Corner braces (unfinished only) Stanley

Type No. 997:

$\frac{1}{2}$ " x 1".  
 $\frac{1}{2}$ " x  $1\frac{1}{2}$ ".  
 $\frac{5}{8}$ " x 2".  
 $\frac{5}{8}$ " x  $2\frac{1}{2}$ ".  
 $\frac{3}{4}$ " x 3".  
 $\frac{3}{4}$ " x  $3\frac{1}{2}$ ".  
 $\frac{7}{8}$ " x 4".  
1" x 5".  
 $1\frac{1}{8}$ " x 6".  
 $1\frac{1}{8}$ " x 8".

## Outside corner irons (unfinished only)

Stanley Type No. 996:

$\frac{3}{4}$ " x  $4\frac{1}{2}$ ".  
 $\frac{7}{8}$ " x  $4\frac{1}{2}$ ".  
1" x  $4\frac{1}{2}$ ".  
 $1\frac{1}{4}$ " x  $4\frac{1}{2}$ ".  
 $1\frac{1}{2}$ " x  $4\frac{1}{2}$ ".

## T plates (unfinished only) Stanley Type

No. 995½:

$2\frac{1}{2}$ " x  $2\frac{1}{2}$ ".  
3" x 3".  
4" x 4".  
5" x 5".  
6" x 6".

## Mending plates (unfinished only) Stanley

Type No. 995:

$\frac{5}{8}$ " x 2".  
 $\frac{5}{8}$ " x  $2\frac{1}{2}$ ".  
 $\frac{3}{4}$ " x 3".  
 $\frac{3}{4}$ " x  $3\frac{1}{2}$ ".  
 $\frac{7}{8}$ " x 4".  
1" x 5".  
 $1\frac{1}{8}$ " x 6".  
 $1\frac{1}{4}$ " x 8".  
 $1\frac{1}{4}$ " x 10".  
 $1\frac{1}{4}$ " x 12".

Hook on plate staples (unfinished only)

Stanley Type No. 975: 4", 5", 6".

Twisted hook and staple (unfinished only)

Stanley Type No. 972: 4", 5", 6".

Diamond point staples (unfinished only)

Stanley Type No. 976: 1",  $1\frac{1}{4}$ ",  $1\frac{1}{2}$ ", 2",  $2\frac{1}{2}$ ".Heavy hinge hasp Stanley No. 941:  $7\frac{1}{2}$ "

(one size only).

Safety hinge hasp Stanley No. 925: 3", 4".

Hinge hasp Federal No. E1401: 3",  $4\frac{1}{2}$ ", 6", 8".Safety hinge hasp Federal No. E1420:  $2\frac{1}{2}$ ",  $3\frac{1}{2}$ ",  $4\frac{1}{2}$ ", 6".Staples on plates Stanley No. 913:  $1\frac{1}{2}$ " x  $1\frac{1}{2}$ ", 2" x  $1\frac{1}{4}$ ",  $2\frac{1}{16}$ " x  $1\frac{1}{2}$ ".Hooks and eyes Federal No. E1601:  $1\frac{1}{2}$ ", 2",  $2\frac{1}{2}$ ", 3", 4".Door buttons Federal No. E1069: (Cast or wrought)  $1\frac{3}{4}$ ".

Door fasteners with chain (cast or wrought)

Federal No. E1116: 4".

Thumb latches, Federal No. E1188, Federal No. E1189.

House numbers (non-metallic only).

Shutter fasteners, Federal No. E1815—5".

Padlock eyes, Federal No. E1430.

Cellar window catch, Federal No. E1137.

Hand rail bracket, Federal No. 1064A.

Door stops (non-metallic only).

Hat and coat hooks: Federal No. A1162 (FF-H-111)—Steel wire.

Federal No. 1162B (FF-H-111)—Cast or malleable iron, for shipboard use only.

## BOLTS

Fed. No.		
E1019.....	Wrought steel barrel bolt.....	2", $2\frac{1}{2}$ ", 3", 4" and 5".
E1020.....	Cast iron barrel bolt.....	2", $2\frac{1}{2}$ ", 3", 4" and 5".
E1022.....	Chain bolt.....	3", 6", 8" and 10".
E1049.....	Wrought steel foot bolt.....	3", 6", 8" and 10".
E1049C.....	Cast iron foot bolt.....	3", 6", 8" and 10".
E1044B.....	Extension lever flush bolts.....	9", 12", 18" and 24" rods.
E1051.....	Cane bolt.....	$\frac{3}{4}$ " x 20".
E1051A.....	Cane bolt.....	$\frac{1}{2}$ " x 12", $\frac{5}{8}$ " x 18", $\frac{3}{4}$ " x 24".
E1053A.....	Mortise bolt.....	$1\frac{1}{2}$ " and $1\frac{3}{4}$ " backsets.
E1059.....	Wrought steel square bolt.....	6", 8".
E1059C.....	Cast iron square bolt.....	6", 8".
E1060.....	Surface bolt.....	3", 4", 6".
EA1028.....	Cremone bolts.....	(Not permitted for residential or private garage use).

## DOUBLE HUNG WINDOW HARDWARE

Federal No.:

EA1060— $3\frac{1}{4}$ "—Window spring bolt.  
 Friction sliding springs similar in operation to Jiffy, Noiseless, etc.  
 E1139 Sash fasteners— $2\frac{1}{2}$ " and  $2\frac{3}{4}$ ".  
 E1142 Sash fasteners— $2\frac{1}{2}$ ".  
 E1201 Hook sash lift (cast or wrought).  
 E1343 Stop bead screw and washer.  
 E1264 Sash pole hook—3".  
 Sash socket as H. B. Ives 1800S, Catalog #17.  
 Sashcord saddle—non-metallic.  
 Sash weights (only from burnt cast iron, stove plate, grate bars, annealing pots, terneplate, slag iron, city dump scrap except tin can scrap; tin can scrap if permission is granted by Administrator of M-72A).  
 Sash balances permitted—see Table XII.

## TRANSOM HARDWARE

Federal No.:

E1097 Transom catch.  
 E1100 Transom catch.  
 E1120A Transom chains—12", 15".  
 Rabbeted transom sash centers, similar to Sargent Co. J71— $1\frac{3}{4}$ ",  $1\frac{3}{4}$ ",  $2\frac{1}{4}$ ".  
 Sash centers, cast, similar to Corbin 1303, 1304.

## DOOR PULLS

Federal No.:

E1274 Door pull.  
 E1274D Door pull.  
 E1276 Door pull.  
 Hospital arm pull, similar to Sargent 1526.  
 Push plates—non-metallic.  
 Kick plates—non-metallic.

## SCREEN DOOR HARDWARE

Screen door latch—Limited to one type in one size for each manufacturer. Trim may be ferrous metals, glass or plastic.

## Federal No.:

- E1845 Perfection springs—#2 to #6 inclusive.
- E1840 Coil spring.
- E2300 Screen door hinge (full surface) one size only.
- E2301 Spring hinge (full surface) one size only.
- E2302 Spring hinge (half surface) one size only.
- E2305 Spring hinge (full surface) one size only.
- E2306 Spring hinge (half surface) one size only.
- E3015 Pneumatic door closer—for hospital use only.

## SCREEN WINDOW AND STORM SASH HARDWARE

## Federal No.:

- E1825 Hangers.
- E1825B Hangers.
- E1830 Hangers.
- Hanger sets, similar to Stanley #1732.
- EA1223 Screen lift.
- E1650 Storm sash-fasteners.
- E1653 Storm sash fasteners.

## CASEMENT WINDOW HARDWARE

## Federal No.:

- E1002 Casement adjuster—10" and 12".
- E1002D Casement adjuster—12".
- Friction stay, similar to Payson #39.
- E1128 Casement pivot.
- E1132 Casement fastener.
- E1132A Casement fastener.
- Hardware for industrial type sash (not to exceed 2½ lbs. per unit).

## TABLE VIII—RIM NIGHT LATCHES AND DEADLOCKS

Materials permitted are ferrous metals except for cylinder assemblies which may be brass or zinc.

Finishes permitted are US1B and US18A unsanded.

All flat strikes shall be eliminated except when ordered separately. Numbers are taken from emergency alternate specification E-FF-H-106.

## Federal No.:

- E134 Cylinder rim night latch.
- E134D Cylinder rim night latch (disc tumbler).
- E136 Cylinder rim night latch.
- E143 Cylinder rim dead lock.
- One catalog number jimmy-resisting deadlocks without chain attachment, with rim strike only.
- One catalog number jimmy-resisting deadlocks with double cylinders, with rim strike only.

## TABLE IX—SPRING HINGES

Materials permitted are ferrous metals only.

Finishes permitted are US1B, US18A unsanded, USP and US2G.

Numbers are taken from Emergency Alternate Federal Specification E-FF-H-116B.

## Federal No.:

- E2330 Double acting, hanging strip or flush jamb type.
- Sizes 3", 4", 6", 7", 8", 10".
- Type with one clamp flange in sizes 8", 10", and 12".

No. 239—2

## Federal No.:

- E2331 Single acting, hanging strip or flush jamb type.
- Sizes 4", 6", 7", 8", 10".
- E2334 Double acting floor hinge, horizontal or vertical type (not permitted for residential use).

## TABLE X—LAVATORY DOOR HARDWARE AND LAVATORY STALL FITTINGS

Materials permitted are ferrous metals only. Finishes permitted are US1B, US18A unsanded, USP and US2G.

Federal numbers are taken from Emergency Alternate Federal Specification E-FF-H-136.

## Federal No.:

- E4200 Gravity pivot hinge.
- E4301 Swing latch (bar not more than 4" long).
- E4309 Rim turn bolt.
- Strikes and keepers similar to Bommer O-1053-1055-1056-1057 and 1073.

## LAVATORY STALL FITTINGS

Numbers listed are taken from Catalog #63 of Bommer Spring Hinge Company for use as a guide for comparable items of all manufacturers.

1116	1153
1130	1155
1131	1156
1132	1158
1137	1159
1138	1160
1139	1161
1142	1162
1143	1163
1147—1¼" only	1170
1150	1171
1151	1172
1152	1173

## TABLE XI—PANIC BOLTS

Materials permitted are ferrous metals. Finishes permitted are US1B, US18A unsanded and US18A sanded.

Brass or die cast zinc may be used for cylinder assemblies.

Each manufacturer shall be limited to three designs in trim.

Numbers are taken from Emergency Alternate Federal Specification E-FF-H-106.

## Federal No.:

- E800
- E801
- E830
- E830C
- E831
- E831C
- Lock may be either rim or mortise type.

## TABLE XII—SASH BALANCES

Materials permitted are ferrous metals. Zinc may be used where permitted by Conservation Order M-11-b.

Finishes permitted are US2G, US2H, USP, lead and lacquer.

Numbers are taken from Emergency Alternate Federal Specification E-FF-H-111.

## Federal No.:

- E1250
- E1250A
- EB1250

## TABLE XIII—CABINET LOCKS

Materials permitted are ferrous metals. Brass or zinc may be used for pin tumbler and disc tumbler cylinder assemblies and for tubes, centers and levers of secure lever locks.

Finishes permitted are US1B, US18, US18A unsanded, US18A sanded, US2G and lead.

Chest locks, flat key, secure lever. Each manufacturer limited to two designs, approximately 1½" x 2" for ¾" wood, 1¾" x 2½" for ¾" wood.

Chest locks, double link, warded, barrel key. Each manufacturer limited to one design, approximately 2½" x 1½".

Chest locks, double link, pin or disc tumbler. Each manufacturer limited to one design.

Drawer locks, flat key, half mortise, secure lever, dead bolt. Each manufacturer limited to one design, approximately 1¾" x 1½".

Drawer locks, barrel key, half mortise, warded. Each manufacturer limited to one design, approximately 2½" x 1¾".

Drawer or cupboard locks, surface type, pin or disc tumbler. Each manufacturer limited to one design.

Drawer or cupboard locks, half mortise, pin or disc tumbler. Each manufacturer limited to one design.

Locker and wardrobe locks, surface type, flat key, secure lever. Each manufacturer limited to four designs, approximately 1½" x ¾", 2" x 1¾", 2¼" x 1¼", 2½" x 1¾".

Locker and wardrobe locks, surface type, barrel key. Each manufacturer limited to two designs, approximately 2½" x 1¼", 3" x 1¼".

Locker and wardrobe locks, surface type, pin or disc tumbler. Each manufacturer limited to one design, approximately 1½" x 1¼" with ⅞" or 1⅞" cylinder.

Cam type locks, pin, disc or blade tumbler. (Complete unit consisting of cylinder, lock nut, lock nut washer and cam.) Each manufacturer limited to not more than two tumbler types.

## TABLE XIV—PADLOCKS

Materials permitted are ferrous metals, antimonial lead, brass and zinc.

Brass may be used only for cylinders and keys.

Zinc may be used for cylinders and cases of cylinder locks.

Finishes permitted are US18, US18A unsanded, US18A sanded, US2G and lacquer.

Each manufacturer shall be limited to one design in each permitted size.

Pin tumbler padlocks—four sizes, 1½" to 2".

Warded or lever padlocks—three sizes, 1" to 1½".

Spring bolt padlocks—four sizes, ⅝" to 2".

Disc tumbler padlocks—three sizes, 1" to 1½".

Secure lever padlocks—limited to one size for each manufacturer.

Hose house padlocks—limited to one size for each manufacturer.

Combination padlocks—limited to one size for each manufacturer.

Ratchet shackle padlocks—limited to one size for each manufacturer.

Special shackles may be furnished on order. Chains may be furnished on order.

## TABLE XV—DOOR HOLDING DEVICES

Materials permitted are ferrous metals. Finishes permitted are USP, US18A unsanded, US1B and lead.

Numbers prefixed by G-J are taken from the catalog of Glynn-Johnson Co. (issued January 1941). Similar products of any other manufacturer will be permitted.

G-J 320 Friction door holder—not exceeding 1½ lbs. average weight (in sizes required for various size doors in hospitals only).

The following items may be manufactured only for uses in schools, hospitals and industrial buildings:

G-J 70 Door holder—not exceeding 2½ lbs. average weight.

G-J 40 Door holder—not exceeding 22 oz. in weight (with strikes suitable for floor or head installation).

Roller holder—Stanley No. 454 [ferrous metal only] Stanley Works catalogue No. 61. Similar item of other manufacturers will be permitted.

[F. R. Doc. 43-19158; Filed, November 30, 1943; 10:38 a. m.]

#### PART 3290—TEXTILE, CLOTHING AND LEATHER

[Preference Rating Order P-131, Revocation]

##### OFFICERS' UNIFORMS

Section 3290.133 *Preference Rating Order P-131* is revoked and all preference ratings assigned, applied or extended under it are revoked, effective immediately. Persons with whom orders have been placed bearing ratings assigned by this order must treat them as unrated orders, and sales may be made without complying with the provisions of paragraph (f) (Restrictions on sales of officers' uniforms). Materials obtained with the aid of a rating under this order may be used or disposed of without regard to the limitations of § 944.11 of Priorities Regulation 1 (which normally requires material obtained with priorities assistance to be used only for the purpose for which the rating was given), but those materials may only be used in the manufacture of apparel.

This revocation shall not be construed to affect, in any way, any liability or penalty already accrued or incurred under this order.

Issued this 1st day of December 1943.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 43-19202; Filed, December 1, 1943; 10:22 a. m.]

#### PART 3290—TEXTILE, CLOTHING AND LEATHER<sup>1</sup>

[General Limitation Order L-169 as Amended Dec. 1, 1943]

##### SHIRTS, EXCLUSIVE OF WORK SHIRTS, AND PAJAMAS

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of wool, silk, rayon, cotton and linen 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:

§ 3290.140<sup>1</sup> *General Limitation Order L-169—(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.* (1) "Put into process" means the first cutting operation of material in the manufacture of shirts or pajamas.

(2) "Shirts" means all men's and boy's shirts except shirts customarily graded as work shirts.

(3) "Pajamas" means any garment of the type customarily used by men and boys for sleeping, including garments consisting of a coat and pants, nightgowns, sleep coats, sleep slacks, sleep shirts, and lounging pajamas and suits.

(4) Measurements set forth in this order shall refer to finished measurements after all manufacturing operations have been completed and the garment is ready for shipment.

(5) "Preshrunk fabrics" means fabrics which have a residual shrinkage of not more than 2% as determined by test methods for shrinkage given in "Woven Textile Fabrics, Testing and Reporting, Commercial Standard CS59-41" issued by the National Bureau of Standards, U. S. Department of Commerce.

(6) "Unshrunk fabrics" means fabrics which have a residual shrinkage of more than 2% as determined by test methods for shrinkage given in "Woven Textile Fabrics, Testing and Reporting, Commercial Standard CS59-41" issued by the National Bureau of Standards, U. S. Department of Commerce.

(7) Unless otherwise expressly defined, all trade terms shall have their usual and customary trade meanings.

(c) *General provision with respect to finished garments.* The prohibitions and restrictions of this order shall not apply to articles of apparel, the cloth for which was put into process prior to December 15, 1942, or to articles of apparel in existence on that date, or to sales of second-hand garments.

(d) *General exceptions.* The prohibitions and restrictions of this order shall not apply to:

(1) Apparel for persons of heights of over 6 feet 2 inches, of abnormal size, or with physical deformities, but only to the extent that it is necessary to use in such apparel additional material for proportionate lengths or other dimensions.

(2) Historical costumes for theatrical productions, *Provided, however,* That no apparel manufactured or sold pursuant to this subparagraph shall be used for any purposes other than those for which it was so manufactured or sold unless altered to conform to the provisions of this order applicable to such other use.

(3) Apparel manufactured from knitted fabrics.

(4) Any apparel manufactured for, and to be delivered to, or for the account of the Army or Navy of the United States.

(5) Military apparel to be delivered to or for the account of any agency of the United States Government to be delivered by it to the government of any coun-

try pursuant to the Act of March 11, 1941, entitled "An Act to Promote the Defense of the United States" (Lend-Lease Act).

(6) Shirts forming part of "uniforms" as described in subdivisions (i) to (ix), inclusive, of paragraph (e) (1) of General Limitation Order L-224 (Clothing for Men and Boys).

(7) Shirts or pajamas manufactured in the home except when made for sale or for a contractor or jobber or other person who sells shirts.

(e) *Curtailments on shirts.* No person shall, after December 15, 1942, put into process, or cause to be put into process by others for his account, any cloth for the manufacture of, and no person shall sell or deliver any:

(1) Shirts with a bi-swing or box-pleated back or a back of any design or pattern which increases the use of piece goods beyond that used by a regular standard back.

(2) Shirts exceeding in length 30 inches for shrunk fabrics and 31½ inches for unshrunk fabrics.

(3) Shirts with a demi- or pleated bosom.

(f) *Curtailments on pajamas.* No person shall, after December 15, 1942, put into process or cause to be put into process by others for his account, any cloth for the manufacture of, and no person shall sell or deliver any:

(1) Pajamas with cuffs on the trousers or sleeves.

(2) Pajamas with sashes, other than a drawstring.

(3) Pajamas with frogs, decorations or pipings.

(4) Pajamas in any styles other than: collarless coat, collarless middy, nightgowns and sleep coats, sleep slacks, sleep shorts, and half sleeve knee length versions of any of the above styles.

(5) Men's pajamas, other than nightgowns and sleep coats, with coat lengths exceeding 29 inches or trouser out seam measurements exceeding 43 inches for a size C, with other sizes in normal proportion.

(g) *Restriction on packing.* No manufacturer shall, after December 15, 1942, pack or fold any shirt:

(1) With a standing or set-up collar.

(2) Except in a flat fold.

(h) *Records and reports.* All persons affected by this order shall execute and file with the War Production Board such reports and questionnaires as may be required by said Board from time to time.

(i) *Appeal.* Any appeal from the provisions of this order shall be made by filing a letter in triplicate, referring to the particular provision appealed from and stating fully the grounds of the appeal.

(j) *Communications to the War Production Board.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise directed, be addressed to: War

<sup>1</sup> Formerly Part 1290, § 1290.1.

Production Board, Textile, Clothing and Leather Division, Washington 25, D. C. Reference L-169.

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

(l) *Equitable distribution.* It is the policy of the War Production Board that items covered by this order not required to fill rated orders shall be distributed equitably. In making such distribution, due regard should be given to essential civilian needs, and there should be no discrimination in the acceptance or filling of orders as between persons who meet the seller's regularly established prices and terms of sale or payment. Under this policy every seller of such items, so far as practicable, should make available an equitable proportion of his merchandise to his customers periodically, without prejudice because of their size, location, or relationship as affiliated outlets. It is not the intention to interfere with established channels and methods of distribution unless necessary to meet war or essential civilian needs. If voluntary observance of the policy outlined is inadequate to achieve equitable distribution, the War Production Board may issue specific directions to named concerns. A failure to comply with a specific direction shall be deemed a violation.

Issued this 1st day of December 1943.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 43-19209; Filed, December 1, 1943;  
10:23 a. m.]

#### PART 3293—CHEMICALS<sup>1</sup>

[Limitation Order L-40, as Amended  
Dec. 1, 1943]

##### VITAMIN A

The fulfillment of requirements for the defense of the United States has created

<sup>1</sup> Formerly Part 1074, § 1074.1.

a shortage in the supply of Vitamin A 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:

§ 3293.6<sup>1</sup> *General Limitation Order L-40—(a) Definitions.* For the purposes of this order:

(1) "Vitamin A" shall include vitamin A and its "pro-vitamins" such as carotenes and cryptoxanthin derived from plant, animal, fish or marine animal sources.

(2) "Fish liver oils" shall mean oils containing vitamin A derived, extracted, or processed from livers of the cod, shark, halibut, or other fish.

(3) "Feed" shall mean natural or artificial feedstuffs or rations or other substances intended for poultry, cattle, fur-bearing or other animals, as a complete ration, or as a component of, or in reinforcement of, other diets.

(b) *Restrictions on use of Vitamin A in pharmaceutical preparations.* No person shall manufacture any pharmaceutical preparation represented to contain more than 5,000 U. S. P. XII units of Vitamin A in the largest daily dosage recommended by the manufacturer or seller, except that nothing contained in this order shall prevent the manufacture or sale of pharmaceutical preparations represented to contain 25,000 or more U. S. P. XII units of Vitamin A in the smallest daily dosage recommended by the manufacturer or seller, or pharmaceutical preparations recognized in the U. S. P. or N. F.

(c) *Restrictions on use of Vitamin A in feeds.* No person shall manufacture or prepare feed for sale, which, in the form to be consumed, contains more than 2,000 U. S. P. XII units of Vitamin A supplied by fish liver oils or other fish oils per pound of total ration, except that turkey feeds and poultry breeding feeds may contain not to exceed 3,000 U. S. P. XII units of Vitamin A supplied by such oils per pound of total ration.

(d) *Restrictions on delivery of oils containing Vitamin A for preparation of feed.* No person shall deliver fish liver oil or other fish oils containing Vitamin A if he knows or has reason to believe that such oils will be used for enriching or fortifying animal or poultry feeds beyond the limits set forth in paragraph (c).

(e) *Applicability of Food Distribution Order (FDO) No. 42, as amended.* All

sales, purchases, and deliveries of fish liver oils and other fish oils shall continue to be subject to the provisions and restrictions of Food Distribution Order (FDO) No. 42, as amended from time to time.

(f) *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.

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

(h) *Appeals.* Any appeal from the provisions of this order shall be made by filing a letter in triplicate, referring to the particular provision appealed from and stating fully the grounds of the appeal.

(i) *Communications to War Production Board.* All reports required to be filed hereunder, and all communications concerning this order, shall, unless otherwise directed, be addressed to: War Production Board, Chemicals Division, Washington 25, D. C. Ref: L-40.

Note: Former paragraphs (c), (d), (e), (g) redesignated (e), (f), (g), (i) respectively.

Issued this 1st day of December 1943.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 43-19210; Filed, December 1, 1943;  
10:23 a. m.]

#### PART 3294—IRON AND STEEL PRODUCTION<sup>1</sup>

[Supplementary Order M-21-a as Amended  
Dec. 1, 1943]

##### ALLOY IRON, ALLOY STEEL AND ELECTRIC FURNACE CARBON STEEL

§ 3294.2<sup>1</sup> *Supplementary Order M-21-a—(a) Definitions.* For the purposes of this order:

<sup>1</sup> Formerly Part 962, § 962.2.

(1) "Alloy steel" means any steel containing any one or more of the following elements in the following amounts:

Manganese, maximum of range in excess of 1.65%. Silicon, maximum of range in excess of 0.60%. Copper, maximum of range in excess of 0.60%. Aluminum, chromium, cobalt, columbium, molybdenum, nickel, titanium, tungsten, vanadium, zirconium, or any other alloying element in any amount specified or known to have been added to obtain a desired alloying effect.

(2) "Alloy iron" means any iron containing any one or more of the following elements in the following amounts:

Manganese, maximum of range in excess of 1.65%. Silicon, maximum of range in excess of 5.00%. Copper, maximum of range in excess of 0.60%. Aluminum, chromium, cobalt, columbium, molybdenum, nickel, titanium, tungsten, vanadium, zirconium, or any other alloying element in any amount specified or known to have been added to obtain a desired alloying effect.

