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Washington, Tuesday, December 21, 1943

The President

EXECUTIVE ORDER 9486

TRANSFER OF FUNCTIONS WITH RESPECT TO NECESSITY CERTIFICATES FROM THE SECRETARY OF WAR AND THE SECRETARY OF THE NAVY TO THE CHAIRMAN OF THE WAR PRODUCTION BOARD [1]

By virtue of the authority vested in me by Title I of the First War Powers Act, 1941, and as President of the United States, and in order to enable the Chairman of the War Production Board more effectively to carry out his responsibilities with respect to the regulation of production and supply of materials, articles, and equipment, and services required for the national defense, it is hereby ordered as follows:

1. Subject to the provisions of section 2 of this order, the functions, powers, and duties of the Secretary of War and the Secretary of the Navy with respect to the certification, pursuant to section 124 (f) of the Internal Revenue Code, of the construction, reconstruction, erection, installation or acquisition of facilities necessary in the interest of national defense during the emergency period, and with respect to prescribing from time to time with the approval of the President regulations governing such certification, are transferred to the Chairman of the War Production Board.

2. (a) The Secretary of War and the Secretary of the Navy shall act upon

(1) all applications for Necessity Certificates filed before October 5, 1943, and

(2) applications for Necessity Certificates filed between and including October 5, 1943 and December 17, 1943 describing facilities the beginning of the construction, reconstruction, erection, installation or the date of acquisition of which was prior to October 5, 1943.

When the Secretary of War and the Secretary of the Navy have made final determination upon all applications specified in this subsection, their functions, powers and duties to issue Necessity Certificates shall cease.

(b) The Chairman of the War Production Board shall act upon

(1) applications for Necessity Certificates filed after December 17, 1943 describing facilities the beginning of the construction, reconstruction, erection, installation or the date of acquisition of which was prior to October 5, 1943. Such applications for Necessity Certificates filed after the effective date of this order shall be filed with the War Production Board.

(2) applications for Necessity Certificates filed on and after October 5, 1943 and pending December 17, 1943 with the Secretary of War and the Secretary of the Navy which describe facilities the construction, reconstruction, erection or installation of which has not begun or which have not been acquired, and

(3) applications for Necessity Certificates filed after December 17, 1943 which describe facilities the construction, reconstruction, erection, or installation of which has not begun or which have not been acquired.

3. (a) The regulations of the Secretary of War and the Secretary of the Navy in effect prior to October 5, 1943 shall govern the issuance of Necessity Certificates for all applications for Necessity Certificates describing facilities the beginning of the construction, reconstruction, erection, installation or the date of acquisition of which was prior to October 5, 1943.

(b) In acting upon applications for Necessity Certificates filed on and after October 5, 1943 describing facilities the construction, reconstruction, erection or installation of which was not begun or which were not acquired prior to October 5, 1943, Necessity Certificates shall not be issued unless the Chairman of the War Production Board has determined prior to the beginning of the construction, reconstruction, erection, installation, or the date of acquisition of the facilities (1) that the facilities to be constructed or acquired are clearly necessary for the war effort, and (2) that it is to the advantage of the Government

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[1] For regulations of the War Production Board governing Necessity Certificates, see Title 32, Chapter IX, *infra*.

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FEDERAL REGISTER

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that such additional facilities be privately financed.

4. In the exercise of the functions, powers and duties transferred by this order, the Chairman of the War Production Board may consult the War Department and the Navy Department with regard to facilities required primarily for military or naval use, and other departments and agencies with regard to facilities required primarily for uses within their respective jurisdictions.

5. Such civilian personnel, property, and records used primarily in the administration of the functions, powers and duties transferred by this order, and so much of the unexpended balance of appropriations, allocations and funds available to the War Department and the Navy Department for the said purposes as the Director of the Bureau of the Budget shall determine, shall be transferred to the Chairman of the War Production Board on such date or dates as the Director of the Bureau of the Budget shall determine, for use in connection with the exercise of the functions, powers and duties so transferred.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,
December 17, 1943.

[F. R. Doc. 43–20168; Filed, December 18, 1943; 4:37 p. m.]

EXECUTIVE ORDER 9395B

[POSSESSION OF LEATHER MANUFACTURING PLANTS LOCATED IN SALEM, PEABODY, AND DANVERS, MASSACHUSETTS]

By virtue of the power and authority vested in me by the Constitution and laws of the United States, as President of the United States and Commander-in-Chief of the Army and Navy of the United States, it is hereby ordered and directed as follows:

The Secretary of War is authorized immediately to take possession of and operate any or all of the following plants:

Hunt-Rankin Leather Company, Summit Street, Peabody, Massachusetts.

Leach-Heckel Leather Company, 72 Flint Street, Salem, Massachusetts.

John Flynn & Sons, 80 Boston Street, Salem, Massachusetts.

B. E. Cox Leather Company, 22 Hardy Street, Peabody, Massachusetts.

Morrill Leather Company, North Main Street, Peabody, Massachusetts.

Nathan H. Poor Company, 73 Lowell Street, Peabody, Massachusetts.

Trimount Leather Company, 70–80 Foster Street, Peabody, Massachusetts.

Verza Tanning Company, 107 Foster Street, Peabody, Massachusetts.

Richard Young Company, 4 Union Street, Peabody, Massachusetts.

Creese & Cook Company, 33 Water Street, Danvers, Massachusetts.

Helburn Thompson Company, 18 Goodhue Street, Salem, Massachusetts.

Puritan Tannery, Inc., 16 Proctor Street, Salem, Massachusetts.

Salem Leather Company, 3 Tremont Place, Salem, Massachusetts.

through and with the aid of such person or persons or instrumentality as he may designate, and in so far as may be necessary or desirable, to produce the war materials called for by the Company's contracts with the United States, its departments and agencies, or as may be otherwise required for the war effort, and do all things necessary or incidental to that end. The Secretary of War shall permit the management to continue with its managerial functions to the maximum degree possible consistent with the aims of this order. The Secretary of War shall make employment available under existing collective bargaining contracts to all workers who seek employment in the plant to the extent that they are needed.

Possession and operation hereunder shall be terminated by the President as soon as he determines that the plant or plants above listed can be operated without the protection provided by this order.

FRANKLIN D ROOSEVELT

NOVEMBER 20, 1943.

[F. R. Doc. 43–20120; Filed, December 17, 1943; 4:42 p. m.]

EXECUTIVE ORDER 9403

RELINQUISHING POSSESSION OF LEATHER MANUFACTURING PLANTS LOCATED IN SALEM, PEABODY, AND DANVERS, MASSACHUSETTS

WHEREAS on November 24, 1943, the Secretary of War, acting pursuant to an Executive Order dated November 20, 1943,[1] took possession of thirteen leather manufacturing plants specified in the said order and located in Salem, Peabody, and Danvers, Massachusetts; and

WHEREAS since that date the Secretary of War has retained possession of and operated the said plants pursuant to said Executive Order; and

WHEREAS I now find that the productive efficiency of the said plants prevailing prior to the taking possession thereof has been restored:

NOW, THEREFORE, by virtue of the authority vested in me by the Constitution and laws of the United States, particularly the War Labor Disputes Act (Public Law 89, 78th Congress), I hereby direct the Secretary of War to relinquish possession of the said plants to the respective persons from whom possession was taken, and to issue the necessary orders for carrying out this direction: *Provided, however*, that nothing contained herein shall preclude the Secretary of War from requiring the submission of information relating to operations during the period of Government possession and control if he shall deem such information necessary for the protection of the interests of the Government or for the conclusion in an orderly manner of the administration of the said Executive Order.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,
December 13, 1943.

[F. R. Doc. 43–20121; Filed, December 17, 1943; 4:42 p. m.]

[1] Executive Order 9395B, *supra*.

EXECUTIVE ORDER 9404

AUTHORIZING THE GOVERNOR OF THE PANAMA CANAL TO ACQUIRE AND DISPOSE OF PROPERTY

By virtue of and pursuant to the authority vested in me by Title II of the Second War Powers Act, 1942, approved March 27, 1942 (56 Stat. 176), the Governor of The Panama Canal, or any officer of The Panama Canal acting in that capacity in the absence or disability of the Governor, is hereby authorized to exercise the authority contained in the said Title II of the Second War Powers Act, 1942, to acquire, use, and dispose of any real property, temporary use thereof, or other interest therein, together with any personal property located thereon, or used therewith, that shall be deemed necessary for military, naval or other war purposes.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,
December 17, 1943.