It does not include those materials commonly known as ferro-alloys.

(3) "Electric furnace carbon steel" means any steel other than alloy iron or alloy steel that is melted in any type of electric furnace.

(4) "Producer" means any person who melts alloy iron, alloy steel or electric furnace carbon steel for subsequent conversion into rolled or forged products.

(b) *Purchasers' statements.* Each person who orders alloy iron, alloy steel or electric furnace carbon steel from a producer shall include in the purchaser's statement required by paragraph (c) of General Preference Order M-21 the end use (by general classification and specific part name) for which such material will be used, the Government contract number (if any), and the date on which delivery is needed.

(c) *Producers' forms.* Each producer shall file monthly with the War Production Board, Reference: M-21-a, melting schedules on forms WPB 2933 and 2934 and such other forms as may be from time to time prescribed. The War Production Board may make such changes in any melting schedule as to it shall seem appropriate and may from time to time issue supplementary directions with regard to melting of alloy iron, alloy steel and electric furnace carbon steel.

(d) *Melting and deliveries of alloy iron, alloy steel and electric furnace carbon steel.* Except pursuant to specific authorization or direction of the War Production Board, alloy iron, alloy steel

or electric furnace carbon steel, shall be melted and delivered as follows:

(1) Each producer shall melt alloy iron, alloy steel or electric furnace carbon steel in accordance and only in accordance with such melting schedules as are approved by the War Production Board or such supplementary directions as may from time to time be issued by the War Production Board.

(2) Each producer shall deliver alloy iron, alloy steel or electric furnace carbon steel on an order and only on an order for which the melting has been specifically authorized or directed by the War Production Board.

(e) *Special directions.* The War Production Board may from time to time issue directions as to facilities to be used in production and directions specifying as to any alloying element the quantities and proportions which may be used in making alloy iron or alloy steel, and whether and in what proportions, any such element is to be the metal, a ferro-alloy, reclaimed metal, scrap, a chemical compound or any other material containing such element.

(f) *Restrictions of deliveries under toll agreements.* Except pursuant to specific authorization or direction of the War Production Board, no person shall make or accept delivery under any toll agreement whereby one person melts alloy iron, alloy steel or electric furnace carbon steel for another person.

(g) *Exceptions.* The provisions of this order shall not apply to "tool steel" as defined by Supplementary Order M-21-h.

(h) [Deleted December 1, 1943]

(i) *Special provisions with respect to all alloy steel, except stainless and tool steel.* Notwithstanding the foregoing provisions of this order, and regardless of the approval of any melting schedule, each person melting alloy steel (including castings) shall use each calendar month in the melting of alloy steel (other than stainless and tool steel) alloy steel turnings in an amount not less than 8 percent, including alloy steel machine shop turnings in an amount not less than 4 percent, of the total weight of ingots and castings of alloy steel (other than stainless and tool steel) produced by him during such month.

NOTE: Effective date provision deleted December 1, 1943.

Issued this 1st day of December 1943.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 43-19204; Filed, December 1, 1943; 10:22 a. m.]

# PART 3294—IRON AND STEEL PRODUCTION<sup>1</sup>

[Supplementary Order M-21-a, Direction 3]

## RESTRICTIONS ON USE OF PREPARED CHROMIUM IN MELTING STAINLESS STEEL

The following direction is issued pursuant to paragraph (e) of Supplementary Order M-21-a. This direction covers all melting of stainless steel (heat and corrosion resisting steel containing 4 percent or more of chromium), including castings and internal combustion engine valve steels.

(a) No person shall use in any calendar month in the melting of stainless steel more chromium in prepared form than the sum of the following:

- (1) 12,000 pounds.
- (2) 7 pounds per ton of stainless steel ingots and castings produced during that month.
- (3) 70 percent of the contained chromium in low carbon stainless steel ingots and castings (carbon .10 percent and under) produced during that month.
- (4) 60 percent of the contained chromium in high carbon stainless steel ingots and castings (carbon .10 percent and under) produced during that month.

The balance of the chromium required must be obtained from scrap and ore.

(b) For example, assume a melt in a particular month of 500 tons of low carbon stainless steel ingots or castings with a total chromium content of 160,000 pounds, and 1,000 tons of high carbon stainless steel ingots or castings with a total chromium content of 400,000 pounds. Under this direction a total of 374,500 pounds of prepared chromium may be used for this melt, calculated as follows:

- |     |                |   |
|-----|----------------|---|
| (1) | 12,000 pounds. |   |
| (2) | 10,500 pounds  | (7 pounds × 1,500, the total tonnage produced).   |
| (3) | 112,000 pounds | (70 percent of the 160,000 pounds of chromium contained in low carbon stainless steel ingots or castings).  |
| (4) | 240,000 pounds | (60 percent of the 400,000 pounds of chromium contained in high carbon stainless steel ingots or castings). |

374,500 pounds.

The remaining 185,500 pounds of chromium required for this melting would have to come from scrap and ore.

Issued this 1st day of December 1943.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 43-19205; Filed, December 1, 1943; 10:22 a. m.]

<sup>1</sup> Formerly Part 962.

Chapter XI—Office of Price Administration  
PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[RO 1A,<sup>1</sup> Amdt. 60]

TIRES, TUBES, RECAPPING AND CAMELBACK

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

Ration Order No. 1A is amended in the following respects:

1. Section 1315.201 (a) (11) is amended by adding to the end thereof the phrase "other than a new tire manufactured principally from reclaimed rubber as specified by the War Production Board."

2. Section 1315.201 (a) (13) is amended by adding to the end thereof the phrase "or a new tire manufactured principally from reclaimed rubber as specified by the War Production Board."

3. Section 1315.306 is amended by deleting the phrase "privately owned."

4. Section 1315.503 (c) (5) is revoked.

5. Section 1315.503 (d) (8) is added to read as follows:

(8) A basic ration holder who is ineligible for a tire under section 503 (c) (1) or (2) but who holds a special ration, other than for furlough travel, may be issued a certificate for a Grade III tire for the passenger automobile for which the special ration was issued.

6. Section 1315.503 (d) (9) is added to read as follows:

(9) An applicant who obtains gasoline against an Acknowledgment of Delivery (Form OPA R-544 revised), pursuant to § 1394.7952 of Ration Order No. 5C, may be issued a certificate for a Grade III tire. The application must be made within one month of the issuance of the Acknowledgment of Delivery form to the applicant.

7. Section 1315.653 (a) (2) is amended to read as follows:

(2) has used a tire in connection with the use of a special ration issued under Ration Order No. 5A or Ration Order No. 5C for a purpose other than that authorized, or in connection with the use of a ration issued under ration order for a purpose other than one permissible under the relevant ration order, or has used gasoline, obtained through Form OPA R-544 (revised), for a purpose other than that authorized by the agency which issued the form.

8. Section 1315.657 is amended to read as follows:

§ 1315.657 *Refusal of certificates.* If a Board finds that an applicant has violated any provision of § 1315.901 (f), (g) or (1), or has used a tire in connection with the use of a special ration, issued

under Ration Order No. 5A or Ration Order No. 5C, for a purpose other than that authorized, or in connection with the use of a ration issued under either ration order for a purpose other than one permissible under the relevant ration order, or has used gasoline obtained by use of Form OPA R-544, revised, for a purpose other than that authorized by the agency which issued the said form, it may refuse to issue a certificate to the applicant and may declare that he shall be ineligible to receive a certificate for such period as it shall deem appropriate in the public interest. In such case, the Board shall serve upon the applicant a written statement of the grounds for the refusal of the certificate and of the period of his ineligibility.

9. The text of § 1315.701 is amended by deleting the parenthetical phrase "OPA Form R-534-B."

10. Section 1315.804 (a) is amended to read as follows:

(a) *Establishments under common ownership.* No manufacturer may transfer or move tires, new tubes or camelback to an establishment where he performs the business of a dealer, except upon certificate or authorization of the Office of Price Administration. If a manufacturer or dealer engages in the business of recapping tires or selling tires, new tubes or camelback at two or more separate establishments, he shall be considered a separate dealer for each such establishment, and the transfer or movement of replenishment portions (Parts B) of certificates or receipts, tires, new tubes or camelback between such establishment shall be subject to all the conditions that apply to transfers between separate dealers. Establishments under common ownership may transmit Parts B to a central accounting office. Each such establishment and the central accounting office shall maintain records showing the number of Parts B transmitted and received and the amount, type, and grade of tires, new tubes or camelback called for thereon.

11. Section 1315.804 (e) (1) is amended by deleting the phrase "having jurisdiction over the area in which such new tires, new tubes or camelback are located," and substituting therefor the phrase "to whom application is made under subparagraph (3)."

12. Section 1315.804 (e) (2) is amended by deleting the phrase "upon authorization of the State Director or District Manager having jurisdiction over the area in which the Parts B are located" and substituting therefor the phrase "upon written authorization of the District Director to whom application is made under subparagraph (3)."

13. Section 1315.804 (e) (3) is amended to read as follows:

(3) Application for authorization to make any transfer permitted in subparagraphs (1) and (2) shall be made by the transferor to the District Director serving the area in which the Parts B, tires, tubes or camelback are located and

shall state the names and addresses of the transferor and the transferee, the number of Parts B and the amount, type and grade of tires, tubes or camelback called for thereon, and the amount, type and grade of tires, tubes or camelback to be transferred: *Provided, however,* That application may be made by a central accounting office of the transferor to the District Director serving the area in which such office is located.

14. Section 1315.804 (k) (1) is amended by deleting the phrase "for the area in which the tires are located" and substituting therefor the phrase "to whom application is made under subparagraph (2)."

15. Section 1315.804 (k) (2) is amended to read as follows:

(2) Application for authorization to make a transfer under this paragraph shall be made by the transferor to the District Director serving the area in which the tires are located and shall state the names and addresses of the transferor and transferee and the number and type of tires to be transferred: *Provided, however,* That application may be made by a central accounting office of the transferor to the District Director serving the area in which such office is located.

16. Section 1315.807 (g) (4) (i) is amended to read as follows:

(i) To any dealer or manufacturer located in the United States, upon written authorization of the District Director having jurisdiction over the area in which the Customs office at which the tires or tubes are held is located. Application for such authorization must be made in accordance with the provisions of §§ 1315.804 (e) (3) or 1315.804 (k) (2).

17. Section 1315.1011 is amended to read as follows:

§ 1315.1011 *Preservation and filing of records.* Any person affected by this Ration Order No. 1A shall keep and file such additional records and reports as the Office of Price Administration may require. Any record required by Ration Order No. 1A notwithstanding any amendment thereto shall be preserved for not less than two (2) years except in the following cases:

(a) Records of transfers for repair need be preserved only while the tires or new tubes to be repaired are in the possession of the repairer.

(b) Parts B of certificates or receipts retained by a manufacturer as part of his records for a year or more may be destroyed upon written authorization of the District Director for the area in which the manufacturer is located.

All records relating to tires, tubes or camelback shall be available at all times for inspection by the Office of Price Administration.

This amendment shall become effective December 1, 1943.

NOTE: All reporting and record-keeping requirements of this amendment have been

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

<sup>1</sup>8 F.R. 9752, 10079, 10085, 10264, 10430, 10733.

approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(Pub. Law 671, 76th Cong. as amended by Pub. Laws 89, 421 and 507, 77th Cong.; E.O. 9125, 7 F.R. 2719, issued April 7, 1942, WPB Dir. No. 1, 7 F.R. 562, Supp. Dir. No. 1Q, 7 F.R. 9121)

Issued this 30th day of November 1943.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 43-19195; Filed, November 30, 1943;  
4:40 p. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[RO 1A, Amdt. 61]

TIRES, TUBES, RECAPPING AND CAMELBACK

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

Ration Order No. 1A is amended in the following respects:

1. Sections 1315.201 (a) (22), 1315.201 (a) (27), 1315.201 (a) (36), 1315.304, 1315.501 (a) (5), 1315.505 (c), 1315.506 (a) (1) (ii), 1315.508, 1315.514, 1315.602 (d), 1315.607 (b) (3), 1315.804 (d), 1315.804 (i), 1315.804 (k) (3), 1315.806 (i), 1315.1005 (a) (2), 1315.1005 (a) (4), 1315.1006, 1315.1010 (a), 1315.1010 (b) and 1315.1010 (c) are hereby revoked.

2. Sections 1315.201 (a) (44), 1315.303 (b) (1), 1315.303 (b) (2) and 1315.303 (b) (4) are amended by deleting the phrase "truck tires, new truck tubes or recapping services" wherever it appears and inserting in lieu thereof in each instance the phrase "truck tires or new truck tubes."

3. Sections 1315.306, 1315.401 (b), 1315.401 (c), 1315.504 (c), 1315.601 (a), 1315.601 (b), 1315.601 (d), 1315.602 (a), 1315.602 (b), 1315.602 (h), 1315.607 (b) (1), 1315.608, 1315.609 (a), 1315.610 (c), 1315.611 (b), 1315.612, 1315.804 (e) (3), 1315.804 (g), 1315.806 (a), 1315.806 (j), 1315.806 (k), 1315.806 (o), 1315.807 (f), 1315.808 (c), 1315.1005 (d), 1315.1011 and 1315.1152 are amended by deleting the phrases "tires, tubes or camelback," "tires, tubes, recapping service or camelback," "tires, tubes, recapping services or camelback" and "tires, tubes or recapping service" wherever they appear and inserting in lieu thereof, in each instance, the phrase "tires or tubes".

4. The text of §§ 1315.501, 1315.501 (a) and 1315.504 are amended by deleting the phrase "tire, tube, or recapping service" wherever it appears and inserting in lieu thereof, in each instance, the phrase "tire or tube".

5. Section 1315.804 (a) and the text of §§ 1315.808 (a) and 1315.1005 (a) are amended by deleting the phrase "tires, new tubes or camelback" wherever ap-

pearing therein and inserting in lieu thereof in each instance the words "tires or new tubes."

6. Section 1315.201 (a) (4) is amended by deleting the second sentence.

7. Section 1315.201 (a) (5) is amended by deleting the phrase "tire, tube, recapping service or camelback" and inserting in lieu thereof the phrase "tire or tube".

8. Section 1315.201 (a) (26) is amended by deleting the phrase "passenger or truck-type".

9. The text of § 1315.305 is designated paragraph (a) and a new paragraph (b) is added to read as follows:

(b) No Board may issue a certificate authorizing the recapping of any tire with camelback.

10. Section 1315.401 (a) is amended by deleting the phrase "and the maximum amount of recapping services or camelback."

11. In § 1315.501, paragraph (b) is amended by deleting "or recap" at the end of the first sentence; and paragraph (c) is amended by deleting the words "or the tire sought to be recapped."

12. The text of § 1315.505 (a) is amended by deleting the phrase "or for recapping service" and the comma preceding it.

13. Section 1315.505 (b) (2) is amended by deleting the phrase "for recapping service or".

14. The text of § 1315.506 (a) is amended by deleting the phrase "tire, new tube, or recapping service" and inserting in lieu thereof the words "tire or new tube".

15. Section 1315.507 (e) (1) is amended by deleting the words "or recapped" appearing at the end thereof.

16. Sections 1315.511 (a) and 1315.511 (b) are amended by deleting the phrase "tires, new tubes or recapping service" wherever appearing therein and inserting in lieu thereof in each instance the words "tires or new tubes".

17. Section 1315.511 (c) is amended to read as follows:

(c) *Grade of tire for house trailers.* A certificate for a Grade III tire only may be granted under this section, unless the applicant shows that a Grade III tire cannot be used for this purpose.

18. In § 1315.515 paragraph (a) is amended by deleting the phrase "any type of used tire, or new tube, or recapping service" and inserting in lieu thereof, the phrase "a new tube or any type of used tire"; and paragraph (b) is amended by deleting the words "recapping service" following "a Grade III tire" and by deleting the phrase "tire, new tube, or recapping service" and inserting in lieu thereof, the phrase "tire or new tube".

19. The text of § 1315.603 (a) is amended by deleting the words "or recapped" in the first sentence.

20. Section 1315.605 is amended by deleting the phrase "or the type of recapping service or camelback" and the comma preceding it.

21. Section 1315.611 (c) is amended by deleting the phrase "or the type of recapping service or camelback".

22. Sections 1315.801 (a) (1) and 1315.801 (a) (2) are amended by deleting the phrase "tire, new tube or camelback" wherever it appears therein and inserting in lieu thereof, in each instance, the words "tire or new tube".

23. Section 1315.803 (d) is amended to read as follows:

(d) *Tires in need of recapping.* No dealer or manufacturer may transfer a tire in need of recapping to a consumer, except that a recappable passenger-type tire which is not worn to the breaker strip may be transferred without first being recapped, in exchange for a certificate.

24. Section 1315.804 (b) is amended to read as follows:

(b) *Changes of location.* A manufacturer or dealer may change the location of tires or new tubes within a single establishment or the location of the establishment itself, including the entire stock of tires or new tubes contained therein, if no change in ownership, possession or control of the tires or tubes occurs.

25. Section 1315.804 (c) (3) is amended by deleting the proviso at the end thereof.

26. Section 1315.804 (c) (4) is amended by deleting the following phrase at the end of the first sentence: "subject to the provisions of subparagraph (3) for branding passenger-type tires which cannot be recapped."

27. Section 1315.804 (c) (5) is amended to read as follows:

(5) *Transfers by dealers without certificates.* Any dealer may, without certificate, return to his supplier tires or new tubes of a size, grade, type or quality other than that ordered by him and receive in exchange therefor tires or new tubes of the size, grade, type or quality ordered.

28. The headline of § 1315.804 (e) is amended to read as follows:

(e) *Transfers of new tires and tubes and Parts B upon authorization.*

29. The text of § 1315.804 (e) (1) is amended by deleting the words "new tires, new tubes or camelback" and inserting in lieu thereof the words "new tires or tubes".

30. The text of § 1315.804 (f) and §§ 1315.804 (f) (1), (f) (2) and (f) (6) are amended by deleting the phrases "tires, new tubes or camelback", "tires, new tubes, or camelback" and "camelback, tires or new tubes" wherever appearing therein and inserting in lieu thereof in each instance the words "tires or new tubes".

31. Section 1315.804 (f) (4) is amended by deleting the phrase "500 tires, 500 new tubes and 20,000 pounds of camelback" and inserting in lieu thereof the phrase "500 tires and 500 new tubes".

32. Section 1315.805 is amended by deleting the phrase "tires, tubes or camelback" and "tire, tube or camelback" wherever they appear therein and inserting in lieu thereof, in each instance,

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

18 F.R. 9752, 10079, 10085, 10264, 10430, 10733.

the phrase "tires or tubes" or "tire or tube" respectively.

33. Section 1315.806 (b) is amended by deleting the phrase "or of camelback".

34. The head-note and text of § 1315.806 (e) are amended by deleting the phrase "tires, tubes or camelback" wherever it appears therein and inserting in lieu thereof the words "tires or tubes".

35. Section 1315.806 (h) is amended to read as follows:

(h) *Transfers for recapping.* A person may, without certificate, transfer a tire to a dealer or recapper to have it recapped and may reacquire the recapped tire.

36. The text of § 1315.806 (l) and §§ 1315.806 (l) (1) and 1315.806 (l) (3) are amended by deleting the phrase "tires, tubes or camelback" and the phrase "tire, tube or camelback" wherever they appear therein and inserting in lieu thereof, in each instance, the phrase "tires or tubes" or "tire or tube" respectively.

37. Section 1315.807 (c) is amended by deleting the phrase "tires, tubes and camelback" and inserting in lieu thereof the words "tires or tubes".

38. Section 1315.807 (e) is amended by deleting the word "camelback".

39. Section 1315.808 (a) (3) is amended by deleting the phrase "tires, new tubes and camelback" and inserting in lieu thereof the words "tires or new tubes".

40. Section 1315.901 (e) is amended by deleting the phrase "tires, tubes or camelback (truck or passenger-type)" wherever it appears therein and inserting in lieu thereof in each instance the words "tires or tubes".

41. Section 1315.901 (f) is amended to read as follows:

(f) *Abuse of tires or tubes.* No person shall without lawful authority abuse, alter, damage or neglect any tire or tube in his possession or control. Failure to have a tire recapped and failure to make timely application for replacement shall constitute forms of abuse within the meaning of this paragraph.

42. The head-note and text of § 1315.1003 (a) are amended by deleting the phrase "tires, tubes or camelback" wherever appearing therein and inserting in lieu thereof in each instance the words "tires or tubes".

43. Section 1315.1003 (a) (1) is amended to read as follows:

(1) *Part A.* Part A of OPA Form R-2 (Revised) and OPA Form R-46 shall be retained by the transferor as his record; Part A of OPA Form R-20 shall, within three days of the date of transfer of the tires or tubes, be sent to the issuing Board which shall retain it as its record; Part A of OPA Form R-12 (Revised) shall be sent to the regional office for the area in which the transferor's principal place of business is located within fifteen (15) days from the end of each calendar month in which deliveries have been made.

44. Section 1315.1003 (a) (2) is amended by deleting the phrase "OPA Form R-10 (Revised) and OPA Form R-48" and by inserting the word "and" between the phrase "OPA Form R-46" and the phrase "OPA Form R-12 (Revised)".

45. Section 1315.1005 (a) (1) is amended by deleting the phrase "other than recapped tires" and the commas before and after it.

46. Section 1315.1005 (c) is amended by deleting the word "camelback" and the comma preceding it.

47. The head-note and text of § 1315.1005 (f) are amended by deleting the phrase "tires, tubes or camelback" wherever it appears therein and inserting in lieu thereof the words "tires or tubes".

48. Section 1315.1009 is amended by deleting the first sentence thereof.

49. The head-note of § 1315.1010 is amended to read as follows:

§ 1315.1010 *Reports by recappers and repairers who acquire allotments of recappable or repairable tires.*

50. Section 1315.1010 (d) (4) is amended by deleting the phrase "other than certificates for recapping service" and the commas before and after it.

This amendment shall become effective December 1, 1943.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(Pub. Law No. 671, 76th Cong., as amended by Pub. Laws 89, 421 and 507, 77th Cong.; E.O. 9125, 7 F.R. 2719, issued April 7, 1942, WPB Dir. No. 1, 7 F.R. 562, Supp. Dir. No. 1Q, 7 F.R. 9121)

Issued this 30th day of November 1943.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 43-19196; Filed, November 30, 1943;  
4:41 p. m.]

PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[RMPR 369]

DRY ROOFING FELT AND DRY FLOORING FELT

Maximum Price Regulation No. 369 is redesignated Revised Maximum Price Regulation No. 369 and is revised and amended to read as set forth below.

In the judgment of the Price Administrator it is necessary and proper to establish maximum prices for sales of dry roofing felt and dry flooring felt by a specific maximum price regulation.

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

In the judgment of the Price Administrator the maximum prices established by this regulation are and will be gen-

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

erally fair and equitable and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328.

So far as practicable the Price Administrator has ascertained and given due consideration to the prices prevailing between October 1 and October 15, 1941 and to relevant factors of general applicability, and has advised and consulted with members of the industry which will be affected by this regulation. Such specifications and standards as are used in this regulation were, prior to such use, in general use in the trade or industry affected.

§ 1347.901 *Maximum prices for dry roofing felt and dry flooring felt.* Under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, Revised Maximum Price Regulation No. 369 (Dry Roofing Felt and Dry Flooring Felt), which is annexed hereto and made a part hereof, is hereby issued.

AUTHORITY: § 1347.901 issued under 56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681.

MAXIMUM PRICE REGULATION NO. 369—DRY ROOFING FELT AND DRY FLOORING FELT

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SECTION 1. *Prohibition against dealing in dry roofing felt or dry flooring felt at prices above the maximum.* On or after December 6, 1943; regardless of any contract or other obligation:

(a) No person shall sell or deliver dry roofing felt or dry flooring felt in rolls of 100 square feet or more at higher prices than those set forth in Appendix A or Appendix B, respectively, of this regulation.

(b) No person shall buy or receive dry roofing felt or dry flooring felt in rolls of 100 square feet or more in the course of trade or business at prices higher than those set forth in Appendix A or Appendix B, respectively, of this regulation.

(c) No person shall agree, offer, solicit, or attempt to do any of the foregoing.

SEC. 2. *Less than maximum prices.* Lower prices than those established by this regulation may be charged, demanded, paid or offered.

SEC. 3. *Geographical applicability.* The provisions of this regulation shall be applicable to the forty-eight states of the United States and to the District of Columbia.

SEC. 4. *Applicability of the General Maximum Price Regulation.* The provisions of this regulation supersede the provisions of the General Maximum Price Regulation with respect to sales and deliveries for which maximum prices are established by this regulation.

SEC. 5. *Export sales.* The maximum price at which a person may export or may sell for export dry roofing felt or dry flooring felt shall be determined in accordance with the provisions of the Second Revised Maximum Export Price Regulation<sup>1</sup> issued by the Office of Price Administration.

SEC. 6. *Evasion.* The price limitations set forth in this regulation shall not be evaded whether by direct or indirect methods, in connection with an offer, solicitation, agreement, delivery, purchase, or receipt of or relating to dry roofing felt or dry flooring felt, alone or in connection with any other commodity, or by way of commission, service, transportation, or other charge or discount, premium, or other privilege, or by tying agreement, or other trade understanding, or otherwise.

SEC. 7. *Enforcement.* Persons violating any provisions of this regulation are subject to the criminal penalties, civil enforcement actions, suits for treble damages and proceedings for suspension of licenses as provided by the Emergency Price Control Act of 1942, as amended.

SEC. 8. *Records and reports.* (a) Every person making purchases, sales, or exchanges of dry roofing felt or dry flooring felt shall keep for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, complete and accurate records of each purchase, sale, or exchange of dry roofing felt or dry flooring felt, showing the following:

- (1) Date of purchase, sale, or exchange.
- (2) Name and address of the buyer or seller, or of the other party to the exchange.
- (3) Weight and quantity of each grade purchased, sold, or exchanged.
- (4) Prices, including discounts paid or received, and including all other direct or indirect considerations given or received and returns and allowances made or taken.
- (5) Specifications, including any warranties given or received.
- (6) Origin and destination of the shipment, means of transportation used, and amount of transportation charges, insofar as known to the person keeping the record.

(b) Persons required to keep records shall submit such reports to the Office of Price Administration and shall keep such other records in addition to or in place of the records required in paragraph (a) of this section 8 as the Office of Price Administration may from time to time require, subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

SEC. 9. *Petitions for amendment.* Any person seeking an amendment of any provision of this regulation may file a

petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1.<sup>2</sup>

SEC. 10. *Adjustable pricing.* Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of delivery; but no person may, unless authorized by the Office of Price Administration, deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after delivery. Such authorization may be given when a request for a change in the applicable maximum price is pending, but only if the authorization is necessary to promote distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. The authorization may be given by the Administrator or by any official of the Office of Price Administration to whom the authority to grant such authorization has been delegated. The authorization will be given by order.

SEC. 11. *Definitions.* (a) When used in this regulation, the term:

(1) "Person" means an individual, corporation, partnership, association, or any other organized group of persons, or legal successors or representatives of any of the foregoing, and includes the United States, or any agency thereof, or any other government, or any of its political subdivisions, or any agency of any of the foregoing.

(2) "Highest price charged" during a specified period means the highest price which the manufacturer charged for a delivery during that period, or, if the manufacturer made no such delivery, his highest offering price for delivery during that period.

(3) "Delivered." A commodity shall be deemed to have been "delivered" during any specified period if during such period it was received by the purchaser or by any carrier, including a carrier owned or controlled by the seller, for shipment to the purchaser.

(4) "Offering price" means the price quoted in the seller's price list, or, if he had no such price list, the price which he regularly quoted in any other manner.

(5) "Dry roofing felt" includes any fibrous material produced by the felting of vegetable and animal fibers, which is suitable for asphalt or tar saturating purposes, and is customarily used in the production of finished roofing material.

(6) "Dry flooring felt" includes any fibrous material produced by the felting of vegetable and animal fibers, which is suitable for asphalt saturating purposes, and is customarily used in the manufacture of finished hard surface floor coverings.

(7) "Inlaid" flooring felt is dry flooring felt of the type which is customarily used in the manufacture of linoleum composition wearing surfaces.

<sup>1</sup> 8 F.R. 3096, 3849, 4347, 4486.

<sup>2</sup> 7 F.R. 5059, 7242, 5529, 9000, 10530; 8 F.R. 3846.

<sup>3</sup> 7 F.R. 8961; 8 F.R. 3913, 3533.

(8) "Print" flooring felt is dry flooring felt of the type which is customarily used in the manufacture of felt-base floor coverings.

(9) "Short air dry ton" means 2,000 pounds gross weight, including a maximum moisture content of 5%.

(10) "Point of shipment" means that point at which the material is loaded upon the carrier or conveyance for shipment to the purchaser.

(b) Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as amended, shall apply to other terms used herein.

#### APPENDIX A—MAXIMUM PRICES FOR DRY ROOFING FELT

Maximum prices for dry roofing felt shall in no event exceed the specific dollar and cent prices set forth below, except that if during March 1942 there was an agreement between seller and buyer for the sale of dry roofing felt, the maximum price for sales between that seller and that buyer shall not be in excess of the amount which is arrived at by computation under the pricing formula contained in that agreement, or the specific dollar and cent prices set forth below, whichever is lower.

##### MAXIMUM PRICES

Weight per 480 square feet:	Maximum price per short air dry ton, f. o. b. point of shipment.
Less than 60 pounds.....	\$52.00
60 pounds or more.....	56.00

#### APPENDIX B—MAXIMUM PRICES FOR DRY FLOORING FELT

Maximum prices for dry flooring felt shall in no event exceed the specific dollar and cent prices set forth below, except that if during March 1942 there was an agreement between seller and buyer for the sale of dry flooring felt, the maximum price for sales between that seller and that buyer shall not be in excess of the amount which is arrived at by computation under the pricing formula contained in that agreement, or the specific dollar and cent prices set forth below, whichever is lower; and *Provided*, That any person selling to a purchaser the same grade and quality of dry flooring felt which he delivered to that purchaser during March 1942, may charge that purchaser the highest price he charged him during that month.

##### MAXIMUM PRICES

Thickness per .001 inches (within a tolerance of 2 points):	Maximum price per short air dry ton, f. o. b. point of shipment.
38 point, inlaid.....	\$68.00
38 point, print.....	68.00
40 point, print.....	62.00
55 point, print.....	78.00

This Revised Maximum Price Regulation No. 369 shall become effective December 6, 1943.

NOTE: All of the reporting and record keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 30th day of November 1943.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 43-19188; Filed, November 30, 1943; 4:38 p. m.]

## PART 1381—SOFTWOOD LUMBER

[RMPS 26; 1 Amdt. 4]

## DOUGLAS FIR AND OTHER WEST COAST LUMBER

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.

Revised Maximum Price Regulation No. 26 is amended in the following respects:

1. In section 7, paragraph (g) is amended and paragraph (h) is added to read as follows:

(g) *Portland rate on delivered sales to California.* Regardless of other provisions of this section, on delivered sales to purchasers in California, if shipment originates at a mill in California, or at

a mill in Oregon from which the railroad freight rate to the California destination is less than the rate from Portland, Oregon to the same destination, the addition for transportation may be computed by multiplying the appropriate estimated weight as shown in Article VII by the applicable freight rate from Portland to the California destination. This provision does not apply to f. o. b. mill sales nor to direct-mill retail sales.

(h) *Government bill of lading.* Where shipment is made on government bill of lading, the maximum price payable to the shipper may be computed by determining what would be the maximum delivered price on the basis of estimated weights and commercial rates and subtracting therefrom the commercial rate times the actual weights.

2. In section 23, Table 1 is amended to read as follows:

CONSTRUCTION GRADES

TABLE 1—BOARDS AND SHIP LAP, NO. 1 GREEN, SURFACED A. L. S.

	6' to 20'	6'	8'	10'	12'	14'	16'	18'	20'	Add for select mer- chant- able par. 185	Add for dry ex- cept par. 185	Add for select mer- chant- able par. 185	Deduct for select dry rough only
1 x 2"	\$34.50	\$34.50	\$34.50	\$34.50	\$34.50	\$34.50	\$37.00	\$37.00	\$37.00	\$4.00	\$4.00	\$4.00	\$8.00
1 x 3"	34.50	34.50	34.50	34.50	34.50	34.50	37.00	37.00	37.00	4.00	4.00	4.00	8.00
1 x 4"	30.50	30.50	30.50	30.50	30.50	30.50	33.00	33.00	33.00	4.00	4.00	4.00	10.00
1 x 5"	30.50	30.50	30.50	30.50	30.50	30.50	33.00	33.00	33.00	4.00	4.00	4.00	10.00
1 x 6"	29.50	29.50	29.50	29.50	29.50	29.50	32.00	32.00	32.00	4.00	4.00	4.00	10.00
1 x 8"	31.50	31.50	31.50	31.50	31.50	31.50	34.00	34.00	34.00	4.00	4.00	4.00	14.00
1 x 10"	31.50	31.50	31.50	31.50	31.50	31.50	34.00	34.00	34.00	4.00	4.00	4.00	14.00
1 x 12"	31.50	31.50	31.50	31.50	31.50	31.50	34.00	34.00	34.00	4.00	4.00	4.00	14.00

3. In section 23, Table 1, footnote 1 is amended to read as follows:

1. Deduct from the No. 1 price of the same size, length and condition of seasoning:

	Per M
No. 2 dry or green	\$1.50
No. 3 green	7.50
No. 3 dry	9.50
No. 1 permitting up to 15% No. 2	.50

4. In section 23, Table 1, in footnote 2, the figure "\$14.50" is changed to "\$15.00".

5. In section 23, Table 1, footnote 3 is amended to read as follows:

3. Shims  $\frac{1}{16}$ " or less in thickness x AW AL No. 3 and better, surfaced H/M, \$17.50. For shims  $\frac{1}{8}$ " or thicker add \$2.00 per M. to  $\frac{1}{16}$ " shim price. If graded out and sold "on

\*Copies may be obtained from the Office of Price Administration.  
8 F.R. 7570, 9519, 11508, 12315, 12406.

10.  $\frac{1}{8}$ " and  $\frac{1}{4}$ " any surfacing A. L. S.—No. 1, Select Merch., Par. 186, and Select (Par. 185): Add \$1.50 per M. to the 1" price of the corresponding grade.

No. 2: deduct \$1.50 from price of  $\frac{3}{4}$ " and  $\frac{1}{2}$ "

No. 3: deduct \$6.50 from price of  $\frac{3}{4}$ " and  $\frac{1}{2}$ "

No. 4: (Surfaced A. L. S. or rough): same price as 1" No. 4.

For rough No. 3 and higher grades; deduct \$1.00 from surfaced price.

NOTE:  $\frac{3}{4}$ " and  $\frac{1}{2}$ " resawn and sold on surface measure (1") must be priced as shims under footnote 3.

TABLE 2—DIMENSION; NO. 1 GREEN S4S, A. L. S.

Regular loading	6' to 20'	6'	8'	10'	12'	14'	16'	18'	20'	22' & 24'	Add for dry S4S
2 x 2"	\$33.00	\$25.50	\$31.50	\$33.00	\$33.50	\$33.50	\$35.00	\$35.00	\$36.00	\$36.50	\$3.50
2 x 3"	30.00	22.50	28.50	30.00	30.50	30.50	32.00	32.00	33.00	33.50	3.50
2 x 4"	30.00	22.50	28.50	30.00	30.50	30.50	32.00	32.00	33.00	33.50	3.50
2 x 5"	30.00	22.50	28.50	30.00	30.50	30.50	32.00	32.00	33.00	33.50	3.50
2 x 6"	30.00	22.50	28.50	30.00	30.50	30.50	32.00	32.00	33.00	33.50	3.50
2 x 8"	29.00	21.50	27.50	28.50	29.00	29.00	30.00	30.00	31.00	31.00	3.00
2 x 10"	29.00	21.50	27.50	28.50	29.00	29.00	30.00	30.00	31.00	31.00	3.00
2 x 12"	29.00	21.50	27.50	28.50	29.00	29.00	30.00	30.00	31.00	31.00	3.00

13. In section 23, Table 2, footnote 11 is amended to read as follows:

11. No. 4 (all species covered by this regulation) rough or surfaced, dry or green, 2" x AW. AL, \$15.00—Use green weights.

14. In section 23, Table 2, in footnote 15, between the words "lengths" and "add" the words "not listed" are inserted.

15. In section 23, Table 2, a footnote 16A is added, to read as follows:

16A. Where an average length is specified in any random length order, the price shall be the specified length price of the length specified as an average and no addition may be made under footnote 14.

16. In section 23, Table 2, in footnote 20, immediately after the word "off" the phrase "or to American Lumber Industrial Standards" is inserted.

17. In section 23, Table 2, in footnote 22, the entire item reading "2" thickness droppings included at no reduction in price" is deleted, together with the reference note "1".

18. In section 23, Table 2, footnote 24 is deleted.

19. In section 23, Table 3, the dollars-and-cents figures shown in the vertical columns under group headings "No. 1" and "Select Merchantable" are each decreased by \$2.00.

9. In section 23, Table 1, in footnote 11, immediately after the word "off", the phrase "or to American Lumber Industrial Standards" is inserted.

10. In section 23, Table 1, in footnote 13, the entire item reading "1" thickness—Droppings included at no reduction in price" is deleted, together with the reference note "2".

11. In section 23, Table 1, footnote 14 is deleted.

12. In section 23, Table 2 is amended to read as follows:

20. In section 23, Table 3, footnote 4A is amended to read as follows:

4A. No. 4 (all species covered by this regulation) rough or surfaced, dry or green, AW. AL, \$15.00—Use green weights.

21. In section 23, Table 3, footnote 5A is added, to read as follows:

5A. For omitting any lengths in R/L groups covering more than one length bracket, the additions permitted by footnote 5 may be made only within the bracket from which lengths have been omitted.

22. In section 23, Table 3, in footnote 7, between the figure "40" and the word "add", the phrase "specified or included in a random length specification," is inserted.

23. In section 23, Table 3, a footnote 8A is added, to read as follows:

8A. Where an average length is named in a random length specification covering one or more price brackets which include no lengths over 40", the maximum price shall be the specified length price of the average length specified.

If the specification includes lengths over 40", the price shall be the same as if no average length was required.

No addition may be made under footnote 5 in either case.

If the average specified is an odd length, the price of the next higher even length shall apply.

24. In section 23, Table 3, footnote 18 is amended to read as follows:

18. For surfacing to A. L. S. S1S, S1E, S2S, S2E, S1S1E, S1S2E, S2S1E, add \$1.00 per M' to price of corresponding size and grade. This addition is limited to orders specifying one grade only.

25. In section 23, Table 4, the dollars-and-cents figures in the vertical columns under group headings "No. 1" and "Select Merchantable" are each decreased by \$1.50.

26. In section 23, Table 4, a footnote 3A is added, to read as follows:

3A. No. 4 (all species covered by this regulation) 6" x 6" and larger, AL, rough or dressed, dry or green—\$15.00. Use green weights.

27. In section 23, Table 4, a footnote 5A is added, to read as follows:

5A. For omitting any lengths in R/L groups covering more than one length bracket, the additions permitted by footnote 4 may be made only within the bracket from which lengths have been omitted but such additions to the 8/20' brackets may not result in a price higher than the bracket price for 22/30'.

28. In section 23, Table 4, in footnote 6, between the first figure "40'" and the word "add", the comma is deleted and the phrase "specified or included in a random length specification," is inserted.

29. In section 23, Table 4, in footnote 7, immediately after the words "Specified lengths", the words "up to 40'" are inserted.

30. In section 23, Table 4, a footnote 7A is added, to read as follows:

7A. Where an average length is named in a random length specification covering one or more price brackets which include no lengths over 40', the maximum price shall be the specified length price of the average length specified.

If the specification includes lengths over 40', the price shall be the same as if no average length was required.

No addition may be made under footnote 4 in either case.

If the average specified is an odd length, the price of the next higher even length shall apply.

31. In section 23, table 4, in footnote 8, the words "not listed" following the word "widths", and the word "listed" following the word "larger", are deleted.

32. In section 23, table 11, footnote 10 is amended to read as follows:

10. D and M, any working, 1" and 5/4" wider than 6", and 5/4" all widths: add \$2.00 per M'.

1" and 5/4" 6" and narrower: price as Flooring from table 5 or, on unusual specifications, apply for price approval under § 12.

33. In section 23, table 16, the table heading is amended to read as follows: "Table 16—Car Framing, Etc. [See note 6 under General notes on all railway and car material] Selected Framing, Sills, Purlins, Slats, Running Boards, Etc., Par. 221, 223, Rough Green."

34. In section 23, table 16, in footnote 4, the first word "Widths" is changed

to "Even widths", and between the words "listed" and "width" the word "even" is inserted.

35. In section 23, table 16, a footnote 4A is added, to read as follows:

4A. Odd or fractional widths wider than listed add \$1.00 per inch or fraction thereof to the widest listed odd and fractional width.

36. In section 23, in the provision "General notes on all railway and car material" following table 19, a note 6 is added, to read as follows:

"The maximum prices shown in Tables 16, 17, 18 and 19 apply only to direct-mill shipments [See section 3 (a)] and only where final delivery is to railroad-car builders, railroad-car-and-equipment repair shops, railroad companies, or other operators, builders, or repairers of essential transportation or communication facilities, except on specific individual approval by the Lumber Branch of the Office of Price Administration.

37. In section 25, General notes, Note XV is deleted and Note XVI is amended by adding the following sentence "This addition may not be made for Hit or Miss surfacing."

38. In Article VI, Price Tables for Export—"N" List, in paragraph (c), immediately after the word "Alaska", the word "Hawaii", is inserted; and immediately below paragraph (c), the parenthetical expression reading "(Prices are stated per one thousand board feet F. A. S. vessel.)" is amended to read "(Prices are stated per one thousand board feet F. A. S. vessel at mill's customary F. A. S. loading point; for F. A. S. loading at any other point, shipper must have approval of the Portland Office of the Office of Price Administration.)".

This amendment shall become effective December 6, 1943.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 30th day of November 1943.

CHESTER BOWLES,  
Administrator.

[F. R. Dec. 43-19185; Filed, November 30, 1943; 4:35 p. m.]

#### PART 1394—RATIONING OF FUEL AND FUEL PRODUCTS

[R.O. 5C Amdt. 86]

#### MILEAGE RATIONING: GASOLINE REGULATIONS

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

Ration Order 5C is amended in the following respects:

1. Section 1394.7654 is amended to read as follows:

§ 1394.7654 Gasoline purchase permits issued as a basic ration in exchange for Class A coupons—(a) Application.

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

17 F.R. 9135.

Any holder of a basic ration who desires to drive the vehicle for which such ration was issued for a period of less than four months outside the area in which the vehicle is normally garaged or stationed, and whose Class A coupons are not valid for use in the area in which he wishes to drive, may apply to any Board for substitute ration evidences. When he applies, he shall surrender to the Board a number of Class A coupons legally issued for use with such vehicle and currently valid for transfers of gasoline in the area in which such vehicle is normally garaged or stationed.

(b) Issuance of gasoline purchase permits. If the applicant satisfies the requirements of this section the Board shall issue as a basic ration one or more gasoline purchase permits (Form OPA R-571) to provide the applicant a quantity of gasoline equal to the aggregate gallonage value of the Class A coupons surrendered. No gasoline purchase permit shall be issued for an amount in excess of ten gallons of gasoline or for a fractional part of a gallon. The Board shall note upon the face of each such permit the information required by the form, and shall note the last day of the valid period of the surrendered Class A coupon as the last date on which such permit may be used. The Board shall also mark such gasoline purchase permits "Basic." The ration so issued shall be a basic ration for all purposes under Ration Order No. 5C.

2. Section 1394.7704 (b) is amended by substituting the figures "460" for the figures "480" and the figures "325" for the figures "320" in the proviso at the end of the third sentence.

3. Section 1394.7705 (a) (1) (i) is amended by substituting the figures "460" for the figures "480", and the words "One Class B book" for the words "One or two Class B books".

4. Section 1394.7705 (a) (1) (ii) is amended by substituting the figures "460" for the figures "480".

5. Section 1394.7705 (a) (2) (i) is amended by substituting the figures "325" for the figures "320" and the words "One Class B book" for the words "One or two Class B books".

6. Section 1394.7705 (a) (2) (ii) is amended by substituting the figures "325" for the figures "320".

7. Section 1394.7705 (a) (3) (i) is amended by substituting the figures "460" for the figures "480", and the words "One Class B book" for the words "One or more Class B books", and the words "Table I" for the words "Table IB".

8. Section 1394.7705 (a) (3) (ii) is amended by substituting the figures "460" for the figures "480", and the words "Table II" for the words "Table IIB".

9. In § 1394.7705 (a) (4) Table I, Table II, Table IA and Table IIA are amended to read as set forth below:

TABLE I—DETERMINATION OF AMOUNT OF SUPPLEMENTAL RATION IN AREA A AND AREA B

For passenger automobiles which are entitled to basic rations, and for which more

than 60 miles but not more than 460 miles per month are allowed.

(For motorcycles, use Table IC)

Miles per month:	"B" coupons for 3 months
1-60	0
61-85	1
86-110	2
111-135	3
136-160	4
161-185	5
186-210	6
211-235	7
236-260	8
261-285	9
286-310	10
311-335	11
336-360	12
361-385	13
386-410	14
411-435	15
436-460	16

TABLE II—DETERMINATION OF AMOUNT OF SUPPLEMENTAL RATION IN AREA A AND AREA B

For passenger automobiles which are entitled to basic rations, and for which more than 460 miles per month are allowed.

(For motorcycles, use Table IC)

Miles per month:	"C" coupons for 3 months
461-485	17
486-510	18
511-535	19
536-560	20
561-585	21
586-610	22
611-635	23
636-660	24
661-685	25
686-710	26
711-735	27
736-760	28
761-785	29
786-810	30
811-835	31
836-860	32
861-885	33
886-910	34
911-935	35
936-960	36
961-985	37
986-1,010	38
1,011-1,035	39
1,036-1,060	40
1,061-1,085	41
1,086-1,110	42
1,111-1,135	43
1,136-1,160	44
1,161-1,185	45

NOTE: In the event the allowed mileage exceeds 1,185 miles, one additional coupon shall be allowed for each 25 miles, or fraction thereof, of allowed mileage in excess of 1,185 miles. Additional books may be issued if necessary to provide additional coupons.

TABLE IA—DETERMINATION OF AMOUNT OF SUPPLEMENTAL, OFFICIAL OR FLEET RATION IN GASOLINE SHORTAGE AREA

For passenger automobiles with an allowed mileage of 325 miles per month or less

(For motorcycles, use Table IC)

Miles per month:	"B" coupons for 3 months
1-25	1
26-50	2
51-75	3
76-100	4
101-125	5
126-150	6
151-175	7
176-200	8
201-225	9
226-250	10
251-275	11
276-300	12
301-325	13

TABLE IIA—DETERMINATION OF AMOUNT OF SUPPLEMENTAL, OFFICIAL OR FLEET RATION IN GASOLINE SHORTAGE AREA

For passenger automobiles with an allowed mileage of more than 325 miles per month.

(For motorcycles, use Table IC)

Miles per month:	"C" coupons for 3 months
326-350	14
351-375	15
376-400	16
401-425	17
426-450	18
451-475	19
476-500	20
501-525	21
526-550	22
551-575	23
576-600	24
601-625	25
626-650	26
651-675	27
676-700	28
701-725	29
726-750	30
751-775	31
776-800	32
801-825	33
826-850	34
851-875	35
876-900	36
901-925	37
926-950	38
951-975	39
976-1,000	40
1,001-1,025	41
1,026-1,050	42
1,051-1,075	43
1,076-1,100	44
1,101-1,125	45
1,126-1,150	46
1,151-1,175	47
1,176-1,200	48

NOTE: In the event the allowed mileage exceeds 1,200 miles, one additional coupon shall be allowed for each 25 miles, or fraction thereof, of allowed mileage in excess of 1,200 miles. Additional books may be issued if necessary to provide additional coupons.

10. In § 1394.7705 (a) (4) Table IB and Table IIB are revoked.

11. In § 1394.7705 (a) (4) Table IC is amended to read as set forth below:

TABLE IC—DETERMINATION OF AMOUNT OF SUPPLEMENTAL RATION FOR MOTORCYCLES IN AREA A, AREA B AND IN THE GASOLINE SHORTAGE AREA

To be used only for motorcycles entitled to basic rations, and for which more than 60 miles per month are allowed. Allowed mileage in excess of 460 miles per month in Area A and Area B (325 miles in the gasoline shortage area) must be preferred mileage, or mileage allowed under § 1394.7707.

Miles per month:	"D" coupons in 3 months
Up to 60	0
61-80	1
81-100	2
101-120	3
121-140	4
141-160	5
161-180	6
181-200	7
201-220	8
221-240	9
241-260	10
261-280	11
281-300	12
301-320	13
321-340	14
341-360	15
361-380	16
381-400	17
401-420	18

TABLE IC—Continued

Miles per month—Con.	"D" coupons in 3 months
421-440	19
441-460	20
461-480	21
481-500	22
501-520	23
521-540	24
541-560	25
561-580	26
581-600	27
601-620	28
621-640	29
641-660	30
661-680	31
681-700	32
701-720	33
721-740	34
741-760	35
761-780	36
781-800	37
801-820	38
821-840	39
841-860	40
861-880	41
881-900	42
901-920	43
921-940	44
941-960	45
961-980	46
981-1000	47
1001-1020	48
1021-1040	49
1041-1060	50

NOTE: In the event the allowed mileage exceeds 1,060 miles, one additional coupon shall be allowed for each 20 miles, or fraction thereof, of allowed mileage in excess of 1,060 miles. Additional books may be issued if necessary to provide additional coupons.