[F. R. Doc. 43–20123; Filed, December 17, 1943; 4:47 p. m.]

EXECUTIVE ORDER 9405

AMENDING SUBDIVISION IX OF SCHEDULE A OF THE CIVIL SERVICE RULES

By virtue of the authority vested in me by section 2 of the Civil Service Act (22 Stat. 403), it is ordered that paragraph 9 of Subdivision IX of Schedule A of the Civil Service Rules be, and it is hereby, amended to read as follows:

IX. DEPARTMENT OF AGRICULTURE

9. Farm Credit Administration: Positions in the Federal Intermediate Credit Banks, the Production Credit Corporations, the Federal Land Banks, the Banks for Cooperatives, and positions filled by joint officers and employees for these four institutions.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,
December 17, 1943.

[F. R. Doc. 43–20122; Filed, December 17, 1943; 4:47 p. m.]

EXECUTIVE ORDER 9407

AMENDING THE FOREIGN SERVICE REGULATIONS OF THE UNITED STATES

By virtue of the authority vested in me by section 1745, as amended, and section 1752 of the Revised Statutes of the United States (U.S.C., title 22, secs. 127 and 132), item 38 of the Tariff of United States Foreign Service Fees, section V–15 of the Foreign Service Regulations (E.O. No. 7968 of September 3, 1938,[1] as amended by E.O. No. 8297 of December 4, 1939,[2] and E.O. No. 9303 of February 11, 1943;[3] 22 CFR 105.15, 1939 Supp., 8 F.R. 1911), is hereby amended to read as follows:

"Item No.	Nature of Service	Fee
38	Any and all services indicated in the Tariff of Fees performed for the official use of the Government of the United States; any and all notarial services, such as the administration of oaths or the taking of acknowledgments, in connection with the execution of forms or other documents issued by or to be presented to any department or agency of the Government of the United States, the gratis performance of which is not otherwise provided for in the Tariff of Fees; and any and all notarial services performed for members of the armed forces of the United States or for any civilian employees of the Government of the United States	No fee."

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,
December 17, 1943.

[F. R. Doc. 43–20169; Filed, December 18, 1943; 4:37 p. m.]

EXECUTIVE ORDER 9408

AUTHORIZING THE SECRETARY OF WAR TO TAKE POSSESSION OF AND OPERATE THE POINT BREEZE PLANTS AND FACILITIES OF THE WESTERN ELECTRIC COMPANY, INCORPORATED, IN AND NEAR THE CITY OF BALTIMORE, MARYLAND.

WHEREAS after investigation I find and proclaim that there is an interruption of the operation of the Point Breeze plants and facilities of the Western Electric Company, Incorporated, in and near the City of Baltimore, Maryland, as a result of a Labor disturbance, that the war effort is being and will be unduly impeded or delayed by such interruption, and that the exercise of the power and authority vested in me is necessary to insure the operation of such plant in the interest of the war effort;

NOW, THEREFORE, by virtue of the power and authority vested in me by the Constitution and laws of the United States, particularly the War Labor Disputes Act (Public Law, 78th Cong.), as President of the United States and Commander in Chief of the Army and Navy of the United States, it is hereby ordered and directed as follows:

The Secretary of War is authorized and directed to take immediate possession of and operate the Point Breeze plants and facilities of the Western Electric Company, Incorporated, in and near the City of Baltimore, Maryland, and to the extent that he deems necessary, is further authorized to take possession of and operate other installations in or near the City of Baltimore, Maryland, used or operated by said Company in connection with its operation of the foregoing plants and facilities. The Secretary of War is authorized and directed to do the foregoing, through and with the aid of such persons or instrumentalities as he may designate, and insofar as may be necessary or desirable, to produce the war materials called for by the Company's contracts with the United States, its departments and agencies or as may otherwise be required for the war effort, and do all things necessary or incidental to that end. The Secretary of War shall permit the management to continue with its managerial functions to the maximum degree possible consistent with the aims of this order.

The Secretary of War is authorized to take such action, if any, as he may deem necessary or desirable to provide protection for the plant and all persons employed or seeking employment therein.

In furtherance of the objectives set forth in Executive Order No. 9370,[1] the Secretary of War is (1) authorized to request the National War Labor Board to consider the issuance of an order withholding or withdrawing from the Point Breeze Employees Association any benefits, privileges or rights, accruing to the said Association under the terms or conditions of employment, in effect by agreement between the Company and the Association or otherwise, until such time as the said Association has demonstrated to the satisfaction of the National War Labor Board its willingness and capacity to comply with the terms and conditions of employment prescribed by the order of the National War Labor Board dated December 13, 1943; (2) directed to recommend to the authorized federal agencies the entry of appropriate orders relating to the modification or cancellation of draft deferments or employment privileges, or both.

Possession and operation thereunder of the said plant and facilities shall be terminated by the Secretary of War within sixty days after he determines that the productive efficiency of the plant prevailing prior to the taking possession thereof has been restored.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,
December 19, 1943.

[F. R. Doc. 43–20190; Filed, December 20, 1943; 11:07 a. m.]

[1] 3 F.R. 2185.
[2] 4 F.R. 4779.
[3] 8 F.R. 1911.

[1] 8 F.R. 11463.

Regulations

TITLE 6—AGRICULTURAL CREDIT

Chapter II—War Food Administration (Commodity Credit)

[1943 C. C. C. Shortening Form 1]

PART 247—1943 SHORTENING PAYMENT PROGRAM

OFFER TO MAKE PAYMENTS IN RESPECT OF STANDARD AND HYDROGENATED SHORTENINGS

In order to assure the maximum production and distribution of bulk standard and hydrogenated shortenings and to avoid an increase in prices to consumers of shortenings as directed by the Director of Economic Stabilization pursuant to Executive Orders 9250 and 9328, issued by the President of the United States, on October 3, 1942, and April 8, 1943, respectively, Commodity Credit Corporation (herein called "Commodity"), a corporate agency of the United States of America, with offices at Washington, D. C., hereby offers to make standard and hydrogenated shortening payments to eligible manufacturers or eligible shipments to the extent, in the manner, and subject to the terms and conditions specified in this offer.

Sec.
247.1 Eligible manufacturers.
247.2 Eligible shipments.
247.3 Rates of payment.
247.4 Prerequisites to payment.
247.5 Right to declare applications for payment invalid.
247.6 Payment.
247.7 Effective date.
247.8 Termination.
247.9 Instructions and interpretations.
247.10 Books and records.
247.11 Assignments.
247.12 Definitions.
247.13 Delegation.
247.14 Correspondence.
247.15 Benefits.

AUTHORITY: §§ 247.1 to 247.15, inclusive, issued under sec. 7, 49 Stat. 4, as amended by 50 Stat. 5, 53 Stat. 510, 55 Stat. 498, and Pub. Law 151, 78th Cong.

§ 247.1 *Eligible manufacturers.* Payments under this offer shall be available to manufacturers who make eligible shipments (such manufacturers being herein called "eligible manufacturers"), upon compliance with the terms and conditions specified herein.

§ 247.2 *Eligible shipments.* The term "eligible shipment" as used herein means and includes any one or combination of the following made during the term of this offer:

(a) A shipment or delivery of standard shortening or hydrogenated shortening, in tierces or drums, by a manufacturer:

(i) By way of bona fide actual sale to a wholesaler or retailer for resale for consumption, within continental United States, other than by a Government Agency,

(ii) By way of bona fide actual sale to a consumer for consumption, within continental United States, other than by a Government Agency, or

(iii) From his manufacturing plant or branch warehouse to his retail stores for resale for consumption, within continental United States, other than by a Government Agency:

Provided, however, That the products included in such shipment or shipments were not manufactured, sold, or delivered, and are not proposed to be sold or delivered in violation of any order or regulation of Office of Price Administration or War Food Administration; and *Provided further,* That this offer does not extend to consignments, conditional sales or any other shipments except by way of absolute sale or other disposition specified herein. An eligible manufacturer who makes eligible shipments and receives payments thereon hereunder shall not be deemed to have made any warranty to Commodity with respect to the nature of the ultimate purchaser or ultimate consumption of the products included in any such shipment, *Provided:* (1) That the certification of such eligible manufacturer to Commodity with respect to the eligibility of each such shipment was bona fide; and (2) that such eligible manufacturer shall have given notice with respect to the applicable limitations with respect to ultimate purchaser or ultimate consumption to the consignee of such eligible shipment as Commodity may direct or approve.