12. Section 1394.7707 (a) (1) is amended by substituting the figures "460" for the figures "480".

13. Section 1394.7707 (a) (2) is amended by substituting the figures "325" for the figures "320".

14. Section 1394.7754 (b) (1) is amended by substituting the figures "460" for the figures "480".

15. Section 1394.7754 (b) (2) is amended by substituting the figures "325" for the figures "320".

16. Section 1394.7755 (a) (1) (i) is amended by substituting the figures "460" for the figures "480".

17. Section 1394.7755 (a) (1) (ii) is amended by substituting the figures "460" for the figures "480".

18. Section 1394.7755 (a) (2) (i) is amended by substituting the figures "325" for the figures "320", and the words "One Class B book" for the words "One or two Class B books".

19. Section 1394.7755 (a) (2) (ii) is amended by substituting the figures "325" for the figures "320".

20. Section 1394.7755 (a) (3) (i) is amended by substituting the figures "460" for the figures "480", the words "One or two Class B books" for the words "One or more Class B books", and the words "Table III" for the words "Table IIB".

21. Section 1394.7755 (a) (3) (ii) is amended by substituting the figures "460" for the figures "480", and the words "Table IV" for the words "Table IVB".

22. In Section 1394.7755 (a) (4) Table III and Table IV are amended to read as set forth below:

TABLE III—DETERMINATION OF AMOUNT OF OFFICIAL OR FLEET RATION IN AREA A AND AREA B

For passenger automobiles with an allowed mileage of not more than 460 miles per month.

To be used for official or fleet passenger automobiles and other specified passenger automobiles not entitled to basic rations.

(For motorcycles, use Table IIIC)

Miles per month:	"B" coupons for 3 months
1-25.....	1
26-50.....	2
51-75.....	3
76-100.....	4
101-125.....	5
126-150.....	6
151-175.....	7
176-200.....	8
201-225.....	9
226-250.....	10
251-275.....	11
276-300.....	12
301-325.....	13
326-350.....	14
351-375.....	15
376-400.....	16
401-425.....	17
426-450.....	18
451-460.....	19

TABLE IV—DETERMINATION OF AMOUNT OF OFFICIAL OR FLEET RATION IN AREA A AND AREA B

For passenger automobiles with an allowed mileage of more than 460 miles.

To be used for official or fleet passenger automobiles and other specified passenger automobiles not entitled to basic rations.

(For motorcycles, use Table IIIC)

Miles per month:	"C" coupons for 3 months
461-475.....	19
476-500.....	20
501-525.....	21
526-550.....	22
551-575.....	23
576-600.....	24
601-625.....	25
626-650.....	26
651-675.....	27
676-700.....	28
701-725.....	29
726-750.....	30
751-775.....	31
776-800.....	32
801-825.....	33
826-850.....	34
851-875.....	35
876-900.....	36
901-925.....	37
926-950.....	38
951-975.....	39
976-1000.....	40
1001-1025.....	41
1026-1050.....	42
1051-1075.....	43
1076-1100.....	44
1101-1125.....	45
1126-1150.....	46
1151-1175.....	47
1176-1200.....	48

NOTE: In the event the allowed mileage exceeds 1200 miles, one additional coupon shall be issued for each 25 miles, or fraction thereof, of allowed mileage in excess of 1200 miles. Additional books may be issued if necessary to provide additional coupons.

22. In § 1394.7755 (a) (4) Table IIIB and Table IVB are revoked.

23. In § 1394.7755 (a) (4) Table IIIC is amended to read as follows:

TABLE IIIC—DETERMINATION OF AMOUNT OF OFFICIAL OR FLEET RATION FOR MOTORCYCLES IN AREA A, AREA B AND IN THE GASOLINE SHORTAGE AREA

For motorcycles not entitled to basic rations.

All allowed mileage in excess of 460 miles per month in Area A and Area B (325 miles in the gasoline shortage area) must be preferred mileage.

Miles per month:	"D" coupons for 3 months
Up to 20.....	1
21-40.....	2
41-60.....	3
61-80.....	4
81-100.....	5
101-120.....	6
121-140.....	7
141-160.....	8
161-180.....	9
181-200.....	10
201-220.....	11
221-240.....	12
241-260.....	13
261-280.....	14
281-300.....	15
301-320.....	16
321-340.....	17
341-360.....	18
361-380.....	19
381-400.....	20
401-420.....	21
421-440.....	22
441-460.....	23
461-480.....	24
481-500.....	25
501-520.....	26
521-540.....	27
541-560.....	28
561-580.....	29
581-600.....	30
601-620.....	31
621-640.....	32
641-660.....	33
661-680.....	34
681-700.....	35
701-720.....	36
721-740.....	37
741-760.....	38
761-780.....	39
781-800.....	40
801-820.....	41
821-840.....	42
841-860.....	43
861-880.....	44
881-900.....	45
901-920.....	46
921-940.....	47
941-960.....	48
961-980.....	49
981-1,000.....	50
1,001-1,020.....	51
1,021-1,040.....	52
1,041-1,060.....	53

NOTE: In the event the allowed mileage exceeds 1,060 miles, one additional coupon shall be allowed for each 20 miles, or fraction thereof, of allowed mileage in excess of 1,060 miles. Additional books may be issued if necessary to provide additional coupons.

24. Section 1393.8053 (b) is amended to read as follows:

(b) Such application shall be made in the same manner as the application for the current ration. It may be granted only if such current ration is a supplemental ration based on an allowed mileage in excess of 460 miles per month in Area A or Area B, or 325 miles per month in the gasoline shortage area.

This amendment shall become effective at 12:01 a. m. December 1, 1943.

(Pub. Law 671, 76th Cong.; as amended by Pub. Laws 89, 421, 507, 77th Cong.; W.P.B. Dir. No. 1, Supp. Dir. No. 1Q, 7 F.R. 562; E.O. 9125, 7 F.R. 2719)

Issued this 30th day of November 1943.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 43-19193; Filed, November 30, 1943; 4:40 p. m.]

#### PART 1394—RATIONING OF FUEL AND FUEL PRODUCTS

[RO 5C, Amdt. 1 to Rev. Supp. 1<sup>2</sup>]

#### MILEAGE RATIONING: GASOLINE REGULATIONS

Section 1394.8401 (a) (1) is amended as set forth below:

(a) *Unit value of coupons.* The value of the unit represented by Class A, B, C, D, E, R, and T coupons is hereby designated and fixed as follows:

(1) Three (3) gallons of gasoline with respect to Class A coupons.

Five (5) gallons of gasoline with respect to Class B and C coupons which bear the numeral "2" or a higher numeral on the face of the coupon.

Three (3) gallons of gasoline with respect to Class B and C coupons, which do not bear the numeral "2" or a higher numeral on the face of the coupon, in Area A, and two (2) gallons with respect to such coupons in Area B and in the gasoline shortage area.

This amendment shall become effective at 12:01 a. m. December 1, 1943.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421, 507, 77th Cong.; W.P.B. Dir. No. 1, 7 F.R. 562; Supp. Dir. No. 1Q, 7 F.R. 9121; E.O. 9125, 7 F.R. 2719)

Issued this 30th day of November 1943.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 43-19192; Filed, November 30, 1943; 4:37 p. m.]

#### PART 1394—RATIONING OF FUEL AND FUEL PRODUCTS

[RO 8, Amdt. 6]

#### GASOLINE RATIONING REGULATIONS FOR THE VIRGIN ISLANDS

A rationale accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.\*

Ration Order No. 8 is amended in the following respects:

1. Section 1394.3501 (a) (24) is amended to read as follows:

(24) "Taxicab" means a passenger automobile which licensed by a municipality of the Virgin Islands as an automobile for hire, and is regularly available.

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

<sup>1</sup> 7 F.R. 9135.

<sup>2</sup> 7 F.R. 10110.

<sup>3</sup> 7 F.R. 6871, 7100, 8356, 10110, 10379, 10706.

able at an established stand or call-station as a taxicab; or, if no such license is required by the municipality, that such passenger automobile is customarily operated and regularly available as a taxicab to any member of the general public.

2. Paragraph (b) is added to § 1394.3552 to read as follows:

(b) *Effect on Ration Order No. 1C.* No allotment of gasoline issued pursuant to Ration Order No. 8 for use with a motor vehicle shall be construed to authorize such use where it would be in violation of Ration Order 1C, as amended, or Ration Order No. 2A, as amended, or to remove or avoid any disqualification of such vehicle under such ration orders or regulations.

3. The last sentence and table of § 1394.3652 (a) are deleted.

4. A new paragraph (b) is added to § 1394.4006 to read as follows:

(b) Nothing in this section shall be construed to authorize the continued use of a ration book after the change in ownership of the vehicle for which it was issued has taken place.

5. A new paragraph (d) is added to § 1394.4012 to read as follows:

(d) Such valid periods for all municipalities of the Virgin Islands commencing November 1, 1943, shall be as follows:

Coupons numbered:	Valid period
1.	November 1, 1943 to November 15, 1943.
2.	November 16, 1943 to November 30, 1943.
3.	December 1, 1943 to December 15, 1943.
4.	December 16, 1943 to December 31, 1943.
5.	January 1, 1944 to January 15, 1944.
6.	January 16, 1944 to January 31, 1944.
7.	February 1, 1944 to February 15, 1944.
8.	February 16, 1944 to February 29, 1944.
9.	March 1, 1944 to March 15, 1944.
10.	March 16, 1944 to March 31, 1944.
11.	April 1, 1944 to April 15, 1944.
12.	April 16, 1944 to April 30, 1944.

6. A new § 1394.4013 is added to read as follows:

§ 1394.4013 *Presentation of tire inspection records.* (a) After November 30th, 1943, no ration shall be issued or renewed for a motor vehicle required by Ration Order 1C to have a tire inspection record, unless the applicant presents to the Board a tire inspection record for each vehicle for which the ration is sought, indicating that the tires on such vehicle have been inspected and approved in accordance with the requirement of Ration Order 1C.

7. Paragraph (b) of § 1394.4102 is amended to read as follows:

(b) Upon cessation of use or bona fide change of ownership of any vehicle, boat or equipment, any ration issued for such vehicle, boat or equipment shall expire and all unused coupons and books issued therefor shall, within five (5) days after such cessation or change, be surrendered to the issuing Board by the person to whom such ration was issued. No basic, supplemental, service, or fleet ration or ration issued pursuant to § 1394.3801 (b) (2) shall be issued for any motor vehicle which has changed ownership after November 15, 1943, unless the applicant sub-

mits to the Board with his application for such ration, a duplicate copy of a receipt on Form OPA R-569 obtained pursuant to the provisions of § 1394.4105. Any ration which has been issued after a change in ownership of a vehicle may be renewed without presentation of receipt.

8. Section 1394.4103 is amended to read as follows:

§ 1394.4103 *Denial of gasoline ration.* (a) No person whose name has been recorded by a Board, in accordance with the provisions of § 1394.4104 (c) for refusal to surrender a gasoline ration book upon direction of the Board, or for failure or refusal, without good cause shown, to appear before such Board for examination shall be entitled to obtain a ration of any type under Ration Order No. 8 or under Ration Order No. 1C while his name remains thus recorded.

9. Section 1394.4104 (c) is amended to read as follows:

(c) The Board shall record the name of any ration holder who refuses to comply with a direction of the Board pursuant to paragraph (b) of this section or who fails or refuses to appear for examination in accordance with a notice sent by the Board pursuant to paragraph (a) of this section: *Provided*, That if a person whose name has been recorded for failure or refusal to appear for examination shows good cause to the Board for such failure or refusal, his name shall be stricken from such record upon compliance with the Board's direction with respect to the disposition of his ration. The Board shall notify the Director of the Office of Price Administration for the Virgin Islands immediately after so recording any name and immediately after striking any name from the record. Any person whose name remains recorded shall be prohibited from securing any tire inspection record or any ration under the provisions of Ration Order No. 8 or Ration Order 1C.

10. A new § 1394.4105 is added to read as follows:

§ 1394.4105 *Use of receipt in transferring motor vehicles.* (a) Upon receiving the surrender, pursuant to § 1394.4102 (b) of all the unused coupons and coupon books representing the ration issued for use with any motor vehicle, boat or equipment for which a gasoline ration has been issued, the ownership of which is being transferred to a new owner, the Board shall issue to the transferor of the vehicle a receipt on Form OPA R-569 in duplicate. When a Board is satisfied that the ration issued to the transferor of the vehicle has been lost, stolen, or accidentally destroyed, or is being wrongfully withheld from the possession of the transferor, or that no currently valid ration has been issued for use with such vehicle, or is satisfied that to refuse to issue such receipt or to require surrender of such ration would cause undue hardship, the Board may issue such a receipt in duplicate without the surrender of such coupon or coupon books.

(b) After November 15, 1943, any person who transfers any motor vehicle,

boat or equipment, for which a gasoline ration has been issued shall deliver to the transferee at the time of transfer duplicate copies of a Receipt duly issued by a Board on Form OPA R-569.

(c) After November 15, 1943, the transferee of such motor vehicle, or boat, before registering such vehicle in the Virgin Islands for use, shall present the original copy of the receipt to the proper registrar of such motor vehicles, or boats: *Provided*, That no such presentation is required of the transferee of equipment for which a gasoline ration has been issued pursuant to § 1394.3853. The duplicate copy of the receipt shall be submitted by the transferee of such motor vehicle, boat or equipment to the Board pursuant to the provisions of § 1394.4102 (b) at the time he applies for a ration for the motor vehicle, boat or equipment.

11. In § 1394.4301, paragraph (b) is deleted and paragraph (a) is amended to read as follows:

(a) Any person may appeal to the Director from an adverse decision of a Board. Such appeal shall be taken only in accordance with the provisions of Procedural Regulation No. 9 issued by the Office of Price Administration.

This amendment shall become effective November 15, 1943.

(Pub. Laws 671, 76th Cong.; 89, 421, 507, 729, 77th Cong.; W.P.B. Dir. 1, Supp. Dir. 1J, 7 F.R. 562, 5043)

Issued this 14th day of November 1943.

JACOB A. ROBLES,  
Territorial Director,  
Virgin Islands.

Approved:

JAMES P. DAVIS,  
Regional Administrator,  
Region IX.

[F. R. Doc. 43-19194; Filed, November 30, 1943; 4:40 p. m.]

#### PART 1394—RATIONING OF FUEL AND FUEL PRODUCTS

[RO 11, Amdt. 90]

##### 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.\*

Ration Order No. 11 is amended in the following respects:

1. Section 1394.5258 (c) is added as follows:

(c) *Changes for the 1943-44 heating year.* For the purpose of determining the maximum of the range for heating private dwelling premises (other than a house trailer) for the 1943-44 heating year:

(1) The Board shall use Table IC (instead of Table I) in paragraph (a) (3) of § 1394.5851, and in Areas A and B Table ID (instead of Tables IA and IB)

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

<sup>1</sup> 7 F.R. 8480.

in paragraph (a) (4) of that section; and

(2) The total floor area which may be included shall not exceed 3,000 square feet (instead of 2,000) for the first person, plus 600 square feet for the second person and 300 square feet for each additional person regularly occupying the dwelling.

2. Section 1394.5280 is amended by adding after the period at the end of the section the sentence, "Applications for rations for heat or hot water, or both, made after November 30, 1943 must be made according to § 1394.5315, Late applicants."

3. Section 1394.5292 is amended by inserting the parenthetical phrase "(but on or before November 30, 1943)" after the words "September 12, 1943", and by adding after the period at the end of the section the sentence, "Applications for rations for heat or hot water, or both, made after November 30, 1943 must be made according to § 1394.5315, Late applicants."

4. An undesignated center headnote is added preceding § 1394.5315 to read as follows: "Late applicants for heat and hot water rations for the 1943-44 heating year."

5. Sections 1394.5315 to 1394.5325 are added as follows:

§ 1394.5315 *Who is a late applicant.* A late applicant is a person who applies after November 30, 1943 for a ration for the 1943-44 heating year for the operation of fuel oil burning equipment designed for, and furnishing, heat or domestic hot water, or both, to all or part of any premises. The late applicant must be the person controlling the use of the equipment, but he may authorize someone to make the application for him.

§ 1394.5316 *How a late applicant applies for a ration—(a) What form must be used.* The late applicant who needs a ration for use in a private dwelling, or for use in any other residential premises furnished with heat or domestic hot water (or both) by means of one or more space heaters or cooking equipment, must apply to his Board on Form OPA R-1100 or Form OPA R-1100 (Revised). All other late applicants must apply to their Boards on Form OPA R-1101 or Form OPA R-1101 (Revised).

(b) *Previous ration holder's name to be given.* The late applicant must, except for good cause shown, submit with his application the name of the person to whom a heat or domestic hot water ration for the premises was issued for the 1942-43 heating year.

(c) *Number of applications which may be made.* (1) A separate application must be made for each unit of oil burning equipment serving the premises and the application shall cover only the part of the premises served by such unit, except that if two or more units of oil burning equipment serving a single building are under common control, a single application must be made for all such units.

(2) If two or more persons are entitled to apply for a ration for the same unit of oil burning equipment, application

may be made by either of such persons, or by all jointly.

§ 1394.5317 *How the late applicant's heat ration for a private dwelling using central heating equipment is figured.* (a) The late applicant's ration for heating a private dwelling by means of central heating equipment for the balance of the 1943-44 heating year shall be figured as follows:

(1) The amount of the annual ration for the 1943-44 heating year shall first be determined by multiplying the amount of fuel oil consumed in heating the dwelling during the base period (adjusted to normal according to § 1394.5257 (c)) by two-thirds ( $\frac{2}{3}$ ). (The amount of fuel oil consumed in heating the dwelling during the base period, that is, from June 1, 1941 through May 31, 1942, is the amount determined by the Board to have been consumed when it figured the ration for the 1942-43 heating year, and the late applicant need not furnish any information concerning such consumption.) However:

(i) If  $\frac{2}{3}$ ds of such fuel oil consumption is more than the maximum of the range for heating the dwelling, the annual ration shall be the maximum of that range (the range is figured according to § 1394.5258); or

(ii) If  $\frac{2}{3}$ ds of such fuel oil consumption is less than the minimum of the range for heating the dwelling, the annual ration shall be either that minimum or 85% of such past consumption, whichever is less; or

(iii) If the fuel oil consumption during the base period was not determined by the Board for the purpose of figuring the ration for the 1942-43 heating year, or if such consumption was then found to be not representative of normal fuel oil requirements for heating the dwelling, or if the amount of the allowable ration for heating the dwelling during the 1942-43 heating year is not available, the annual ration shall be the midpoint of the range.

(2) If the dwelling is regularly occupied by any child under four (4) years of age, the annual ration shall be increased by the amount specified in § 1394.5256 (b) (children's allowance) for the zone in which the dwelling is located.

(3) The late applicant's heat ration shall be the amount of the annual ration for the 1943-44 heating year multiplied by the appropriate percentage figure determined from Table VIII of § 1394.5851 (e). The appropriate percentage is shown opposite the date of application listed under the weather station nearest the Board. If the date of application is not listed, the appropriate percentage is determined by the Board from the two dates between which the date of application falls.

§ 1394.5318 *How the late applicant's hot water ration for a private dwelling (other than a house trailer) is figured.*

(a) The late applicant's ration for domestic hot water in a private dwelling (other than a house trailer) for the part of the 1943-44 heating year during which it is needed shall be figured as follows:

(1) *Central heating equipment.* Where the hot water is furnished by means of central heating equipment, the ration shall be two-thirds ( $\frac{2}{3}$ ) of the figure obtained by adding twenty (20) gallons for the first person plus five (5) gallons for each additional person regularly occupying the dwelling, and multiplying that sum by the number of months for which the ration is needed.

(2) *Separate water heating equipment.* Where the hot water is furnished by means of separate water heating equipment, the ration shall be two-thirds ( $\frac{2}{3}$ ) of the applicant's normal requirements for the purpose, but not more than two-thirds ( $\frac{2}{3}$ ) of the figure obtained by adding twenty (20) gallons for the first person plus five (5) gallons for each additional person regularly occupying the dwelling, and multiplying that sum by the number of months for which the ration is needed.

(3) *Space heaters and cooking equipment.* Where the hot water is furnished by means of an attachment to a space heater or to cooking equipment, the ration for hot water furnished by each such unit of equipment shall be the figure obtained by multiplying ten (10) gallons by the number of months for which the ration is needed. (No ration may be issued for domestic hot water furnished by means of a space heater or cooking equipment unless it is equipped with a water heating attachment.)

§ 1394.5319 *How the late applicant's heat ration for all residential premises (other than a house trailer) using space heaters is figured.* (a) The late applicant's ration for heating any residential premises (other than a house trailer) by means of one or more space heaters for the balance of the 1943-44 heating year shall be figured as follows:

(1) The amount of the annual ration for the 1943-44 heating year shall first be determined by multiplying the amount of fuel oil needed to meet the applicant's normal heating requirements for the premises by two-thirds ( $\frac{2}{3}$ ). However, the annual ration may not be more than the maximum of the range (figured according to § 1394.5258).

(2) If the premises are regularly occupied by any child under four (4) years of age, the annual ration shall be increased by an amount determined by the Board to be needed for that reason, but not in excess of the amount specified in § 1394.5256 (b) (children's allowance) for the zone in which the premises are located.

(3) The late applicant's heat ration shall be the amount of the annual ration for the 1943-44 heating year multiplied by the appropriate percentage figure determined from Table VIII of § 1394.5851 (e). The appropriate percentage is shown opposite the date of application listed under the weather station nearest the Board. If the date of application is not listed, the appropriate percentage is determined by the Board from the two dates between which the date of application falls.

(i) If the ration is required for a space heater which is also designed and used for domestic cooking, the heating

ration shall be subject to the maximum specified in § 1394.5353 (c).

§ 1394.5320 *How the late applicant's hot water ration is figured for residential premises (other than a private dwelling) using space heaters or cooking equipment.* The late applicant's ration for the balance of the 1943-44 heating year for domestic hot water in residential premises (other than a private dwelling), furnished by means of an attachment to a space heater or to cooking equipment, shall be, for each such unit of equipment, the figure obtained by multiplying ten (10) gallons by the number of months for which the ration is needed.

§ 1394.5321 *How the late applicant's heat or hot water ration for a house trailer is figured—(a) Heat.* The late applicant's ration for heating a house trailer by means of a space heater for the balance of the 1943-44 heating year shall be figured as follows:

(1) The amount of the annual ration for the 1943-44 heating year shall first be determined: this is the amount of fuel oil the applicant needs for the purpose but not more than twice the maximum of the range (figured according to § 1394.5258).

(2) The late applicant's heat ration shall be the amount of the annual ration for the 1943-44 heating year multiplied by the appropriate percentage figure determined from Table VIII of § 1394.5851 (e). The appropriate percentage is shown opposite the date of application listed under the weather station nearest the Board. If the date of application is not listed, the appropriate percentage is determined by the Board from the two dates between which the date of application falls.

(i) If the ration is required for a space heater which is also designed and used for domestic cooking, the heating ration shall be subject to the maximum specified in § 1394.5353 (c).

(b) *Hot water.* The late applicant's ration for domestic hot water for the balance of the heating year in a house trailer furnished by means of separate water heating equipment, shall be two-thirds ( $\frac{2}{3}$ ) of the applicant's normal requirements for the purpose, but not more than two-thirds ( $\frac{2}{3}$ ) of the figure obtained by adding twenty (20) gallons for the first person plus five (5) gallons for each additional person regularly occupying the trailer and multiplying that sum by the number of months for which the ration for hot water is needed. No ration may be issued for domestic hot water in a house trailer furnished by means of a space heater or cooking equipment, whether or not equipped with a water heating attachment.

§ 1394.5322 *How the late applicant's heat or hot water ration is figured for residential premises (other than a private dwelling) using central heating or separate water heating equipment or for non-residential premises using any equipment.* (a) The late applicant's ration for furnishing heat or hot water, or both, to residential premises (other

than a private dwelling) by means of central heating equipment or separate water heating equipment or to non-residential premises by means of any heating or water heating equipment for the part of the 1943-44 heating year for which it is needed shall be figured as follows:

(1) If fuel oil was used for the purpose during at least the corresponding or equivalent months in the base period, the ration shall be two-thirds ( $\frac{2}{3}$ ) of the amount of fuel oil consumed for the purpose (adjusted to normal according to § 1394.5262 (c)) during those corresponding or equivalent months.

(2) If fuel oil was not used for the purpose during at least those corresponding or equivalent months in the base period, or if for any reason (other than weather conditions) the fuel oil consumption during the corresponding or equivalent months is not representative of the normal fuel-oil requirements for the part of the 1943-44 heating year for which the ration is needed, or if the consumption during such months cannot be determined, the ration shall be two-thirds ( $\frac{2}{3}$ ) of the amount of fuel oil needed to meet the late applicant's normal requirements for the purpose during the part of the 1943-44 heating year for which the ration is needed.