§ 247.3 *Rates of payment.* The rates of payment hereunder on standard shortening or hydrogenated shortening shipped in tierces or drums shall be determined in accordance with the following schedule:

(a) Shortening (in tierces or drums):

(i) Standard—$0.004 per pound of vegetable oils contained in such shortening;

(ii) Hydrogenated—$0.002 per pound of vegetable oils contained in such shortening.

For the purpose of computing the amount of payment on each class of product included in each eligible shipment, a fraction of a pound if equal to or greater than one-half pound shall be counted as a whole pound, a fraction of a pound if less than one-half pound shall be disregarded.

§ 247.4 *Prerequisites to payment.* Payments hereunder shall be made only to eligible manufacturers who (a) file applications for such payments in such form as may be prescribed by Commodity and (b) supply, in respect of each such application for payment, such supporting evidence, documents, and proofs as Commodity may require. An application for payment hereunder shall be filed by each eligible manufacturer not oftener than once each calendar month.

§ 247.5 *Right to declare applications for payment invalid.* Commodity shall have the right to declare invalid, in whole or in part, any application for payment hereunder in the event such application for payment or the transactions reflected therein are not in conformity with this offer.

§ 247.6 *Payment.* Commodity shall, as soon as practicable after receipt of each such application for payment, make payment thereof (if found to be in conformity with this offer) to the eligible manufacturer who files the application for payment. The making of any such payment shall not constitute final acceptance of the validity or amount of the claim represented by the application for payment. In the event of a subsequent finding: (1) That any such claim is invalid, defective or incorrectly computed, or (2) that the eligible manufacturer had not in fact complied with the terms of this offer, then and in any such event Commodity shall have the right to require restitution of any such payment or any part thereof, such right being in addition to any and all other rights of Commodity in the premises. In respect of each application for payment hereunder the eligible manufacturer shall report the quantities of the various classes of products included in settlements by Commodity on prior applications for payment hereunder which were rejected by the person to whom shipped or which were returned to such eligible manufacturer and appropriate adjustment shall be made therefor either by set-off or otherwise as Commodity shall direct. Reports and refunds shall be made within 90 days thereof by each eligible manufacturer in respect of any such products rejected or returned subsequent to the termination of this offer.

§ 247.7 *Effective date.* This offer shall apply to all eligible shipments of eligible manufacturers made on or after December 17, 1943, and shall continue in effect until terminated pursuant to § 247.8 hereof.

§ 247.8 *Termination.* Commodity reserves the right to amend or terminate this offer at any time by giving public notice of such amendment or termination. The issuance by Commodity or War Food Administration of a press release or the filing of the amendment or notice of termination with the Division of the Federal Register shall constitute sufficient public notice of any amendment or termination of this offer. Any such amendment or termination shall not preclude the subsequent filing of applications for payment by and the making of payments to eligible manufacturers in respect of eligible shipments made on or before the date of such amendment or termination: *Provided,* That such application for payment is made within 90 days after the date of such amendment or termination.

§ 247.9 *Instructions and interpretations.* Commodity shall have the right to supplement or clarify any provision or provisions of this offer or alter any procedure prescribed herein at any time by the issuance of instructions or interpretations in connection therewith.

§ 247.10 *Books and records.* All eligible manufacturers shall maintain complete and accurate books, records and accounts with respect to all eligible shipments made by them. All such books, records and accounts shall be carefully preserved for a period of not less than two (2) years and shall be available for inspection by Commodity or its designated agents or representatives at any reasonable time during such period.

§ 247.11 *Assignments.* Payments hereunder will be made only to the eligible manufacturer. No claim hereunder shall be assignable except as a part of a bona fide transfer of the business of such eligible manufacturer to a legal successor.

§ 247.12 *Definitions.* For the purpose of this offer:

(a) The term "person" means any individual, partnership, cooperative, corporation, association or other business entity;

(b) The term "Government Agency" means and includes the United States of America or any department, bureau, agency, or corporation thereof;

(c) The term "manufacturer" means a person who, as a result of processing operations conducted by him, produces the standard or hydrogenated shortenings which constitute the subject matter of the eligible shipment for which payment is claimed under this offer;

(d) The term "wholesaler" means a person who buys standard or hydrogenated shortening from manufacturers for resale to retailers;

(e) The term "retailer" means a person who buys standard or hydrogenated shortening from a manufacturer or wholesaler for resale to consumers;

(f) The terms "standard shortening" and "hydrogenated shortening" means "standard shortening" and "hydrogenated shortening," respectively, as defined in Maximum Price Regulation 53;

(g) The term "Maximum Price Regulation 53" means Maximum Price Regulation 53 as issued by the Office of Price Administration in the form in which it is in effect on the effective date of this offer; and

(h) The terms "tierce" and "drum" mean and include any container holding more than three hundred (300) pounds and less than six hundred (600) pounds.

§ 247.13 *Delegation.* Any act, approval, direction or determination provided in this offer to be taken or made by Commodity may be delegated by Commodity to any agent, representative, or agency to act in its place and stead or for its account.

§ 247.14 *Correspondence.* All correspondence, applications for payment, supporting documents, and notices required or permitted to be sent or made to or filed with Commodity pursuant to this offer shall, unless and until Commodity shall otherwise prescribe, be sent or made to or filed with that one of the following regional offices of Commodity Credit Corporation which serves the area in which the principal business office of the eligible manufacturer is located: (a) 333 St. Charles Street, New Orleans, Louisiana; (b) 304 Artisans Building, 225 S. W. Broadway, Portland, Oregon; (c) 208 South LaSalle Street, Chicago, Illinois; or (d) 60 Beaver Street, Cotton Exchange Building, New

York, New York. The states served by the respective regional offices are as follows:

Regional office	*States served*
New York, N. Y....	Maine, New Hampshire, Vermont, Massachusetts, Connecticut Rhode Island, New York, New Jersey, Pennsylvania, Delaware, Maryland, West Virginia, Virginia, and North Carolina.
Chicago, Ill.....	Ohio, Kentucky, Indiana, Illinois, Michigan, Wisconsin, Minnesota, Iowa, Missouri, Kansas, Nebraska, South Dakota, North Dakota, and Colorado.
New Orleans, La..	South Carolina, Georgia, Florida, Alabama, Tennessee, Mississippi, Louisiana, Arkansas, Oklahoma, Texas, New Mexico, and Arizona.
Portland, Oreg....	Montana, Wyoming, Utah, Nevada, Idaho, California, Oregon, and Washington.

§ 247.15 *Benefits.* No member of or delegate to the Congress of the United States shall be admitted to any share or part of this offer or to any benefit to arise herefrom but this provision shall not be construed to extend to benefits arising from this offer if accruing to a corporation.

[SEAL] COMMODITY CREDIT CORPORATION,
By J. B. HUTSON,
President.

Attest:

NORINE J. FAUBLE,
Assistant Secretary.

DECEMBER 17, 1943.

[F. R. Doc. 43-20128; Filed, December 17, 1943; 4:55 p. m.]

TITLE 7—AGRICULTURE

Chapter VIII—War Food Administration (Sugar Regulations)

PART 802—SUGAR DETERMINATIONS

PRICES FOR 1944 CROP OF HAWAIIAN SUGARCANE

Pursuant to the provisions of subsection (d) of section 301 of the Sugar Act of 1937, as amended, and Executive Order 9322, issued March 26, 1943, as amended by Executive Order 9334, issued April 19, 1943, the following determination is hereby issued:

§ 802.32g *Fair and reasonable prices for the 1944 crop of Hawaiian sugarcane.* Fair and reasonable prices for the 1944 crop of Hawaiian sugarcane shall be not less than those provided for in the agreements, verbal or written, pursuant to which the 1943 crop was purchased. *Provided, however,* That the processor shall not be deemed to have met the requirements of this determination if, through any subterfuge or device whatsoever, the returns from the 1944 crop of Hawaiian sugarcane to the producer are reduced below those determined above.