§ 1394.5323 *How the heat or hot water ration is figured for a late applicant in Washington, Oregon or Idaho who received advanced rations.* (a) The ration for heat or hot water, or both, for the late applicant to whom an advance ration for the purpose was issued in Area A or Area B under § 1394.5311 shall be figured as follows:

(1) The amount of the annual ration for the 1943-44 heating year shall first be determined according to §§ 1394.5317 to 1394.5322, inclusive, whichever may be applicable.

(2) The amount of the advance ration shall then be deducted from the annual ration so figured. No deduction by use of Table VIII (§ 1394.5851 (e)) shall be made.

§ 1394.5324 *What deductions will be made from the late applicant's ration—(a) Where he could not have applied for a renewal.* Where the late applicant could not have applied for a renewal ration, under § 1394.5280, the Board shall deduct from the late applicant's ration the amount of fuel oil he has on hand, at the date of application, for the purpose for which the ration is needed.

(b) *Where he could have applied for a renewal.* In the case of the late applicant who could have applied on or before November 30, 1943, under § 1394.5280, for a renewal of his 1943-44 heating year ration, the Board shall deduct from the ration only the gallonage value of any coupons or delivery receipts issued to him as a ration for ballast purposes (§ 1394.5402).

§ 1394.5325 *Issuance of rations for heat or hot water to late applicants—(a) Coupon sheets.* Class 3, 4, 5 and 6 coupon sheets (Forms OPA R-1107 to

OPA R-1110, and OPA R-1137 to OPA R-1166, inclusive) or fuel oil deposit certificates (Form OPA R-1170) will be issued to the late applicant as a ration for heat or both heat and hot water. (The issuance of fuel oil deposit certificates is explained in paragraph (b) of this section. § 1394.5286 explains when and where unit value coupons may be used by consumers, dealers and primary suppliers.)

(1) Class 3 coupon sheets or fuel oil deposit certificates will be issued as rations for hot water only.

(2) If the amount of fuel oil which the late applicant may acquire for heat or both heat and hot water is 300 gallons or less, only Class 3 coupon sheets will be issued.

(3) All unit value coupons will be issued on the basis of ten (10) gallons per unit.

(4) If the gallonage value for which coupons are to be used is not a multiple of the value (at 10 gallons per unit) of the unit value coupons of the coupon sheets to be issued, coupons may be issued to the next highest multiple of the value of such unit value coupons.

(b) *Fuel oil deposit certificates* (1) If the amount of fuel oil which the late applicant may acquire for heat or hot water, or both, for the balance of the 1943-44 heating year is between 20,000 gallons and 50,000 gallons, inclusive, fuel oil deposit certificates will be issued upon request of the applicant. If the amount is more than 50,000 gallons, fuel oil deposit certificates only will be issued.

(2) If the ration is for heat or both heat and hot water, the gallonage value of the first fuel oil deposit certificate issued to the late applicant will be the total ration multiplied by the figure obtained as a result of dividing the number of current coupon validity periods by the number of those periods which have not yet expired. A certificate representing the allocable part of the ration for each subsequent validity period will be issued after the value of the unit value coupons for the period and zone has been fixed. If the value of the Class 4, 5 and 6 unit value coupons for any validity period is changed from ten (10) gallons, a proportionate adjustment will be made in the amount of the fuel oil deposit certificate issued for that period.

(3) If an exception is granted to a consumer under § 1394.5682 (d) because a bank is not accessible, he will receive coupons instead of fuel oil deposit certificates.

(i) *Violations of § 1394.5603.* The issuance of a ration to a late applicant who was required to apply for a ration for the operation of the equipment in the premises for the 1942-43 heating year or the 1943-44 heating year and omitted to do so, shall not be deemed a waiver of any violation by him of § 1394.5603.

6. Section 1394.5353 (c) is amended as follows:

(c) If the ration for domestic cooking is required for a space heater, the sum of the allowable ration for cooking and

of the allowable ration for heating by means of the space heater, for the part of the 1943-44 heating year for which the rations are needed, shall not exceed whichever of the following is greatest:

(1) The applicant's allowable ration for cooking for the period from the date of application to September 30, 1944; or

(2) His allowable heating ration for the period from the date of application to September 30, 1944; or

(3) The amount his allowable heating ration for the balance of the 1943-44 heating year would be if it were figured at the midpoint of the range for 550 square feet, or at the midpoint of the range for the floor area actually heated if more than 550 square feet is actually heated.

7. Section 1394.5451 is amended by inserting the phrase "or other than such ration of a late applicant who could have applied for a renewal ration" after the words "under § 1394.5280" within the parenthetical phrase.

8. Section 1394.5851 (e) is added as follows:

(E) TABLE VIII—TABLE OF PERCENTAGE OF 1943-44 HEATING YEAR'S RATION FOR LATE APPLICANTS (PURSUANT TO §§ 1394.5317 (a) (3), 1394.5319 (a) (3) AND 1394.5321 (a) (2))—Continued

DATES OF APPLICATION ARE LISTED UNDER INDIVIDUAL WEATHER STATION FOR EACH ZONE

Zone A-1				Percentage of allowable ration for entire heating year
Burlington, Vt.	Canton, N. Y., Concord, N. H.	Caribou, Me., Portland, Me.	Eastport, Me.	
Oct. 1	Oct. 1	Oct. 1	Oct. 1	100
Oct. 25	Oct. 27	Oct. 28	Oct. 27	95
Nov. 10	Nov. 11	Nov. 12	Nov. 13	90
Nov. 23	Nov. 25	Nov. 25	Nov. 27	85
Dec. 4	Dec. 5	Dec. 6	Dec. 8	80
Dec. 13	Dec. 14	Dec. 15	Dec. 18	75
Dec. 22	Dec. 23	Dec. 24	Dec. 27	70
Jan. 1	Jan. 1	Jan. 2	Jan. 5	65
Jan. 8	Jan. 8	Jan. 10	Jan. 14	60
Jan. 16	Jan. 16	Jan. 17	Jan. 22	55
Jan. 25	Jan. 23	Jan. 25	Jan. 31	50
Feb. 2	Jan. 31	Feb. 2	Feb. 8	45
Feb. 10	Feb. 8	Feb. 10	Feb. 17	40
Feb. 18	Feb. 15	Feb. 18	Feb. 25	35
Feb. 26	Feb. 23	Feb. 26	Mar. 8	30
Mar. 8	Mar. 4	Mar. 8	Mar. 19	25
Mar. 19	Mar. 14	Mar. 18	Mar. 30	20
Mar. 30	Mar. 24	Mar. 30	Apr. 14	15
Apr. 15	Apr. 7	Apr. 15	Apr. 30	10
May 7	Apr. 26	May 6	May 27	5
May 25	May 8	May 23	June 17	3
Sept. 30	Sept. 30	Sept. 30	Sept. 30	0

(E) TABLE VIII—TABLE OF PERCENTAGE OF 1943-44 HEATING YEAR'S RATION FOR LATE APPLICANTS (PURSUANT TO §§ 1394.5317 (a) (3), 1394.5319 (a) (3) AND 1394.5321 (a) (2))—Continued

DATES OF APPLICATION ARE LISTED UNDER INDIVIDUAL WEATHER STATION FOR EACH ZONE

Zone B-1				Percentage of allowable ration for entire heating year
Albany, N. Y., Binghamton, N. Y.	Atlantic City, N. J.	Block Island, R. I., Nantucket, Mass.	Boston, Mass., Erie, Pa.	
Oct. 1	Oct. 1	Oct. 1	Oct. 1	100
Oct. 30	Nov. 7	Nov. 4	Nov. 3	95
Nov. 13	Nov. 21	Nov. 19	Nov. 16	90
Nov. 26	Dec. 3	Dec. 3	Nov. 30	85
Dec. 6	Dec. 11	Dec. 12	Dec. 8	80
Dec. 14	Dec. 19	Dec. 21	Dec. 17	75
Dec. 23	Dec. 27	Dec. 30	Dec. 25	70
Dec. 31	Jan. 4	Jan. 8	Jan. 3	65
Jan. 7	Jan. 11	Jan. 16	Jan. 10	60
Jan. 15	Jan. 19	Jan. 24	Jan. 18	55
Jan. 23	Jan. 26	Feb. 1	Jan. 25	50
Jan. 30	Feb. 2	Feb. 8	Feb. 2	45
Feb. 6	Feb. 9	Feb. 16	Feb. 9	40
Feb. 14	Feb. 16	Feb. 24	Feb. 16	35
Feb. 21	Feb. 24	Mar. 2	Feb. 23	30
Mar. 1	Mar. 4	Mar. 13	Mar. 4	25
Mar. 11	Mar. 13	Mar. 23	Mar. 14	20
Mar. 21	Mar. 23	Apr. 4	Mar. 23	15
Apr. 1	Apr. 2	Apr. 16	Apr. 5	10
Apr. 19	Apr. 19	May 1	Apr. 22	5
Apr. 27	Apr. 26	May 13	Apr. 28	3
Sept. 30	May 24	Sept. 30	Sept. 30	0

Zone B-1—Continued

Zone B-1—Continued				Percentage of allowable ration for entire heating year
Buffalo, N. Y.	Harrisburg, Pa., Hartford, Conn., Pitts- burgh, Pa., Scranton, Pa.	New Haven, Conn.	New York, N. Y., Philadelphia, Pa.	
Oct. 1	Oct. 1	Oct. 1	Oct. 1	100
Nov. 1	Nov. 2	Nov. 2	Nov. 6	95
Nov. 15	Nov. 15	Nov. 16	Nov. 19	90
Nov. 28	Nov. 27	Nov. 29	Dec. 2	85
Dec. 8	Dec. 6	Dec. 7	Dec. 9	80
Dec. 17	Dec. 14	Dec. 16	Dec. 17	75
Dec. 26	Dec. 22	Dec. 24	Dec. 25	70
Jan. 3	Dec. 30	Jan. 1	Jan. 2	65
Jan. 11	Jan. 6	Jan. 8	Jan. 9	60
Jan. 19	Jan. 14	Jan. 16	Jan. 16	55
Jan. 27	Jan. 21	Jan. 23	Jan. 22	50
Feb. 4	Jan. 28	Jan. 31	Jan. 29	45
Feb. 12	Feb. 5	Feb. 7	Feb. 5	40
Feb. 19	Feb. 12	Feb. 14	Feb. 12	35
Feb. 27	Feb. 19	Feb. 21	Feb. 19	30
Mar. 8	Feb. 26	Mar. 1	Feb. 26	25
Mar. 18	Mar. 7	Mar. 11	Mar. 7	20
Mar. 28	Mar. 18	Mar. 21	Mar. 17	15
Apr. 11	Mar. 28	Mar. 31	Mar. 27	10
Apr. 27	Apr. 14	Apr. 18	Apr. 11	5
May 8	Apr. 23	Apr. 25	Apr. 20	3
Sept. 30	Sept. 30	Sept. 30	May 13	0

(E) TABLE VIII—TABLE OF PERCENTAGE OF 1943-44 HEATING YEAR'S RATION FOR LATE APPLICANTS (PURSUANT TO §§ 1394.5317 (a) (3), 1394.5319 (a) (3) AND 1394.5321 (a) (2))—Continued

DATES OF APPLICATION ARE LISTED UNDER INDIVIDUAL WEATHER STATION FOR EACH ZONE

Zone A-2				Percentage of allowable ration for entire heating year
Alpena, Mich.	Bismarck, N. Dak., Pembina, N. Dak., Williston, N. Dak.	Charles City, Iowa	Chicago, Ill.	
Oct. 1	Oct. 1	Oct. 1	Oct. 1	100
Oct. 26	Oct. 26	Oct. 30	Nov. 3	95
Nov. 11	Nov. 10	Nov. 12	Nov. 17	90
Nov. 25	Nov. 22	Nov. 24	Nov. 30	85
Dec. 6	Dec. 3	Dec. 4	Dec. 8	80
Dec. 16	Dec. 12	Dec. 12	Dec. 16	75
Dec. 25	Dec. 20	Dec. 20	Dec. 24	70
Jan. 3	Dec. 29	Dec. 28	Jan. 1	65
Jan. 12	Jan. 5	Jan. 4	Jan. 8	60
Jan. 20	Jan. 13	Jan. 11	Jan. 15	55
Jan. 28	Jan. 20	Jan. 18	Jan. 22	50
Feb. 5	Jan. 28	Jan. 25	Jan. 29	45
Feb. 13	Feb. 5	Feb. 1	Feb. 6	40
Feb. 21	Feb. 12	Feb. 9	Feb. 13	35
Mar. 1	Feb. 20	Feb. 16	Feb. 20	30
Mar. 12	Mar. 1	Feb. 24	Feb. 28	25
Mar. 22	Mar. 12	Mar. 5	Mar. 10	20
Apr. 1	Mar. 23	Mar. 16	Mar. 21	15
Apr. 18	Apr. 5	Mar. 28	Apr. 1	10
May 8	Apr. 27	Apr. 17	Apr. 20	5
May 22	May 17	Apr. 26	Apr. 27	3
Sept. 30	Sept. 30	Sept. 30	Sept. 30	0

Zone A-2 Continued

Zone A-2 Continued				Percentage of allowable ration for entire heating year
Detroit, Mich., Grand Rapids, Mich., Green Bay, Wis.	Huron, S. Dak., La Crosse, Wis., Madison, Wis.	International Falls, Minn.	Marquette, Mich.	
Oct. 1	Oct. 1	Oct. 1	Oct. 1	100
Oct. 31	Oct. 31	Oct. 24	Oct. 27	95
Nov. 13	Nov. 12	Nov. 9	Nov. 12	90
Nov. 26	Nov. 25	Nov. 21	Nov. 25	85
Dec. 6	Dec. 5	Dec. 3	Dec. 6	80
Dec. 14	Dec. 13	Dec. 11	Dec. 16	75
Dec. 23	Dec. 21	Dec. 20	Dec. 25	70
Jan. 1	Dec. 29	Dec. 29	Jan. 8	65
Jan. 8	Jan. 5	Jan. 5	Jan. 12	60
Jan. 15	Jan. 13	Jan. 13	Jan. 20	55
Jan. 23	Jan. 19	Jan. 21	Jan. 28	50
Jan. 30	Jan. 27	Jan. 28	Feb. 6	45
Feb. 7	Feb. 3	Feb. 5	Feb. 14	40
Feb. 14	Feb. 10	Feb. 14	Feb. 22	35
Feb. 21	Feb. 17	Feb. 22	Mar. 8	30
Mar. 1	Feb. 25	Mar. 3	Mar. 13	25
Mar. 12	Mar. 7	Mar. 15	Mar. 24	20
Mar. 22	Mar. 18	Mar. 26	Apr. 5	15
Apr. 2	Mar. 29	Apr. 11	Apr. 21	10
Apr. 21	Apr. 17	May 2	May 15	5
Apr. 30	Apr. 26	May 22	May 28	3
Sept. 30	Sept. 30	Sept. 30	Sept. 30	0

(E) TABLE VIII—TABLE OF PERCENTAGE OF 1943-44 HEATING YEAR'S RATION FOR LATE APPLICANTS (PURSUANT TO §§ 1394.5317 (a) (3), 1394.5319 (a) (3) AND 1394.5321 (a) (2))—Continued

DATES OF APPLICATION ARE LISTED UNDER INDIVIDUAL WEATHER STATION FOR EACH ZONE

Zone A-2—Continued				Percentage of allowable ration for entire heating year
Milwaukee, Wis.	Minneapolis, Minn., Moorehead, Minn.	Pierre, S. Dak.	Rapid City, S. Dak., Roseau, Minn.	
Oct. 1	Oct. 1	Oct. 1	Oct. 1	100
Nov. 1	Oct. 29	Nov. 1	Oct. 26	95
Nov. 15	Nov. 11	Nov. 12	Nov. 10	90
Nov. 28	Nov. 24	Nov. 24	Nov. 23	85
Dec. 7	Dec. 4	Dec. 4	Dec. 3	80
Dec. 15	Dec. 13	Dec. 12	Dec. 12	75
Dec. 24	Dec. 21	Dec. 20	Dec. 20	70
Jan. 1	Dec. 29	Dec. 28	Dec. 29	65
Jan. 8	Jan. 5	Jan. 4	Jan. 6	60
Jan. 16	Jan. 12	Jan. 11	Jan. 14	55
Jan. 23	Jan. 19	Jan. 18	Jan. 21	50
Jan. 31	Jan. 27	Jan. 25	Jan. 29	45
Feb. 7	Feb. 3	Feb. 1	Feb. 6	40
Feb. 15	Feb. 11	Feb. 8	Feb. 14	35
Feb. 23	Feb. 18	Feb. 16	Feb. 22	30
Mar. 3	Feb. 26	Feb. 23	Mar. 2	25
Mar. 14	Mar. 8	Mar. 4	Mar. 13	20
Mar. 25	Mar. 19	Mar. 15	Mar. 24	15
Apr. 8	Mar. 30	Mar. 26	Apr. 8	10
Apr. 25	Apr. 20	Apr. 14	Apr. 28	5
May 6	May 2	Apr. 24	May 17	3
Sept. 30	Sept. 30	Sept. 30	Sept. 30	0

Zone A-2 Continued		Zone B-2		Percentage of allowable ration for entire heating year
Sault Sainte Marie, Mich.	Traverse City, Mich.	Cleveland, Ohio	Columbus, Ohio	
Oct. 1	Oct. 1	Oct. 1	Oct. 1	100
Oct. 25	Nov. 1	Nov. 2	Nov. 3	95
Nov. 11	Nov. 14	Nov. 16	Nov. 15	90
Nov. 23	Nov. 23	Nov. 29	Nov. 27	85
Dec. 6	Dec. 8	Dec. 8	Dec. 6	80
Dec. 16	Dec. 17	Dec. 16	Dec. 13	75
Dec. 25	Dec. 26	Dec. 25	Dec. 21	70
Jan. 4	Jan. 4	Jan. 2	Dec. 29	65
Jan. 12	Jan. 12	Jan. 9	Jan. 5	60
Jan. 20	Jan. 20	Jan. 17	Jan. 12	55
Jan. 28	Jan. 28	Jan. 24	Jan. 19	50
Feb. 6	Feb. 5	Feb. 1	Jan. 26	45
Feb. 14	Feb. 13	Feb. 8	Feb. 2	40
Feb. 22	Feb. 20	Feb. 15	Feb. 9	35
Mar. 2	Feb. 28	Feb. 23	Feb. 16	30
Mar. 12	Mar. 10	Mar. 3	Feb. 24	25
Mar. 22	Mar. 19	Mar. 13	Mar. 4	20
Apr. 3	Mar. 29	Mar. 23	Mar. 15	15
Apr. 20	Apr. 14	Apr. 3	Mar. 26	10
May 14	Apr. 30	Apr. 21	Apr. 12	5
May 28	May 15	Apr. 28	Apr. 20	3
Sept. 30	Sept. 30	Sept. 30	Sept. 30	0

(E) TABLE VIII—TABLE OF PERCENTAGE OF 1943-44 HEATING YEAR'S RATION FOR LATE APPLICANTS (PURSUANT TO §§ 1394.5317 (a) (3), 1394.5319 (a) (3) AND 1394.5321 (a) (2))—Continued

DATES OF APPLICATION ARE LISTED UNDER INDIVIDUAL WEATHER STATION FOR EACH ZONE

Zone B-2—Continued				Percentage of allowable ration for entire heating year
Concordia, Kans., Lincoln, Nebr., Omaha, Nebr.	Davenport, Iowa, Des Moines, Iowa, Indianapolis, Ind.	North Platte, Nebr., Valentine, Nebr.	Peoria, Ill., Slouss City, Iowa, Springfield, Ill.	
Oct. 1	Oct. 1	Oct. 1	Oct. 1	100
Nov. 3	Nov. 3	Oct. 29	Nov. 3	95
Nov. 15	Nov. 15	Nov. 11	Nov. 15	90
Nov. 28	Nov. 27	Nov. 23	Nov. 26	85
Dec. 6	Dec. 6	Dec. 3	Dec. 6	80
Dec. 13	Dec. 14	Dec. 11	Dec. 13	75
Dec. 21	Dec. 21	Dec. 19	Dec. 21	70
Dec. 28	Dec. 29	Dec. 27	Dec. 28	65
Jan. 4	Jan. 5	Jan. 4	Jan. 4	60
Jan. 11	Jan. 11	Jan. 11	Jan. 11	55
Jan. 17	Jan. 18	Jan. 18	Jan. 18	50
Jan. 24	Jan. 25	Jan. 25	Jan. 25	45
Jan. 30	Feb. 1	Feb. 2	Feb. 1	40
Feb. 6	Feb. 8	Feb. 10	Feb. 8	35
Feb. 14	Feb. 15	Feb. 18	Feb. 14	30
Feb. 21	Feb. 22	Feb. 25	Feb. 21	25
Feb. 28	Mar. 2	Mar. 7	Mar. 2	20
Mar. 11	Mar. 13	Mar. 19	Mar. 12	15
Mar. 22	Mar. 24	Mar. 30	Mar. 24	10
Apr. 6	Apr. 10	Apr. 19	Apr. 7	5
Apr. 18	Apr. 19	Apr. 27	Apr. 16	3
Sept. 30	Sept. 30	Sept. 30	Sept. 30	0

Zone C-2				Percentage of allowable ration for entire heating year
Carbon-dale, Ill.	Cincinnati, Ohio, Columbus, Ohio, Dodge City, Kans.	Evansville, Ind., Kansas City, Mo., Louisville, Ky., St. Louis, Mo.	Springfield, Mo., Wichita, Kans.	
Oct. 1	Oct. 1	Oct. 1	Oct. 1	100
Nov. 8	Nov. 4	Nov. 7	Nov. 6	95
Nov. 20	Nov. 16	Nov. 19	Nov. 19	90
Dec. 1	Nov. 28	Dec. 1	Dec. 2	85
Dec. 8	Dec. 6	Dec. 8	Dec. 7	80
Dec. 15	Dec. 13	Dec. 15	Dec. 14	75
Dec. 21	Dec. 20	Dec. 22	Dec. 21	70
Dec. 28	Dec. 27	Dec. 29	Dec. 28	65
Jan. 3	Jan. 3	Jan. 4	Jan. 4	60
Jan. 9	Jan. 10	Jan. 11	Jan. 10	55
Jan. 15	Jan. 17	Jan. 17	Jan. 16	50
Jan. 21	Jan. 23	Jan. 23	Jan. 23	45
Jan. 27	Jan. 30	Jan. 30	Jan. 29	40
Feb. 2	Feb. 6	Feb. 5	Feb. 4	35
Feb. 8	Feb. 13	Feb. 12	Feb. 11	30
Feb. 15	Feb. 20	Feb. 19	Feb. 18	25
Feb. 22	Feb. 27	Feb. 26	Feb. 25	20
Mar. 1	Mar. 10	Mar. 7	Mar. 6	15
Mar. 14	Mar. 21	Mar. 19	Mar. 18	10
Mar. 27	Apr. 5	Mar. 30	Mar. 30	5
Apr. 5	Apr. 16	Apr. 11	Apr. 10	3
Apr. 28	May 11	May 4	May 6	0

(E) TABLE VIII—TABLE OF PERCENTAGE OF 1943-44 HEATING YEAR'S RATION FOR LATE APPLICANTS (PURSUANT TO §§ 1394.5317 (a) (3), 1394.5319 (a) (3) AND 1394.5321 (a) (2))—Continued

DATES OF APPLICATION ARE LISTED UNDER INDIVIDUAL WEATHER STATION FOR EACH ZONE

Zone C-1				Percentage of allowable ration for entire heating year
Baltimore, Md., Norfolk, Va.	Elkins, W. Va.	Lynchburg, Va., Parkersburg, W. Va.	Richmond, Va., Washington, D. C.	
Oct. 1	Oct. 1	Oct. 1	Oct. 1	100
Nov. 10	Oct. 28	Nov. 4	Nov. 8	95
Nov. 23	Nov. 10	Nov. 16	Nov. 19	90
Dec. 4	Nov. 22	Nov. 28	Dec. 1	85
Dec. 11	Dec. 2	Dec. 6	Dec. 8	80
Dec. 18	Dec. 10	Dec. 13	Dec. 15	75
Dec. 25	Dec. 18	Dec. 21	Dec. 22	70
Jan. 1	Dec. 26	Dec. 28	Dec. 29	65
Jan. 8	Jan. 3	Jan. 4	Jan. 5	60
Jan. 14	Jan. 11	Jan. 11	Jan. 12	55
Jan. 21	Jan. 19	Jan. 17	Jan. 18	50
Jan. 27	Jan. 26	Jan. 24	Jan. 25	45
Feb. 3	Feb. 3	Jan. 31	Jan. 31	40
Feb. 9	Feb. 11	Feb. 7	Feb. 7	35
Feb. 16	Feb. 18	Feb. 14	Feb. 14	30
Feb. 22	Feb. 26	Feb. 21	Feb. 21	25
Mar. 1	Mar. 8	Feb. 28	Feb. 28	20
Mar. 11	Mar. 19	Mar. 10	Mar. 10	15
Mar. 22	Mar. 30	Mar. 21	Mar. 21	10
Apr. 3	Apr. 18	Apr. 4	Apr. 4	5
Apr. 13	Apr. 26	Apr. 15	Apr. 14	3
May 2	Sept. 30	May 5	May 4	0