(Sec. 301, 50 Stat. 910; 7 U.S.C. 1131; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423)

Issued at Washington, D. C., this 18th day of December 1943.

ASHLEY SELLERS,
Assistant War Food Administrator.

[F. R. Doc. 43-20154; Filed, December 18, 1943; 3:48 p. m.]

Chapter X—War Food Administration (Production Orders)

[FPO 9, Rev. 3]

PART 1220—FEED

LIMITATIONS ON SALE, SHIPMENT, AND INVENTORIES OF PROTEIN MEAL AND ON USE OF SOYBEAN PRODUCTS

Section 1220.2 is hereby revised and amended in its entirety to read as follows:

§ 1220.2 *Limitations on sale, shipment, and inventories of protein meal and on use of soybean products*—(a) *Set-aside requirement.* Any processor shall, when so ordered by the Director of Food Production, War Food Administration (hereinafter referred to as the "Director"), set aside, for sale and delivery to such agency or other person or into such area as the Director may designate, such quantity of protein meal as the Director may specify.

(b) *Restrictions on shipments into designated areas.* The Director may, from time to time, prohibit or limit the shipment or delivery of any kind of protein meal into any area that he may designate. No person shall make or accept any shipment or delivery of protein meal in violation of any order issued by the Director pursuant to the authority granted by this paragraph.

(c) *Limitation on delivery of protein meal by handlers.* Whenever he deems it necessary to obtain an equitable distribution of protein meal in any area, the Director may limit the quantity of protein meal which any class of handlers within such area may deliver to feeders during any part of the feeding year.

(d) *Limitations on mixed feed manufacturers.* During the 1944 calendar year, no mixed feed manufacturer shall use any quantity of protein meal in the manufacture of mixed feeds, which is in excess of the average quantity of protein meal used by him in the manufacture of mixed feeds during the calendar years 1942 and 1943, and in determining the average quantity of protein meal used by a mixed feed manufacturer in 1942 and 1943, the quantity to be considered as used in December 1943 shall be the average of the quantities used by him in October and November 1943. Whenever he deems it necessary to obtain such distribution of protein meal as will be equitable among mixed feed manufacturers, handlers and feeders, the Director may limit the quantity of protein meal which any mixed feed manufacturer may use in the manufacture of mixed feeds during any part of the feeding year.

(e) *Limitations on protein processors.* Whenever he deems it necessary to obtain such distribution of protein meal as will be equitable among persons who purchase protein meal from processors, the Director may limit the quantity of protein meal which any processor may delivery to any class of buyers during any part of the feeding year.

(f) *Prohibition on sale, purchase and use of soybean products, other than soybean meal, cake or pellets for feed.* No person shall sell or deliver and no person shall purchase or accept delivery of soya flour, grits or similar edible products of soybeans, other than soybean meal, cake or pellets, for use as or manufacture into feed for livestock and poultry, and no such products shall be used as or manufactured into feed for livestock and poultry.

(g) *Inventory limitations.* (1) No person shall accept delivery of any protein meal which, together with his inventory of protein meal, would exceed the total tonnage of protein meal needed by such person to fill his manufacturing, sales or feeding requirements, as follows:

(i) Season's requirements for fish meal;

(ii) Sixty days' requirements for tankage and meat scraps; and

(iii) Thirty days' requirements for all other protein meal;

Except that:

(*a*) Any handler or mixed feed manufacturer may accept delivery of a single carload lot (as determined under regulations of the Office of Defense Transportation) of any protein meal if individual deliveries of carload lots are not made more frequently than similar deliveries to such person in the past;

(*b*) Any feeder may accept delivery at any one time of not to exceed 2,000 pounds of any protein meal if individual deliveries are not made more frequently than similar deliveries to such person in the past; and

(*c*) Any ranchman may accept delivery of protein meal in such amounts as are necessary to provide a readily available supply of protein meal for ranch feeding purposes and to make the most economical use of transportation facilities under regulations issued by the Office of Defense Transportation.

(2) The Director may prohibit any processor from building up an inventory of protein meal in excess of either the quantity produced by him during the last fifteen days in which he produced protein meal or his inventory of protein meal on the corresponding day of the feeding year 1941–1942, whichever is greater.