Zone A-3				Percentage of allowable ration for entire heating year
Baker, Oreg.	Boise, Idaho, Walla Walla, Wash.	Spokane, Wash.	Yakima, Wash.	
Oct. 1	Oct. 1	Oct. 1	Oct. 1	100
Oct. 18	Oct. 30	Oct. 23	Oct. 26	95
Nov. 3	Nov. 11	Nov. 7	Nov. 8	90
Nov. 16	Nov. 22	Nov. 18	Nov. 18	85
Nov. 28	Dec. 1	Nov. 28	Nov. 28	80
Dec. 7	Dec. 9	Dec. 7	Dec. 6	75
Dec. 16	Dec. 16	Dec. 15	Dec. 13	70
Dec. 24	Dec. 24	Dec. 23	Dec. 21	65
Jan. 2	Dec. 31	Jan. 1	Dec. 20	60
Jan. 10	Jan. 7	Jan. 8	Jan. 4	55
Jan. 19	Jan. 14	Jan. 16	Jan. 11	50
Jan. 27	Jan. 21	Jan. 23	Jan. 17	45
Feb. 5	Jan. 28	Jan. 31	Jan. 24	40
Feb. 14	Feb. 4	Feb. 8	Jan. 31	35
Feb. 24	Feb. 13	Feb. 16	Feb. 8	30
Mar. 7	Feb. 21	Feb. 23	Feb. 16	25
Mar. 20	Mar. 2	Mar. 8	Feb. 25	20
Apr. 3	Mar. 14	Mar. 20	Mar. 9	15
Apr. 22	Mar. 26	Apr. 2	Mar. 23	10
May 19	Apr. 13	Apr. 12	Apr. 12	5
June 7	Apr. 25	May 9	Apr. 23	3
Sept. 30	Sept. 30	Sept. 30	Sept. 30	0

(E) TABLE VIII—TABLE OF PERCENTAGE OF 1943-44 HEATING YEAR'S RATION FOR LATE APPLICANTS (PURSUANT TO §§ 1394.5317 (a) (3), 1394.5319 (a) (3) AND 1394.5321 (a) (2))—Continued

DATES OF APPLICATION ARE LISTED UNDER INDIVIDUAL WEATHER STATION FOR EACH ZONE

Zone B-3			Zone C-3		Percentage of allowable ration for entire heating year
North-head, Wash.	Seattle, Wash., Tacoma, Wash.	Tatoosh, Wash.	Portland, Oreg., Roseburg, Oreg.		
Oct. 1	Oct. 1	Oct. 1	Oct. 1	100	
Oct. 27	Oct. 23	Oct. 23	Oct. 30	95	
Nov. 14	Nov. 8	Nov. 11	Nov. 10	90	
Nov. 29	Nov. 20	Nov. 26	Nov. 21	85	
Dec. 11	Dec. 1	Dec. 10	Dec. 2	80	
Dec. 22	Dec. 10	Dec. 22	Dec. 10	75	
Jan. 2	Dec. 19	Jan. 3	Dec. 17	70	
Jan. 12	Dec. 28	Jan. 14	Dec. 25	65	
Jan. 22	Jan. 6	Jan. 25	Jan. 2	60	
Feb. 2	Jan. 14	Feb. 5	Jan. 10	55	
Feb. 13	Jan. 22	Feb. 17	Jan. 17	50	
Feb. 24	Jan. 30	Mar. 2	Jan. 24	45	
Mar. 7	Feb. 8	Mar. 19	Feb. 1	40	
Mar. 19	Feb. 17	Mar. 28	Feb. 10	35	
Apr. 1	Feb. 26	Apr. 9	Feb. 18	30	
Apr. 16	Mar. 10	Apr. 22	Feb. 28	25	
May 1	Mar. 21	May 17	Mar. 11	20	
May 21	Apr. 2	June 10	Mar. 23	15	
June 17	Apr. 19	July 13	Apr. 6	10	
July 2	May 11	Aug. 25	Apr. 25	5	
Sept. 1	May 24	Sept. 9	May 5	3	
Sept. 30	Sept. 30	Sept. 30	Sept. 30	0	

Zone D

Asheville, N. C.	Charlotte, N. C., Atlanta, Ga.	Augusta, Ga., Columbia, S. C.	Charleston, S. C., Jacksonville, Fla., Savannah, Ga., Tallahassee, Fla.	Percentage of allowable ration for entire heating year
Oct. 1	Oct. 1	Oct. 1	Oct. 1	100
Nov. 2	Nov. 9	Nov. 11	Nov. 20	95
Nov. 13	Nov. 21	Nov. 24	Dec. 3	90
Nov. 24	Dec. 2	Dec. 3	Dec. 9	85
Dec. 3	Dec. 8	Dec. 9	Dec. 14	80
Dec. 10	Dec. 14	Dec. 15	Dec. 19	75
Dec. 18	Dec. 20	Dec. 21	Dec. 24	70
Dec. 25	Dec. 27	Dec. 26	Dec. 29	65
Jan. 1	Jan. 2	Jan. 7	Jan. 3	60
Jan. 8	Jan. 8	Jan. 7	Jan. 8	55
Jan. 15	Jan. 14	Jan. 12	Jan. 13	50
Jan. 22	Jan. 20	Jan. 18	Jan. 17	45
Jan. 29	Jan. 26	Jan. 24	Jan. 22	40
Feb. 6	Feb. 2	Jan. 29	Jan. 27	35
Feb. 13	Feb. 8	Feb. 4	Feb. 1	30
Feb. 20	Feb. 14	Feb. 10	Feb. 6	25
Feb. 27	Feb. 21	Feb. 16	Feb. 12	20
Mar. 10	Feb. 27	Feb. 22	Feb. 18	15
Mar. 22	Mar. 11	Mar. 2	Feb. 23	10
Apr. 4	Mar. 24	Mar. 17	Mar. 5	5
Apr. 15	Mar. 29	Mar. 24	Mar. 11	3
Sept. 30	Apr. 13	Apr. 21	Mar. 21	0

(E) TABLE VIII—TABLE OF PERCENTAGE OF 1943-44 HEATING YEAR'S RATION FOR LATE APPLICANTS (PURSUANT TO §§ 1394.5317 (a) (3), 1394.5319 (a) (3) AND 1394.5321 (a) (2))—Continued

DATES OF APPLICATION ARE LISTED UNDER INDIVIDUAL WEATHER STATION FOR EACH ZONE

Zone D—Continued				Percentage of allowable ration for entire heating year
Hatteras, N. C.	Macon, Ga.	Raleigh, N. C., Wilmington, N. C.	Tampa, Fla.	
Oct. 1	Oct. 1	Oct. 1	Oct. 1	100
Nov. 20	Nov. 11	Oct. 11	Dec. 4	95
Dec. 3	Nov. 23	Oct. 24	Dec. 8	90
Dec. 10	Dec. 2	Dec. 3	Dec. 12	85
Dec. 17	Dec. 8	Dec. 10	Dec. 16	80
Dec. 24	Dec. 14	Dec. 16	Dec. 20	75
Dec. 30	Dec. 19	Dec. 22	Dec. 24	70
Jan. 6	Dec. 25	Dec. 29	Dec. 28	65
Jan. 12	Dec. 31	Jan. 4	Jan. 1	60
Jan. 18	Jan. 6	Jan. 10	Jan. 3	55
Jan. 24	Jan. 11	Jan. 16	Jan. 6	50
Jan. 30	Jan. 17	Jan. 22	Jan. 8	45
Feb. 5	Jan. 22	Jan. 28	Jan. 11	40
Feb. 10	Jan. 28	Feb. 3	Jan. 13	35
Feb. 16	Feb. 3	Feb. 9	Jan. 16	30
Feb. 21	Feb. 9	Feb. 15	Jan. 18	25
Feb. 27	Feb. 15	Feb. 22	Jan. 21	20
Mar. 5	Feb. 21	Mar. 1	Jan. 23	15
Mar. 18	Feb. 27	Mar. 12	Jan. 26	10
Mar. 28	Mar. 15	Mar. 25	Jan. 28	5
Apr. 3	Mar. 22	Mar. 30	Jan. 29	3
Apr. 24	Apr. 10	Apr. 22	Jan. 31	0

This amendment shall become effective November 30, 1943.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong., Pub. Law 421, 77th Cong.; WPB Directive No. 1, 7 F.R. 562; Supp. Directive No. 1-0, as amended, 8 F.R. 14199; E.O. 9125, 7 F.R. 2719)

Issued this 30th day of November 1943.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 43-19189; Filed, November 30, 1943;  
4:38 p. m.]

#### PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[RO 13, Amdt. 89]

##### PROCESSED FOODS

A rationale for this amendment has been issued simultaneously herewith and

\* 8 F.R. 11048, 11383, 11483, 11513, 11753, 11812, 12026, 12297, 12312, 12446, 12485, 12548, 12560.

has been filed with the Division of the Federal Register.\*

Ration Order 13 is amended in the following respects:

1. Section 6.8 (d) is added to read as follows:

(d) Processed foods acquired by an industrial user at less than their full point value under section 9.11 shall, for all the purposes of this article, be considered to have the point value at which he acquired them.

2. A new sentence is added at the end of section 9.2 (b) to read as follows:

An industrial user may also sell or transfer processed foods which are in imminent danger of spoilage, as provided in section 9.11.

3. Section 9.2 (c) is amended to read as follows:

(c) Institutional users may sell or transfer processed foods only as permitted in General Ration Order 5, and in section 9.11.

4. Section 9.11 is added to read as follows:

SEC. 9.11 *Sale at lower point values of foods in danger of spoilage.*—(a) *Permitted sales and transfers.* Processed foods which cannot be sold at their full point value because they are in imminent danger of spoilage may be sold or transferred at less than their full point value in the way described in this paragraph, if and to the extent authorized under paragraphs (b) and (c). Such sales or transfers may be made only to consumers, industrial or institutional users, and persons principally engaged in the business of reconditioning or selling damaged articles, and only if the money price is reduced in the following way:

(1) No reduction in point value may be made unless the money price of the food has been reduced at least twenty-five per cent below its ceiling price established by applicable orders of the Office of Price Administration;

(2) If the money price has been reduced by at least twenty-five per cent below such ceiling price, it may be sold or transferred at twenty-five per cent below its full point value;

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

(3) If the money price has been reduced more than twenty-five per cent and less than fifty per cent below such ceiling price, it may be sold or transferred at a point value reduced in the same proportion that the money price has been reduced; and

(4) If the money price has been reduced by fifty per cent or more below such ceiling price, it may be sold or transferred point-free.

If the point value of any item of processed foods sold or transferred under this section (or any group of such items sold or transferred under this section at the same time) comes out to a fraction, the point value at which it may be sold or transferred is the next higher whole number. For the purposes of this paragraph, the ceiling price of a person principally engaged in the business of reconditioning or selling damaged articles, is deemed to be the average ceiling price of the same food in good condition applicable to the three wholesalers whose establishments are nearest to the place where such foods are located, as determined by the District Office in accordance with the provisions of paragraph (b). The ceiling price of the United States Government or any of its agencies will be fixed by the Washington Office in accordance with the provisions of paragraph (b).

(b) *Application for authorization to sell or transfer.* A person who wishes to sell or transfer processed foods in the way set forth in paragraph (a), may apply for authorization. However, no application may be made by a consumer. Application must be made on OPA Form R-315 to the District Office (or, if made by a retailer, to the board) for the area where the processed foods are located. However, application by the United States Government or any of its agencies shall be made to the Washington Office. The application must show:

(1) The applicant's name and address;

(2) The items and amounts of processed foods which the applicant desires to transfer at less than their full point value;

(3) The point value of each item;

(4) The ceiling price established for each item by applicable orders of the Office of Price Administration. However, if the applicant is a person principally engaged in the business of reconditioning or selling damaged articles, the applicant shall, instead of stating a ceiling price, give the names and addresses of the three wholesalers whose establishments are nearest to the place where such foods are located;

(5) A description of the condition of the food, to show why it cannot be disposed of at its full point value and, if known, the cause of such condition.

The board or District Office to which the application is made or the Washington Office, if the application is made by the United States Government or any of its agencies, may inspect such processed foods and conduct such other investigation as it finds necessary to pass upon the application. If it finds that the foods described in the application

are in such condition that they should be used immediately in order to avoid spoilage, it may grant the application and authorize the applicant to sell or transfer the foods at less than their full point value, in the way described in paragraph (a). (If the Washington Office grants an application made by the United States Government or any of its agencies, it will fix a ceiling price for the purposes of paragraph (a). If the board or District Office grants the application of a person principally engaged in the business of reconditioning or selling damaged articles, it shall determine the average ceiling price of the same food in good condition applicable to the three wholesalers whose establishments are nearest to the place where such foods are located. In either case, the applicant shall be notified of the ceiling price which has been fixed or determined.) The applicant must make and keep a record of each item of processed foods transferred by him pursuant to the authorization, showing the point value and price at which each transfer was made and the date of each transfer.

(c) *Sales or transfers for which no prior authorization is needed.* Any person, other than a consumer, may sell or transfer, under the conditions described in paragraph (a), without prior authorization, frozen processed foods which are in imminent danger of spoilage. Furthermore, any processor, country shipper, wholesaler, retailer, industrial user or institutional user may, without prior authorization, sell or transfer processed foods which are in imminent danger of spoilage under the conditions set forth in paragraph (a), but not more than the total quantities set forth in the following subparagraphs during the periods referred to in those subparagraphs:

(1) In the case of a processor, during any successive twelve month period beginning March 1, 1943, one tenth of one per cent of all processed foods produced or imported by him during that period.

(2) In the case of a country shipper, during any successive twelve month period beginning March 1, 1943, one tenth of one per cent of all dry beans, peas or lentils acquired by him during that period;

(3) In the case of a wholesaler, in any one reporting period, one twentieth of one per cent of the amount of processed foods which he sold or transferred during the preceding reporting period;

(4) In the case of a retailer, in any one month, one fortieth of one percent of his allowable inventory;

(5) In the case of an industrial user or an institutional user, in any one allotment period, one fortieth of one per cent of his allotment for that allotment period.

(d) *Resale of foods acquired under this section.* Any person who acquires processed foods under the provisions of this section and who is permitted to transfer processed foods under the provisions of section 9.2 may not transfer them at a point value greater than that at which they were acquired by him. He may transfer them at a lower point value only if authorized under paragraphs (b) or (c). If he trans-

fers them at the same point value at which he acquires them, the provisions of paragraph (a) covering price reductions do not apply to the transfer of those foods by him. However, he may transfer any such foods only to a consumer, industrial or institutional user, or a person principally engaged in the business of reconditioning or selling damaged articles.

(e) *Records and reports.* (1) Any person who transfers processed foods under the provisions of paragraph (c) of this section shall maintain and keep records showing, with respect to each such transfer, the following:

(i) His name and address;

(ii) The name and address of any person, other than a consumer, to whom the transfer was made;

(iii) The date of the transfer;

(iv) The items and amounts of processed foods transferred and the price and point value for which each item was transferred;

(v) A description of the condition of the foods, to show why they could not be sold or transferred at their full point value and, if known, the cause of such condition.

(2) Any person who transfers processed foods under the provisions of paragraph (d) at the same point value at which he acquired them and any person who transfers frozen processed foods under the provisions of paragraph (c) must, within three days after the transfer, give a statement to the District Office for the area where his principal place of business is located. However, if the transfer was made by the United States Government or any of its agencies, the statement shall be given to the Washington Office. The statement shall show the name and address of the transferor, the items and amounts of processed foods transferred, the point value and price at which they were transferred and the date of transfer.

(3) Any person principally engaged in the business of reconditioning or selling damaged articles, who acquires processed foods under this section at less than their full point value, must, within five days after the end of each calendar month during which he acquired those foods in this way, give to the District Office for the area where his principal place of business is located a statement showing his name and address, the name and address of the person from whom he acquired them, the items and amounts of processed foods acquired, the point value at which they were acquired and the date of the acquisition.

(f) *Miscellaneous requirements.* Any person who transfers processed foods at a reduced point value under this section must also comply with the following requirements:

(1) Whenever he sells or transfers an item of processed food at less than its full point value and at a reduced price, he must sell or transfer that item, so long as he has it on hand, to any person who is willing to buy or acquire it at that reduced point value and price.

(2) If he is a retailer, wholesaler, country shipper, or processor who has an establishment at which processed

foods which he carries are displayed to consumers he must post a notice where it may be clearly seen and read by such consumers showing:

(i) The items he is selling at the lower point value and the point value at which he is selling them;

(ii) That he is selling that item at less than regular point value in order to prevent spoilage;

(iii) The reduced money price at which he is selling the item and, unless he is principally engaged in the business of reconditioning or selling damaged articles, its ceiling price. If he is a person engaged in the business of reconditioning or selling damaged articles, he must post as his ceiling price the average ceiling price of the same food in good condition applicable to the three wholesalers whose establishments are nearest to the place where such foods are located, as determined by the board or District Office to which application is made under paragraph (b).

(3) He must clearly mark on the container of each item sold the point value at which he transfers it, preceded by the words "reduced point value to avoid spoilage", unless it has previously been marked in that manner pursuant to this paragraph and is not being transferred at a further reduction in point value. However, he need not so mark the container if he sells it to a consumer from an establishment at which he posts a notice as required by subparagraph (2). Furthermore, the container need not be so marked if it is sold or transferred by the United States Government or any of its agencies.

(g) *Replacement of points.* A wholesaler, retailer or industrial or institutional user who sold or transferred processed foods at less than their regular point value under paragraph (b) may apply on OPA Form R-315, for a certificate to replace his point losses resulting from such transfers. The application must be made to the District Office, or the board, to which he applied for authorization to transfer the foods at a reduced point value. The application must be signed by the applicant or his authorized agent. It must show the name and address of the applicant, the items and amounts of foods so transferred, the point value and price at which they were transferred, the date of transfer, and the name and address of each transferee other than a consumer. It must contain a statement that he reduced the money price of the food sold or transferred at the lower point value, in the way required by this section. The application must also specify the date on which the authorization to sell such foods at less than full point value was granted. If the District Office or board finds that the applicant suffered a point loss because of such transfer, it shall issue a certificate for the number of points he lost. No application to replace point losses may be made more than 30 days after the close of the month in which the transfers at reduced point value occurred.

(h) *Statements by processors and country shippers.* A processor, or coun-

try shipper, who during any reporting period sells or transfers processed foods at less than their full point value, under paragraphs (b) or (c), must file with his periodic report required by section 3.2 (b), or section 24.2 (b), for that period a statement showing the items and amounts of foods so transferred, the point value and price at which they were transferred, the date of transfer and the name and address of each transferee other than a consumer. If the sale or transfer was made pursuant to an authorization granted by a District Office, the statement must specify the date on which the authorization was granted and the District Office which granted it.

5. Section 14.4 (b) is amended to read as follows:

(b) *Spoiled processed foods.* Application for replacement of processed foods which spoiled in the applicant's hands before they could be used or transferred may be made under the provisions of section 14.5. Spoiled processed foods not covered by section 10.12 may be replaced by exchanging them for other processed foods of equal point value. However, a "processor" must account in his periodic report (and a country shipper must account in his monthly report) to the Washington Office, for processed foods which spoiled in his hands, or which he took back in an exchange.

This amendment shall become effective December 4, 1943.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421, 507 and 739, 77th Cong.; E.O. 9125, 7 F.R. 2719; E.O. 9280, 7 F.R. 10179; WPB Directive 1, 7 F.R. 562; Food Directive 3, 8 F.R. 2005, and Food Directive 5, 8 F.R. 2251)

Issued this 30th day of November 1943.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 43-19182; Filed, November 30, 1943;  
4:33 p. m.]

#### PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[RO 13, Amdt. 31 to Rev. Supp. 1]

##### PROCESSED FOODS

Section 1407.1102 (e) (2) (ii) is added to read as follows:

(ii) D, E, and F may be used from December 1, 1943 to January 20, 1944, inclusive.

This amendment shall become effective November 30, 1943.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421, 507 and 729, 77th Cong.; E.O. 9125, 7 F.R. 2719; E.O. 9280, 7 F.R. 10179; WPB Directive 1, 7 F.R.

<sup>1</sup> 8 F.R. 1840, 3949, 4892, 5318, 5341, 5757, 6138, 6964, 7589, 8069, 8705, 9203, 10085, 10089, 10728, 11387, 11447, 11483, 11812, 12026.

562; Food Directive 3, 8 F.R. 2005, and Food Directive 5, 8 F.R. 2251)

Issued this 30th day of November 1943.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 43-19190; Filed, November 30, 1943;  
4:38 p. m.]

#### PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[RO 16, Amdt. 83]

##### MEAT, FATS, FISH AND CHEESES

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

Ration Order 16 is amended in the following respects:

1. Section 1.1 (a) (6) is added to read as follows:

(6) "Canned meat" means any meat packed in hermetically sealed containers and heat-treated.

2. Section 6.10 (a) is amended by adding the following two sentences at the end:

However, none of the provisions of this section apply to "canned fish", "canned milk", or "canned meat". (Transfers by retailers and others, of canned fish, canned milk and canned meat, which are in imminent danger of spoilage are covered by section 10.11.)

3. Section 7.8 (a) is amended by deleting the first word of the second sentence and substituting the words "An industrial user" in its place and by inserting the following new sentence between the first and second sentences:

(However, an industrial user of "canned milk" may use any canned milk which he acquired at less than full point value under the provisions of section 10.11, even though he may not obtain an allotment based on his use of canned milk.)

4. Section 7.8 (c) is added to read as follows:

(c) Foods covered by this order acquired by an industrial user at less than their full point value under section 10.11 shall, for all the purposes of this article, be considered to have the point value at which he acquired them.

5. Section 10.1 (g) is added to read as follows:

(g) An industrial user, industrial consumer or institutional user may sell or transfer "canned fish", "canned milk", or "canned meat" if and to the extent authorized under section 10.11.

6. Section 10.11 is added to read as follows:

SEC. 10.11 *Sale at lower point values of canned fish, canned milk or canned meat in danger of spoilage—(a) Per-*

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

<sup>1</sup> 8 F.R. 13128.

mitted sales and transfers. "Canned fish", "canned milk", or "canned meat" which cannot be sold at its full point value because it is in imminent danger of spoilage may be sold or transferred at less than its full point value in the way described in this paragraph, if and to the extent authorized under paragraphs (b) and (c). Such sales or transfers may be made only to consumers, industrial consumers, industrial or institutional users, and persons principally engaged in the business of reconditioning or selling damaged articles, and only if the money price is reduced in the following way:

(1) No reduction in point value may be made unless the money price of the food has been reduced at least twenty-five percent below its ceiling price established by applicable orders of the Office of Price Administration;

(2) If the money price has been reduced by at least twenty-five per cent below such ceiling price, it may be sold or transferred at twenty-five per cent below its full point value;

(3) If the money price has been reduced more than twenty-five per cent and less than fifty per cent below such ceiling price, it may be sold or transferred at a point value reduced in the same proportion that the money price has been reduced; and

(4) If the money price has been reduced by fifty per cent or more below such ceiling price, it may be sold or transferred point-free. If the point value of any item of canned fish, canned milk or canned meat sold or transferred under this section (or any group of such items sold or transferred under this section at the same time) comes out to a fraction, the point value at which it may be sold or transferred is the next higher whole number. For the purposes of this paragraph, the ceiling price of a person principally engaged in the business of reconditioning or selling damaged articles, is deemed to be the average ceiling price of the same food in good condition applicable to the three wholesalers whose establishments are nearest to the place where such foods are located, as determined by the District Office in accordance with the provisions of paragraph (b). The ceiling price of the United States government or any of its agencies will be fixed by the Washington Office in accordance with the provisions of paragraph (b).

(b) *Application for authorization to sell or transfer.* A person who wishes to sell or transfer canned fish, canned milk or canned meat in the way set forth in paragraph (a), may apply for authorization. However, no application may be made by a consumer. Application must be made on OPA Form R-315 to the District Office (or, if made by a retailer, to the board) for the area where the foods are located. However, application by the United States government or any of its agencies shall be made to the Washington Office. The application must show:

(1) The applicant's name and address;

(2) The items and amounts of foods which the applicant desires to transfer at less than their full point value;

(3) The point value of each item;

(4) The ceiling price established for each item by applicable orders of the Office of Price Administration. However, if the applicant is a person principally engaged in the business of reconditioning or selling damaged articles the applicant shall, instead of stating a ceiling price, give the names and addresses of the three wholesalers whose establishments are nearest to the place where such foods are located;

(5) A description of the condition of the foods, to show why they cannot be disposed of at their full point value and, if known, the cause of such condition.

The board or District Office to which the application is made or the Washington Office, if the application is made by the United States government or any of its agencies, may inspect such foods and conduct such other investigation as it finds necessary to pass upon the application. If it finds that the foods described in the application are in such condition that they should be used immediately in order to avoid spoilage, it may grant the application and authorize the applicant to sell or transfer the foods at less than their full point value, in the way described in paragraph (a). (If the Washington Office grants an application made by the United States government or any of its agencies, it will fix a ceiling price for the purposes of paragraph (a). If the board or District Office grants the application of a person principally engaged in the business of reconditioning or selling damaged articles, it shall determine the average ceiling price of the same food in good condition applicable to the three wholesalers whose establishments are nearest to the place where such foods are located. In either case, the applicant shall be notified of the ceiling price which has been fixed or determined.) The applicant must make and keep a record of each item of such foods transferred by him pursuant to the authorization, showing the point value and price at which each transfer was made and the date of each transfer.

(c) *Sales or transfers for which no prior authorization is needed.* Any primary distributor, wholesaler, retailer, industrial consumer, industrial user or institutional user may, without prior authorization, sell or transfer canned fish, canned milk, or canned meat which is in imminent danger of spoilage under the conditions set forth in paragraph (a), but not more than the total quantities set forth in the following subparagraphs during the periods referred to in those subparagraphs:

(1) In the case of a primary distributor, during any successive twelve month period beginning March 29, 1943, one tenth of one per cent of all such foods produced or imported by him during that period;

(2) In the case of a wholesaler, in any one month, one twentieth of one per cent of all such foods which he sold or transferred during the preceding month;

(3) In the case of a retailer, in any one month, one fortieth of one per cent of all such foods which he sold or transferred during the preceding month;

(4) In the case of an industrial consumer, in any one industrial user allotment period, canned fish, canned milk or canned meat having a point value of one fortieth of one per cent of the number of points given him during that period to acquire foods covered by this order for industrial consumption;

(5) In the case of an industrial user or an institutional user, in any one allotment period, one fortieth of one per cent of his allotment for that allotment period.

(d) *Resale of foods acquired under this section.* Any person who acquires canned fish, canned milk, or canned meat under the provisions of this section and who is permitted to transfer foods covered by this order under the provisions of section 10.1 may not transfer such canned fish, canned milk, or canned meat at a point value greater than that at which it was acquired by him. He may transfer it at a lower point value only if authorized under paragraph (b) or (c). If he transfers it at the same point value at which he acquires it, the provisions of paragraph (a) covering price reductions do not apply to the transfer of the foods by him. However, he may transfer any such foods only to a consumer, industrial consumer, industrial or institutional user, or a person principally engaged in the business of reconditioning or selling damaged articles.

(e) *Records and reports.* (1) Any person who transfers canned fish, canned milk, or canned meat under the provisions of paragraph (c) of this section shall maintain and keep records showing, with respect to each such transfer, the following:

(i) His name and address;

(ii) The name and address of any person, other than a consumer, to whom the transfer was made;

(iii) The date of the transfer;

(iv) The items and amounts of foods transferred and the price and point value for which each item was transferred;

(v) A description of the condition of the foods, to show why they could not be sold or transferred at their full point value and, if known, the cause of such condition.

(2) Any person who transfers canned fish, canned milk or canned meat under the provisions of paragraph (d) at the same point value at which he acquired it must, within three days after the transfer, give a statement to the District Office for the area where his principal place of business is located. However, if the transfer was made by the United States government or any of its agencies, the statement shall be given to the Washington Office. The statement shall show the name and address of the transferor, the items and amounts of such foods transferred, the point value and price at which they were transferred and the date of transfer.

(3) Any person principally engaged in the business of reconditioning or selling damaged articles, who acquires canned fish, canned milk or canned meat under this section at less than its full point value, must, within five days after the end of each calendar month during which he acquired those foods in this way, give to the District Office for the area where his principal place of business is located a statement showing his name and address, the name and address of the person from whom he acquired them, the items and amounts of such foods acquired, the point value at which they were acquired and the date of the acquisition.

(f) *Miscellaneous requirements.* Any person who transfers canned fish, canned milk, or canned meat at a reduced point value under this section must also comply with the following requirements:

(1) Whenever he sells or transfers an item of such food at less than its full point value and at a reduced price, he must sell or transfer that item, so long as he has it on hand, to any person who is willing to buy or acquire it at that reduced point value and price.

(2) If he is a retailer, wholesaler, or primary distributor who has an establishment at which canned fish, canned milk, or canned meat which he carries is displayed to consumers he must post a notice where it may be clearly seen and read by such consumers showing:

(i) The items he is selling at the lower point value and the point value at which he is selling them;

(ii) That he is selling that item at less than regular point value in order to prevent spoilage;

(iii) The reduced money price at which he is selling the item and, unless he is principally engaged in the business of reconditioning or selling damaged articles, its ceiling price. If he is a person engaged in the business of reconditioning or selling damaged articles he must post as his ceiling price the average ceiling price of the same food in good condition applicable to the three wholesalers whose establishments are nearest to the place where such foods are located, as determined by the board or District Office to which application is made under paragraph (b).

(3) He must clearly mark on the container of each item sold the point value at which he transfers it, preceded by the words "reduced point value to avoid spoilage", unless it has previously been marked in that manner pursuant to this paragraph and is not being transferred at a further reduction in point value. However, he need not so mark the container if he sells it to a consumer from an establishment at which he posts a notice as required by subparagraph (2). Furthermore, the container need not be so marked if it is sold or transferred by the United States Government or any of its agencies.

(g) *Replacement of points.* A wholesaler, retailer, industrial consumer, or industrial or institutional user who sold or transferred canned fish, canned milk,

or canned meat at less than its regular point value under paragraph (b) may apply on OPA Form R-315, for a certificate to replace his point loss resulting from such transfer. The application must be made to the District Office or the board to which he applied for authorization to transfer the foods at a reduced point value. The application must be signed by the applicant or his authorized agent. It must show the name and address of the applicant, the items and amounts of foods so transferred, the point value and price at which they were transferred, the date of transfer, and the name and address of each transferee other than a consumer. It must contain a statement that he reduced the money price of the food sold or transferred at the lower point value, in the way required by this section. The application must also specify the date on which the authorization to sell foods at less than full point value was granted. If the District Office or board finds that the applicant suffered a point loss because of such transfer, it shall issue a certificate for the number of points he lost. No application to replace point losses may be made more than 30 days after the close of the month in which the transfers at reduced point value occurred.

(h) *Statements by primary distributors.* Every primary distributor who during any reporting period sells or transfers canned fish, canned milk, or canned meat at less than its full point value, under paragraphs (b) or (c), must file with his periodic report required by section 4.11 (b) for that period a statement showing the items and amounts of foods so transferred, the point value and price at which they were transferred, the date of transfer and the name and address of each transferee other than a consumer. If the sale or transfer was made pursuant to an authorization granted by a District Office, the statement must specify the date on which the authorization was granted and the District Office which granted it.

7. Section 11.16 is added to read as follows:

SEC. 11.16 *Primary distributors may transfer canned fish and canned milk point-free to allow for spoilage.* (a) In any case in which a primary distributor makes a money allowance to his transferee to cover spoilage of "canned fish" or "canned milk" transferred, he may, in order to allow for spoilage, transfer to his transferee, without receiving points, canned fish or canned milk in an amount not exceeding the same percentage of the total amount of such foods transferred that the money allowance made is of the total price paid. However, such transfer may not, in any event, exceed one-fourth of one per cent of the total amount of such foods transferred.

(b) If the actual spoilage of canned fish or canned milk transferred by a primary distributor exceeds one-fourth of one per cent, the transferee may return the spoiled canned fish or canned milk to the primary distributor and receive

points for the difference between the amount spoiled and any allowance already made. However, if he does not return the spoiled canned fish or canned milk, he may receive points for that difference only if and to the extent that the primary distributor makes a money adjustment for the spoiled canned fish or canned milk.

(c) The primary distributor must keep a record of the name and address of each person to whom such point-free transfers and point returns are made, the dates thereof, and the amounts of such transfers and returns.

8. Section 17.7 (a) (11) and (12) are added to read as follows:

(11) Persons who transfer canned fish, canned milk or canned meat in imminent danger of spoilage at less than its full point value must keep records of such transfers. (section 10.11 (b), (c))

(12) Primary distributors who transfer canned fish and canned milk and receive point returns to allow for spoilage must keep records of such transfers and returns. (section 11.16 (c))

9. Section 17.7 (b) (2) is amended to read as follows:

(2) Primary distributors must file reports of production and of transfers of canned fish, canned milk or canned meat in imminent danger of spoilage at less than its full point value. (section 4.11 (b), and following paragraphs, and section 10.11 (h))

10. Section 17.7 (b) (32) is added to read as follows:

(32) Certain persons who transfer or acquire canned fish, canned milk or canned meat in imminent danger of spoilage at less than its full point value must report the transfers or acquisitions. (section 10.11 (d) (2), (3))

11. Section 24.1 (a) is amended by inserting, between the definition of "canned fish" and the definition of "canned milk", the following definition:

"Canned meat" means any meat packed in hermetically sealed containers and heat-treated.

This amendment shall become effective December 4, 1943.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(Pub. Law 671, 76th Cong.; as amended by Pub. Laws 89, 421, 507 and 729, 77th Cong.; E.O. 9125, 7 F.R. 2719; E.O. 9280, 7 F.R. 10179; WPB Directive 1, 7 F.R. 562; and Supp. Dir. 1-M, 7 F.R. 8234; Food Directive 7, 8 F.R. 827; Food Dir. 3, 8 F.R. 2005; Food Dir. 5, 8 F.R. 2251; Food Dir. 6, 8 F.R. 3471; Food Dir. 7, 8 F.R. 3471)

Issued this 30th day of November 1943.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 43-19183; Filed, November 30, 1943; 4:33 p. m.]

## PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[RO 16, Amdt. 84]

## MEAT, FATS, FISH AND CHEESES

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

Section 3.4 (c) is amended by deleting the words "and that he is a resident operator of a farm" in the second sentence.

This amendment shall become effective December 4, 1943.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421, 507 and 729, 77th Cong.; E.O. 9125, 7 F.R. 2719; E.O. 9280, 7 F.R. 10179; WPB Directive 1, 7 F.R. 562; and Supp. Dir. 1-M, 7 F.R. 8234; Food Directive 1, 8 F.R. 827; Food Dir. 3, 8 F.R. 2005; Food Dir. 5, 8 F.R. 2251; Food Dir. 6, 8 F.R. 3471; Food Dir. 7, 8 F.R. 3471)

Issued this 30th day of November 1943.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 43-19191; Filed, November 30, 1943;  
4:37 p. m.]

## TITLE 33—NAVIGATION AND NAVIGABLE WATERS

## Chapter II—Corps of Engineers, War Department

## PART 203—BRIDGE REGULATIONS

## BRIDGE NEAR CORDESVILLE, S. C.

Pursuant to the provisions of section 5 of the River and Harbor Act of 18 August 1894 (28 Stat. 362; 33 U.S.C. 499), § 203.375 is amended to exclude from its provisions the Seaboard Air Line Railway Company bridge across Ashepoo River near Fenwick, South Carolina, the title and regulations being amended to read as follows:

§ 203.375 *Cooper River, S. C.; Seaboard Air Line Railway Co. bridge near Cordesville, S. C.* (a) The owner of or agency controlling the above-named bridge will not be required to keep a draw tender in constant attendance between the hours of 7:00 p. m. and 7:00 a. m., and throughout the day during the months of April to October, inclusive, each year.

(b) Whenever a vessel, unable to pass under the bridge when the drawspan is closed, desires to pass through the draw, at least 24 hours' advance notice of the time the opening is required shall be given to the authorized representative of the owner of or agency controlling the bridge.

(c) Upon receipt of such advance notice, the authorized representative of the owner of or agency controlling the bridge, in compliance therewith, shall arrange for the prompt opening of the

draw at the time specified in the notice for the passage of the vessel.

(d) The owner of or agency controlling the bridge shall keep conspicuously posted on both the upstream and downstream sides thereof, in such manner that it can easily be read at any time, a copy of these regulations together with a notice stating exactly how the representative specified in paragraph (b) of this section may be reached.

(e) The operating machinery of the draw shall be maintained in a serviceable condition, and the draw shall be opened and closed at intervals frequent enough to make certain that the machinery is in proper order for satisfactory operation. (28 Stat. 362; 33 U.S.C. 499) [Regs. 19 November 1943, CE 823.01 SPEKH]

[SEAL]

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

[F. R. Doc. 43-19173; Filed, November 30, 1943;  
3:18 p. m.]

## PART 203—BRIDGE REGULATIONS

## BRIDGE NEAR FENWICK, S. C.

Pursuant to the provisions of section 5 of the River and Harbor Act of 18 August, 1894 (28 Stat. 362; 33 U.S.C. 499), the following special regulations are prescribed to govern the operation of the draw of the Seaboard Air Line Railway Company bridge across Ashepoo River near Fenwick, South Carolina:

§ 203.377 *Ashepoo River, S. C.; Seaboard Air Line Railway Co. bridge near Fenwick, S. C.* (a) The owner of or agency controlling the above-named bridge will not be required to keep a draw tender in constant attendance until two months after the termination of the present war: *Provided*, That a draw tender shall be placed in constant attendance upon ten days' notice in writing by the District Engineer of the Engineer Department at Large in charge of the locality.

(b) Whenever a vessel, unable to pass under the closed bridge, desires to pass through the draw, at least 96 hours' advance notice of the time the opening is required shall be given to the authorized representative of the owner of or agency controlling the bridge.

(c) Upon receipt of such advance notice, the authorized representative of the owner of or agency controlling the bridge, in compliance therewith, shall arrange for the prompt opening of the draw at the time specified in the notice for the passage of the vessel.

(d) The owner of or agency controlling the bridge shall keep conspicuously posted on both the upstream and downstream sides thereof, in such manner that it can easily be read at any time, a copy of these regulations together with a notice stating exactly how the representative specified in paragraph (b) of this section may be reached.

(e) The operating machinery of the draw shall be maintained in a serviceable condition, and the draw shall be opened and closed at intervals frequent

enough to make certain that the machinery is in proper order for satisfactory operation. (28 Stat. 362; 33 U.S.C. 499) [Regs. 19 November 1943, CE 823.01 SPEKH]

[SEAL]

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

[F. R. Doc. 43-19174; Filed, November 30, 1943;  
3:18 p. m.]

## PART 203—BRIDGE REGULATIONS

## MICHIGAN AVE. BRIDGE, TAMPA, FLA.

Pursuant to the provisions of section 5 of the River and Harbor Act of August 18, 1894 (28 Stat. 362; 33 U.S.C. 499), § 203.465 is amended to exclude from its provisions the bridges crossing Hillsboro River at Platt Street, LaFayette Street, Cass Street, and Fortune Street, Tampa, Florida, the title and regulations being amended to read as follows:

§ 203.465 *Hillsboro River, Fla.; City of Tampa bridge at Michigan Avenue, Tampa, Fla.* (a) The City of Tampa, owner of the above-mentioned bridge, will not be required to keep a draw tender in attendance at the said bridge between the hours of 10:00 p. m. and 6:00 a. m.

(b) Persons requiring the opening of the draw between the hours of 10:00 p. m. and 6:00 a. m. shall, except in an emergency, give one hour's advance notice of the times at which such opening will be required. Such notice may be given in person, in writing, or by telephone to a designated representative of the owner or agency controlling the bridge. Upon receipt of such notice, the said representative of the owner or agency controlling the bridge shall cause a suitable draw tender to be on duty at the bridge at the time specified in the notice, and the bridge shall at such time and for a reasonable period thereafter be opened promptly for the passage of vessels.

(c) The owner or agency controlling the bridge shall keep conspicuously posted on both upstream and downstream sides of the bridge, in such manner that it can easily be read at any time, a copy of these regulations, together with a notice stating exactly how the representative specified herein may be reached. (28 Stat. 362; 33 U.S.C. 499) [Regs. 16 November 1943, CE 823.01 (Hillsboro River, Fla.)—SPEKH]

[SEAL]

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

[F. R. Doc. 43-19175; Filed, November 30, 1943;  
3:18 p. m.]

## TITLE 36—PARKS AND FORESTS

## Chapter I—National Park Service

## PART 28—HOURS OF LABOR AND WAGES OF EMPLOYEES OF NATIONAL PARK COMMISSIONERS

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

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

18 F.R. 13128, 13394.

535, 16 U. S. C. 3), the following regulations are issued for the government of hours of labor and wages of employees of national park concessioners engaged in operating facilities within or without national parks and other areas under the administrative jurisdiction of the National Park Service of the Department of the Interior.

- Sec.  
28.1 Definitions.  
28.2 Applicability; notice to employees; interpretation.  
28.3 Basic hours of labor; exceptions.  
28.4 Peak periods.  
28.5 Basic schedule of wages; exceptions.  
28.6 Child labor.  
28.7 Supersedure.

AUTHORITY: §§ 28.1 to 28.7, inclusive, issued under the authority contained in 39 Stat. 535; 16 U. S. C. 3.

§ 28.1 *Definitions.* As used in the regulations in this part:

(a) "Secretary" means the Secretary of the Interior or his duly authorized representative.

(b) "Director" means the Director of the National Park Service.

(c) "Superintendent" includes a custodian, caretaker, manager, or other person in charge of a national park.

(d) "National park" includes a national monument or other area under the administrative jurisdiction of the National Park Service of the Department of the Interior.

(e) "Concessioner" includes any individual, partnership, corporation, or other business entity engaged in operating facilities within or without a national park for the accommodation of visitors to the park under a permit from or contract with the Secretary.

(f) "Employee" includes any individual employed by a concessioner.

(g) "Executive or department head" includes any employee whose primary duty is the management of the business of the concessioner, or a customarily recognized department thereof, and who customarily and regularly directs the work of other employees, with authority to employ and discharge other employees, or whose suggestions and recommendations as to the employment, discharge, advancement, or promotion of such employees will be given particular weight by the concessioner, and who customarily and regularly exercises discretionary powers.

§ 28.2 *Applicability; notice to employees; interpretation.* (a) The regulations in this part shall apply to all concessioners except:

(1) Concessioners employing a total of not more than 5 persons in connection with their national park operations.

(2) Concessioners providing and operating medical and hospital services; domestic services; agricultural activities, including the care and handling of livestock.

(3) Concessioners operating bathhouses at Hot Springs National Park.

(b) All concessioners subject to the regulations in this part shall inform their employees as to the provisions thereof.

(c) Questions pertaining to the interpretation or application of the regulations in this part which cannot be satisfactorily settled between the concessioner and employee shall be referred to the superintendent for review and, if necessary, submitted to the Director.

§ 28.3 *Basic hours of labor; exceptions.* (a) The basic hours of labor shall not exceed 54 hours per week for male employees, or 48 hours per week for female employees, or six days per week.

(b) The provisions of (a) of this section shall not apply to:

(1) Watchmen, guards, detectives, caretakers, and maintenance employees.

(2) Employees employed in a bona fide executive or department head capacity.

(3) Solicitors or outside salesmen whose compensation is on a commission basis.

(4) Employees for whom relief is clearly impracticable because of peculiar conditions arising from the fact that operations are carried on in areas having no resident population or are located at long distances from a supply of available labor; employees whose employment requires special or technical training or skill, where no person capable of providing relief is available within a reasonable distance; employees in small units accessible only by trail or remote from centers of activity, or operating on a small volume of business primarily for the convenience of the public.

(5) Employees with respect to whom the Interstate Commerce Commission has power to establish maximum hours of service pursuant to section 204 of the Motor Carrier Act, 1935.

(6) Employees whose maximum hours of service are prescribed by section 7 of the Fair Labor Standards Act of 1938.

§ 28.4 *Peak periods.* Except when such action may be contrary to the laws or regulations of the State in which the national park is situated, the basic hours of labor prescribed in § 28.3 may be exceeded at peak periods or under other extraordinary circumstances, *Provided*, That employees shall be allowed time off with full pay sufficient to make their average work week conform to the basic weekly hours of labor; as soon as travel conditions permit, or in lieu of such leave shall receive the equivalent in wages.

§ 28.5 *Basic schedule of wages; exceptions.* (a) The minimum weekly rate of wages to be paid for a work week prescribed in § 28.3, upon whatever basis such wages are calculated, shall be \$14.00 per week, except that employees who receive substantial gratuities from the public may be paid a minimum weekly wage of \$12.00.

(b) Part time employees shall be paid at a rate not less than proportionate to the minimum prescribed in (a) of this section.

(c) Where meals or lodgings are furnished to an employee as a part of the compensation, the value of same for the purpose of computing the wage paid

shall not be considered as more than 25 cents per meal or 25 cents per day's lodging.

(d) The provisions of this section shall not apply to employees whose minimum wages are prescribed by section 6 of the Fair Labor Standards Act of 1938.

§ 28.6 *Child labor.* No person under 16 years of age may be employed: *Provided*, That during the period of the present war minors between 14 and 16 years of age may be employed under the following conditions:

(a) When qualified older workers are not available.

(b) After the concessioner has procured proof of age, which shall be retained permanently by the concessioner.

(c) In work suited to their age and strength, avoiding all occupations that are hazardous or detrimental to health or welfare.

(d) When provision is made for adequate meal and rest periods of time.

(e) Between the hours of 7:00 a. m. and 9:00 p. m. and not in excess of 3 hours per day or 18 hours per week when school is in session, and then only outside school hours, or 8 hours per day or 40 hours per week when school is not in session.

(f) At wages not less than those paid adult workers for similar job performance.

§ 28.7 *Supersedes.* The regulations in this part supersede the regulations of hours of labor and wages for national park operators promulgated by the Acting Under Secretary of the Interior on June 18, 1940, as amended April 24, 1943, and July 19, 1943.

Issued this 23d day of November 1943.

[SEAL] OSCAR L. CHAPMAN,  
Assistant Secretary of the Interior.

[F. R. Doc. 43-19201; Filed, December 1, 1943; 10:18 a. m.]

## TITLE 43—PUBLIC LANDS: DEPARTMENT OF THE INTERIOR

### Chapter I—General Land Office (Appendix 1)

[Public Land Order 193]

#### CALIFORNIA

#### WITHDRAWING LAND FOR USE OF FEDERAL PUBLIC HOUSING AUTHORITY

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943 (8 F.R. 5516), it is ordered as follows:

Subject to valid existing rights, the following-described land is hereby withdrawn from all forms of appropriation under the public-land laws, including the mining and mineral-leasing laws, and reserved for the Federal Public Housing Authority for use in the construction of a war housing project:

<sup>1</sup> Formerly cited as Part 298.

## MOUNT DIABLO MERIDIAN

T. 6 S., R. 30 E.,

Sec. 34 (unsurveyed), that part of W $\frac{1}{2}$  NE $\frac{1}{4}$  and E $\frac{1}{2}$  NW $\frac{1}{4}$  described as follows:

Beginning at a point which is S. 31°27' 34" W., 212.89 feet from the origin of a base line, which is S. 35°56'50" W., 4880.49 feet from the  $\frac{1}{4}$  sec. corner to secs. 26 and 27;

Thence,

N. 31°14'45" W., 986.01 feet.,

N. 55°47'56" E., 1281.65 feet.,

S. 70°37'58" E., 762.81 feet.,

S. 3°05'22" E., 586.00 feet.,

S. 60°52'03" W., 1489.89 feet., to the place of beginning.

The tract as described contains 38.009 acres.

This order shall take precedence over but not modify the Proclamation of February 14, 1893, setting aside and reserving this land as a part of the Sierra Forest Reserve, and Proclamation No. 899 of July 2, 1908, changing the name to the Inyo National Forest.

The jurisdiction granted by this order shall cease at the expiration of the six months' period following the termination of the unlimited national emergency declared by Proclamation No. 2487 of May 27, 1941<sup>2</sup> (55 Stat. 1647). Thereupon, jurisdiction over the land hereby reserved shall be vested in the Department of the Interior, the Department of Agriculture, or any other Department or agency of the Federal Government according to their respective interests then of record. The lands, however, shall remain withdrawn from appropriation as herein provided until otherwise ordered.

HAROLD L. ICKES,  
Secretary of the Interior.

NOVEMBER 4, 1943.

[F. R. Doc. 43-19221; Filed, December 1, 1943; 11:34 a. m.]

## TITLE 49—TRANSPORTATION AND RAILROADS

## Chapter I—Interstate Commerce Commission

[S. O. 68, Amdt. 4]

## PART 95—CAR SERVICE

## FOLLOW-LOT AND TWO-FOR-ONE RULES

At a general session of the Interstate Commerce Commission, held at its office in Washington, D. C., on the 29th day of November, A. D. 1943.

Upon further consideration of the provisions of Service Order No. 68, as amended (§ 95.15):<sup>1</sup> It is ordered, That:

*Remnant shipments exempted.* Service Order No. 68, as amended (§ 95.15), is hereby amended so as not to apply to remnant lots as herein defined transhipped from ocean-going vessels to railroad cars at ports, or to remnant lots of freight transhipped from barges to railroad cars at ports on inland waterways, which freight has previously been transhipped from ocean-going vessels to barges at ocean

ports, provided charges on such remnant lots are assessed on weight of 10,000 pounds or more, and the suspension of the operation of Rule 24 of the Consolidated Classification and similar rules in other tariffs is hereby vacated insofar as such tariff rules apply to remnant lots as defined herein. The term "remnant lot," as used herein, is defined as that part of a consignment weighing less than the carload minimum weight for the car into which it is loaded, which remains after the other car or cars used for the consignment has or have been loaded to the carload minimum weight applicable to such car or cars.

*Cars must be loaded to minimum weight.* Service Order No. 68, as amended, is hereby further amended so as to require common carriers by railroad when loading into railroad cars carload freight transhipped from ocean-going vessels at ports, to load each car, except the one containing the remnant lot, used for any one consignment to the carload minimum weight applicable to the car so used.

*Amendment No. 3 rescinded.* Effective on the effective date of this amendment, Amendment No. 3 to Service Order No. 68 is hereby vacated and set aside.

*Publication of tariffs.* Each of the railroads affected by this order or its agents shall publish, file, and post a supplement to each of its tariffs affected, in substantial accordance with the provisions of Rule 9 (k) of the Commission's Tariff Circular No. 20 (§ 141.9 (k) of this chapter) changing the provisions of such tariffs in accordance with the provisions of the first paragraph of this amendment. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U.S.C. 1 (10)-(17))

And it is further ordered, That this amendment shall become effective December 15, 1943; that copies of this amendment be served upon each common carrier by railroad subject to the Interstate Commerce Act and upon each State regulatory commission and upon the Association of American Railroads, Car Service Division; and that notice of this amendment be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission.

[SEAL]

W. P. BARTEL,  
Secretary.

[F. R. Doc. 43-19217; Filed, December 1, 1943; 11:21 a. m.]

## Chapter II—Office of Defense Transportation

[General Permit ODT 24-8]

## PART 520—CONSERVATION OF RAIL EQUIPMENT; EXCEPTIONS AND PERMITS

## PASSENGER TRAIN OPERATIONS

Pursuant to § 500.42 of General Order ODT 24, as amended (7 F.R. 7814), it is hereby authorized that:

§ 520.607 *Operation of certain extra or special passenger trains authorized.*

Notwithstanding the provisions of § 500.41 of General Order ODT 24, as amended, any rail carrier, during the period from December 1, 1943, to January 15, 1944, inclusive, may:

(a) Operate an extra or special passenger train, or a passenger train which is not scheduled, or an extra section or sections to scheduled passenger trains, when the operation of such passenger train or extra section is necessary to meet existing demands for transportation of members of the military or naval forces of the United States or of a nation allied with the United States in the war;

(b) Include passenger carrying railroad cars in the consist of any train now or hereafter scheduled which is operated primarily for the purpose of transporting mail or express;

*Provided, however,* That with respect to the operation of any train or extra section contemplated by paragraph (a) or (b) of this § 520.607, (1) the chief operating officer of the operating rail carrier shall, within 48 hours of such operation, make a report in writing to the Office of Defense Transportation, Washington 25, D. C., explaining in detail the nature and extent of the demand which required the operation of, and describing, such train or extra section so operated; (2) the railroad cars, motive power, and other transportation facilities and equipment comprising any such train or extra section, or used in connection with the operation thereof, are not needed or required for the preferential transportation of troops or material of war; and (3) the operation of any such train or extra section will not delay, impede, or otherwise interfere with the prompt and continuous movement of traffic necessary or essential to the successful prosecution of the war.

This General Permit ODT 24-8 shall become effective December 1, 1943.

(E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; Gen. Order ODT 24, as amended, 7 F.R. 7814, 10484)

Issued at Washington, D. C., this 1st day of December 1943.

JOSEPH B. EASTMAN,  
Director,

Office of Defense Transportation.

[F. R. Doc. 43-19216; Filed, December 1, 1943; 11:01 a. m.]

## Notices

## DEPARTMENT OF THE INTERIOR.

## General Land Office.

## COLORADO

## REDUCING AND REVOKING CERTAIN STOCK DRIVEWAY WITHDRAWALS

## Correction

In F.R. Doc. 43-18669 appearing at page 15868 of the issue for Tuesday, November 23, 1943, the following correction should be made: Under Township 43 North, Range 7 East, the line for section 14 should read "Sec. 14, N  $\frac{1}{2}$ ".

<sup>1</sup> 8 F.R. 8513, 14224.<sup>2</sup> 6 F.R. 2617.

## LABOR DEPARTMENT.

Office of the Secretary.

[Finding No. WLD-10]

GALINSKY BROTHERS

STORING, WAREHOUSING AND TRANSPORTATION  
OF FRUITS AND VEGETABLES

NOVEMBER 30, 1943.

Whereas, Galinsky Brothers, Sioux City, Iowa, is engaged in the wholesale fruit and vegetable business,

Now, therefore, pursuant to section 2 (b) (3) of the War Labor Disputes Act (Pub. no. 89, 78th Cong., 1st sess.) and the Directive of the President dated August 10, 1943, published in the FEDERAL REGISTER August 14, 1943 (8 F.R. 11281);

I find that the storing, warehousing or transportation of fruits and vegetables by Galinsky Brothers, Sioux City, Iowa, pursuant to any contract, whether oral or written, is contracted for in the prosecution of the war within the meaning of section 2 (b) (3) of the War Labor Disputes Act.

Signed at Washington, D. C., this 30th day of November 1943.

FRANCES PERKINS,  
Secretary of Labor.

[E. R. Doc. 43-19176; Filed, November 30, 1943;  
3:31 p. m.]

## Wage and Hour Division.

## LEARNER EMPLOYMENT CERTIFICATES

THE JOHN MUELLER LICORICE CO.

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that special certificates authorizing the employment of learners at hourly wages lower than the minimum rate applicable under section 6 of the act are issued under section 14 thereof and § 522.5 (b) of the regulations issued thereunder (August 16, 1940, 5 F.R. 2862) to the employers listed below effective as of the dates specified in each listed item below.

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 employer's representations that experienced workers for the learner occupations are not available for employment and that they are actually in need of learners at subminimum rates in order to prevent curtailment of opportunities for employment. The certificates may seek a review or reconsideration provided for in the Regulations and as indicated on the Certificate. Any person aggrieved by the issuance of the certificates may seek a review or reconsideration thereof.

NAME AND ADDRESS OF FIRM, PRODUCT, NUMBER  
OF LEARNERS, LEARNING PERIOD, LEARNER  
WAGE, LEARNER OCCUPATION, EXPIRATION  
DATE

The John Mueller Licorice Company, 1515 Freeman Avenue, Cincinnati, Ohio; candy; 5 learners (T); assembling operations in the manufacture of licorice candy for a learning period of 160 hours at 35¢ an hour; effective

November 30, 1943, expiring February 8, 1944.

Signed at New York, N. Y., this 30th day of November, 1943.

ISABEL FERGUSON,  
Authorized Representative  
of the Administrator.

[F. R. Doc. 43-19214; Filed, December 1, 1943;  
11:01 a. 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 wage rates 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. 4725), and the determination and order or regulation listed below and published in the FEDERAL REGISTER as here stated.

Apparel Learner Regulations, September 7, 1940 (5 F.R. 3591), as amended by Administrative Order March 13, 1943 (8 F.R. 3079).

Single Pants, Shirts and Allied Garments, Women's Apparel, Sportswear, Rainwear, Robes and Leather and Sheep-Lined Garments Divisions of the Apparel Industry, Learner Regulations, July 20, 1942 (7 F.R. 4724), as amended by Administrative Order March 13, 1943 (8 F.R. 3079), and Administrative Order June 7, 1943 (8 F.R. 7890).

Artificial Flowers and Feather Learner Regulations, October 24, 1940 (5 F.R. 4203).

Glove Findings and Determinations of February 20, 1940, as amended by Administrative Order September 20, 1940 (5 F.R. 3748) and as further amended by Administrative Order, March 13, 1943 (8 F.R. 3079).

Hosiery Learner Regulations, September 4, 1940 (5 F.R. 3530), as amended by Administrative Order March 13, 1943 (8 F.R. 3079).

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

Knitted Wear Learner Regulations, October 10, 1940 (5 F.R. 3982), as amended by Administrative Order, March 13, 1943 (8 F.R. 3079).

Millinery Learner Regulations, Custom Made and Popular Priced, August 29, 1940 (5 F.R. 3392, 3393).

Textile Learner Regulations, May 16, 1941 (6 F.R. 2446), as amended by Administrative Order March 13, 1943 (8 F.R. 3079).

Woolen Learner Regulations, October 30, 1940 (5 F.R. 4302).

Notice of Amended Order for the Employment of Learners in the Cigar Manufacturing Industry, July 20, 1941 (6 F.R. 3753).

The employment of learners under these certificates is limited to the terms and conditions therein contained and to the provisions of the applicable determination and order or regulations cited above. The applicable determination and order or regulations, and the effective and expiration dates of the certificates issued to each employer is listed below. The certificates may be cancelled in the manner provided in the regulations and as indicated in the certificates. Any person aggrieved by the issuance of

any of these certificates, may seek a review or reconsideration thereof.

NAME AND ADDRESS OF FIRM, INDUSTRY, PRODUCT, NUMBER OF LEARNERS AND EFFECTIVE DATES

## APPAREL INDUSTRY

Aintree Corporation, 503 North First Street, Fairfield, Illinois; men's woven underwear; 5 percent (T); effective December 8, 1943, expiring December 7, 1944.

Custom Canvas Front, 487 Atlantic Street, Stamford, Connecticut; canvas fronts for men's, women's, army and navy clothing; 3 learners (T); effective December 4, 1943, expiring December 3, 1944.

Derby Underwear Company, Inc., Bowling Green, Kentucky; men's and boys' cotton shorts, army and navy cotton shorts; 100 learners (AT); effective December 1, 1943, expiring May 31, 1944.

The Moses-Rosenthal Company, 302 N. Second Street, Boonville, Indiana; men's and boys' woven underwear; 5 learners (T); effective December 1, 1943, expiring November 30, 1944.

SINGLE PANTS, SHIRTS, AND ALLIED GARMENTS, WOMEN'S APPAREL, SPORTSWEAR, RAINWEAR, ROBES AND LEATHER AND SHEEP-LINED GARMENTS DIVISIONS OF THE APPAREL INDUSTRY

Aronson-Caplin Company, Inc., 659 North 13th St., Easton, Pennsylvania; slips and lingerie; 10 percent (T); effective December 4, 1943, expiring December 3, 1944.

C. A. Baltz and Sons, 49 Greenkill Avenue, Kingston, New York; sport shirts, ladies' and men's pajamas; 10 percent (T); effective December 1, 1943, expiring November 30, 1944.

Blue Buckle Overall Company, Inc., Kemper and 14th Streets, Lynchburg, Virginia; men's and boys' overalls, jackets, dungarees, army and navy trousers; 10 percent (T); effective November 30, 1943, expiring May 29, 1944.

Keystone Garment Company, Reinholds, Pennsylvania; men's and boys' pajamas; 5 learners (T); effective December 1, 1943, expiring November 30, 1944.

T. S. Lankford & Sons, 151½ Walnut Street, Abilene, Texas; Army trousers, civilian uniforms and work clothing; 10 percent (T); effective December 1, 1943, expiring November 30, 1944.

The Shirtcraft Company, Inc., 633 McKinley Street, Hazleton, Pennsylvania; shirts, jackets and dummies; 10 percent (T); effective December 1, 1943, expiring November 30, 1944.

Steingut Dress Company, White & Center Streets, Dupont, Pennsylvania; women's dresses; 10 learners (T); effective December 1, 1943, expiring November 30, 1944.

T & W Manufacturing Company, Elizabethtown, Kentucky; work and semi-dress pants; 20 learners (E); effective December 1, 1943, expiring May 31, 1944.

U. P. Dress Manufacturing Company, Gold Street, Negaunee, Michigan; dresses; 10 learners (T); effective December 3, 1943, expiring December 2, 1944.

## GLOVE INDUSTRY

The Glove Corporation, 301 North Harrison Street, Alexandria, Indiana; work gloves; 5 learners (T); effective December 1, 1943, expiring November 30, 1944.

Martins Perry Glove Company, 334 North Main Street, Uhrichsville, Ohio; canvas gloves; 5 learners (T); effective December 1, 1943, expiring November 30, 1944.

Leon F. Swears, 111-113 North Perry Street, Johnstown, New York; knit wool gloves; 10 percent (AT); effective December 1, 1943, expiring May 31, 1944.

## HOSIERY INDUSTRY

Ashe Hosiery Mills, 642 N. Gay Street, Knoxville, Tennessee; seamless hosiery; 5 percent

(T); effective December 1, 1943, expiring November 30, 1944.

Carpenter Hosiery Mills, Madison Street, Wytheville, Virginia; seamless hosiery; 15 learners (AT); effective December 1, 1943, expiring May 31, 1944.

Clay County Products Company, 217 Bay Street, Green Cove Springs, Florida; full-fashioned hosiery; 20 learners (AT); effective December 1, 1943, expiring May 31, 1944.

Continental Hosiery Company, Dabney Road, Henderson, North Carolina; seamless hosiery; 10 learners (AT); effective November 30, 1943, expiring May 29, 1944.

Crown Hosiery Mills, Inc., 426 S. Hamilton Street, High Point, North Carolina; seamless hosiery; 10 percent (AT); effective December 1, 1943, expiring May 31, 1944.

Elizabeth James Mills, No. 2, So. Logan Street, Marion, North Carolina; full fashioned; 15 learners (AT); effective December 1, 1943, expiring May 31, 1944.

Grace Hosiery Mills, Inc., Tucker Street, Burlington, North Carolina; seamless hosiery; 5 percent (T); effective December 1, 1943, expiring November 30, 1944.

Harriss & Covington Hosiery Mills, Inc., 308 Oak Street, High Point, North Carolina; seamless hosiery; 10 percent (AT); effective December 3, 1943, expiring June 2, 1944.

Millheim Hosiery Mills, Inc., Millheim, Pennsylvania; seamless hosiery; 10 percent (AT); effective December 3, 1943, expiring June 2, 1944.

Rome Hosiery Mills, Rome, Georgia; seamless hosiery; 10 percent (AT); effective December 4, 1943, expiring June 3, 1944.

#### KNITTED WEAR INDUSTRY

Stratford Knitting Mills, Inc., Linfield, Pennsylvania; infants' knit sleeping garments, women's and children's knit pajamas and gowns, women's rayon underwear; 5 learners (T); effective December 1, 1943, expiring November 30, 1944.

#### TEXTILE INDUSTRY

Darlington Manufacturing Company, Darlington, South Carolina; cotton printcloths; 5 percent (AT); effective November 30, 1943, expiring May 29, 1944.

Signed at New York, N. Y., this 30th day of November 1943.

ISABEL FERGUSON,  
Authorized Representative  
of the Administrator.

[F. R. Doc. 43-19215; Filed, December 1, 1943; 11:01 a. m.]

#### OFFICE OF PRICE ADMINISTRATION.

GYPSON WALL BOARD, LATH AND SHEATHING  
[MPR 188, Amdt. 19 to Order A-1]

##### MODIFICATION OF MAXIMUM PRICES

Amendment No. 19 to Order No. A-1 under § 1499.159b of Maximum Price Regulation No. 188. Manufacturers' maximum prices for specified building materials and consumers' goods other than apparel.

An opinion accompanying this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.\*

Paragraph (a) (13) of Order No. A-1 is amended to read as follows:

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

(13) *Modification of maximum prices for gypsum wall board, lath and sheathing—(i) Manufacturers' sales.* Manufacturers' sales of gypsum wall board, lath and sheathing may be made at prices not exceeding the maximum prices specified below when the following conditions have been met:

(a) The sale is made f. o. b. at a mill located within the shipping-point originating territory set forth below;

(b) The sale must be made to the War Department, the Navy Department, the Maritime Commission, the Federal Public Housing Authority or the Public Building Administration or any lumber or building material dealer holding a War Production Board priority rating of AA-3 or higher for the purchase of gypsum board products;

(c) The gypsum wall board, lath or sheathing must be for use on a "government project"; and

(d) The gypsum wall board, lath and sheathing must be destined for use in California, Arizona, Oregon, and Washington.

Shipping point origin:	Per M sq. ft.
Indiana, gypsum wall board 1/4"-----	\$20.00
Iowa, gypsum wall board 3/8"-----	23.00
Michigan, gypsum wall board 1/2"-----	25.00
Oklahoma, gypsum lath-----	13.00
Texas, gypsum sheathing 1/2"-----	20.00
Ohio-----	

(ii) *Dealers' sales.* Any lumber or building material dealer holding a War Production Board priority rating of AA-3 or higher for the purchase of gypsum board products who purchases gypsum wall board, lath or sheathing for use on a "government project" within the States of California, Arizona, Oregon and Washington from a manufacturer located at any of the shipping point origins specified above may add to his cost, at such shipping point, the actual cost of transportation from such shipping point to destination plus the same dollar mark-up as he would add on a shipment originating at a mill located within the State of California for a comparable sale.

(iii) Every manufacturer and every lumber or building material dealer making sales subject to this subparagraph (13) shall submit on or before the first day of each month after the effective date of this amendment to the Office of Price Administration, Building Materials Branch, Washington, D. C., a monthly report showing:

The name and address of each purchaser  
Point of origin of shipment  
Kind, quantity and thickness sold  
The name and location of job.

(iv) The term "government project" used in this subparagraph (13) shall mean a project constructed pursuant to a contract entered into with any of the following government agencies or any subcontract thereunder: The War and Navy Departments, the Maritime Commission, the Federal Public Housing Authority or the Public Building Administration.

(v) This subparagraph (13) may be revoked at any time.

This amendment shall become effective December 1, 1943, and shall terminate July 1, 1944, unless otherwise extended by amendment.

NOTE: The reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 30th day of November 1943.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 43-19197; Filed, November 30, 1943; 4:46 p. m.]

#### Regional and District Office Orders.

##### LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under General Order 51 were filed with the Division of the Federal Register on November 27, 1943.

##### REGION II

Scranton Order No. 9, filed 2:17 p. m.

##### REGION III

Cleveland Order No. 16, Revised, filed 2:20 p. m.

Iron Mountain Order No. 15, Amendment No. 1, filed 2:17 p. m.

Iron Mountain Order No. 20, filed 2:17 p. m.

Louisville Order No. 10, filed 2:19 p. m.

##### REGION VI

Fargo-Moorhead Order No. 21, filed 2:18 p. m.

Fargo-Moorhead Order No. 22, filed 2:18 p. m.

Fargo-Moorhead Order No. 23, filed 2:18 p. m.

Fargo-Moorhead Order No. 24, filed 2:19 p. m.

Copies of these orders may be obtained from the issuing offices.

ERVIN H. POLLACK,  
Secretary.

[F. R. Doc. 43-19171; Filed, November 30, 1943; 12:05 p. m.]

##### LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under General Order 51 were filed with the Division of the Federal Register on November 29, 1943.

##### REGION II

Buffalo Order No. 5, filed 3:16 p. m.

Buffalo Order No. 6, filed 3:12 p. m.

Philadelphia Order No. 7, filed 3:10 p. m.

Philadelphia Order No. 8, filed 3:10 p. m.

Philadelphia Order No. 9, filed 3:09 p. m.

##### REGION III

Detroit Order No. 5, Amendment No. 20, filed 3:15 p. m.

##### REGION IV

Atlanta Order No. 11, Amendment No. 3, filed 3:11 p. m.

Jacksonville Order No. 2-F, Amendment No. 1, filed 3:09 p. m.

Montgomery Order No. 11, Amendment No. 3, filed 3:14 p. m.

## REGION VI

Chicago Order No. 5, Amendment No. 7, filed 3:13 p. m.  
Twin Cities Order No. 4, Amendment No. 5, filed 3:13 p. m.

## REGION VIII

San Diego Order No. 1-F, Amendment No. 8, filed 3:15 p. m.  
San Diego Order No. 4, Amendment No. 9, filed 3:14 p. m.  
San Diego Order No. 4, Amendment No. 10, filed 3:14 p. m.

Copies of these orders may be obtained from the issuing offices.

ERVIN H. POLLACK,  
Secretary.

[F. R. Doc. 43-19170; Filed, November 30, 1943;  
12:05 p. m.]

## WAR PRODUCTION BOARD.

## SOHIO CORPORATION

## NOTICE TO BUILDERS AND SUPPLIERS OF ISSUANCE OF STOP CONSTRUCTION ORDERS STOPPING CONSTRUCTION OF CERTAIN PROJECTS

The War Production Board has issued certain stop construction orders listed in Schedule A below, stopping the construction of the projects affected. For the effect of each such order upon the construction of the project and delivery of materials therefor, the builder and suppliers affected shall refer to the specific order issued to the builder.

(Sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 176; E.O. 9024, 7 F.R. 329; E.O. 9125, 7 F.R. 2719; WPB Reg. 1 as amended March 24, 1943, 8 F.R. 3666; Pri. Reg. 1 as amended May 15, 1943, 8 F.R. 6727)

Issued December 1, 1943.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

## SCHEDULE A

Name and address of the builder: Sohio Corporation, Mt. Vernon, Illinois.  
Location of project: Sections 28, 29 and 30, 14N-4W-Oklahoma County, Oklahoma.  
Issuance date: 11/19/43.

[F. R. Doc. 43-19211; Filed, December 1, 1943;  
10:23 a. m.]

## GEORGIA STATE HIGHWAY DEPARTMENT

## NOTICES TO BUILDERS AND SUPPLIERS OF ISSUANCE OF REVOCATION ORDERS PARTIALLY REVOKING AND STOPPING CONSTRUCTION OF CERTAIN PROJECTS

The War Production Board has issued certain revocation orders listed in Schedule A below, partially revoking preference rating orders issued in connection with, and partially stopping construction of the projects affected. For the effect of each such order upon preference ratings, construction of the project, and delivery of materials therefor, the builder and suppliers affected shall refer to the specific order issued to the builder.

(Sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 176; E.O. 9024, 7 F.R. 329; E.O. 9125, 7 F.R. 2719; WPB Reg. 1 as amended March 24, 1943, 8 F.R. 3666; Pri. Reg. 1 as amended May 15, 1943, 8 F.R. 6727)

Issued December 1, 1943.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

## SCHEDULE A

Preference rating order: P-19-e.  
Serial No.: 672-E.  
Name and address of builder: State Highway Department of Georgia—Atlanta, Georgia.  
Location of project: Evans County, Georgia.  
Issuance date: 11/23/43.

[F. R. Doc. 43-19213; Filed, December 1, 1943;  
10:23 a. m.]

## FAIRLEY HARDWARE COMPANY

## CONSENT ORDER

Vernon B. Fairley of Hillsboro, Ohio, dba Fairley Hardware Company and Hillsboro Hardware Company, with stores located at Hillsboro, Blanchester, Wilmington, Lynchburg, Waynesville and Sabina, Ohio, was found in an investigation conducted by representatives of the War Production Board, from April 5 to 12th and July 3 to 24, 1943, to have violated Limitation Order No. L-79, Preference Rating Order No. P-84 and Supplementary Limitation Order No. L-23-b, by the sale and delivery without authorization of the War Production Board, in

at least 177 instances, of new domestic electric ranges, heating stoves, cooking stoves, bath tubs, sinks, lavatories, and other new metal heating equipment and new metal plumbing equipment. Vernon B. Fairley admits the violations as charged and has consented to the issuance of this order.

Wherefore, upon agreement and consent of Vernon B. Fairley, the regional compliance chief and the regional attorney, and upon approval of the Compliance Commissioner; It is hereby ordered, That:

(a) Vernon B. Fairley of Hillsboro, Ohio, dba Fairley Hardware Company and Hillsboro Hardware Company, or under his own name or otherwise, his successors or assigns, are hereby prohibited from accepting deliveries of, receiving, delivering, selling, transferring, or otherwise dealing in any new metal plumbing equipment or any new metal heating equipment, as defined in Limitation Order No. L-79 and Preference Rating Order No. P-84, and new domestic electric ranges, as defined in Supplementary Limitation Order No. L-23-b, unless hereafter specifically authorized in writing by the War Production Board.

(b) Nothing contained in this order shall be deemed to relieve Vernon B. Fairley of Hillsboro, Ohio, dba Fairley Hardware Company and Hillsboro Hardware Company, or under his own name or otherwise, his successors or assigns, from any restrictions, prohibitions or provisions contained in any other order or regulation of the War Production Board, except in so far as the same may be inconsistent with the provisions hereof.

(c) This order shall take effect on the date of issuance, and shall expire ninety days from date thereof, at which time the restrictions contained in this order shall be of no further force or effect.

(Sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 176; E.O. 9024, 7 F.R. 329; E.O. 9125, 7 F.R. 2719; WPB Reg. 1 as amended March 24, 1943, 8 F.R. 3666; Pri. Reg. 1 as amended May 15, 1943, 8 F.R. 6727)

Issued this 1st day of December 1943.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 43-19218; Filed, December 1, 1943;  
11:05 a. m.]