(h) *Limitations on deliveries.* No person shall deliver protein meal to any person unless the person to whom delivery is to be made tenders at or before the time of delivery a signed statement in substantially the following form:

The undersigned declares to his vendor and to the War Food Administration that he is familiar with the provisions of Food Production Order No. 9, Revision No. 3, and that this purchase, acquisition, or acceptance of

protein meal from such vendor is in compliance with the provisions of such order.

Purchaser

Address

Date

Except that no signed statement shall be required from a feeder unless pursuant to an order issued by the Director.

(i) *Existing contracts.* The restrictions imposed by this order shall be effective without regard to the rights of creditors, existing contracts or payments made.

(j) *Audits and inspections.* The Director shall be entitled to make such audit or inspection of the books, records and other writings, or the premises or stocks of protein meal, of any person, and make such investigations, as may be necessary or appropriate, to the enforcement or administration of the provisions of this order.

(k) *Records and reports.* Every person subject to this order shall maintain for not less than two years accurate records concerning his monthly production, sales, purchases, contracts for sale or purchase, deliveries and shipment of protein meal and mixed feed. Any person receiving statements pursuant to paragraph (h) shall retain such statements on file for not less than two years. The Director may require the keeping of such other records and the furnishing of such reports as may be necessary or appropriate to the enforcement or administration of this order. (The record keeping requirements of this paragraph have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942. Subsequent record keeping and reporting requirements are subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.)

(l) *Petition for relief from hardship.* Any person affected by this order who considers that compliance with this order would work an exceptional and unreasonable hardship on him may apply in writing for relief to the Director, setting forth in such petition all pertinent facts and the relief sought. The Director, upon the basis of such application and other information, may take such action as he deems appropriate. The decision of the Director shall be in writing and shall be final and conclusive.

(m) *Penalties for 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, or who conspires with another person to perform any of such acts, is guilty of a crime and upon conviction may be punished by fine and imprisonment. In addition, any such person, by administrative suspension order, may be prohibited from receiving any deliveries of, or selling or otherwise disposing of, or using, protein meal or any other material now or hereafter authorized to be rationed or allocated by, or subject to the priority control of, the War Food Administrator, and may be deprived of any priority assistance. Further, the Director may recommend to the Office of Price Administration or to the War Production Board that any person who violates any provision of this order or any amendment or supplement thereto be denied the right to receive, use, sell, or otherwise dispose of any other materials which now are or in the future may be under allocation.

(n) *Delegation of authority.* The administration of this order and the powers vested in the War Food Administrator, insofar as such powers relate to the administration of this order, are hereby delegated to the Director. The Director is authorized to redelegate to any person within the War Food Administration any or all of the authority vested in him by this order.

(o) *Orders of the Director.* Any order or direction issued by the Director under the authority of Food Production Order No. 9, Revision No. 2 (8 F.R. 13363), insofar as such order or direction is not incompatible with or in conflict with this order, shall continue in full force and effect.

(p) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless instructions to the contrary are issued, be addressed to the Director of Food Production, War Food Administration, Washington 25, D. C., Ref. FPO 9.

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

(1) "Protein meal" means tankage, meat scrap, liver meal, fish meal, whale guano, corn gluten meal, and cake, meal or pellets derived from cottonseed, soybeans, peanuts, flaxseed, copra, sesame, babassu, ouricury, and palm kernel.

(2) "Feeding year" means the period from October 1 to September 30.

(3) "Person" means any individual, partnership, corporation, association, business trust, or any organized group of persons, whether incorporated or not, including the States of the United States, their political subdivisions and agencies.

(4) "Feeder" means any person who acquires protein meal for feeding livestock or poultry.

(5) "Processor" means any person operating a processing plant for producing any protein meal, and includes any person who grinds protein cake into meal sized cake, or pellets, for sale as such or for use in the manufacture of feed.

(6) "Handler" means any person other than a processor, feeder or mixed feed manufacturer, engaged in the business of buying or selling protein meal.

(7) "Mixed feed manufacturer" means any person who uses protein meal in the manufacture of mixed feed for sale.

(8) "Mixed feed" means any feed manufactured for sale for the feeding of livestock, or poultry, which contains, among other ingredients, protein meal.

(r) *Food Production Order No. 9, Revision No. 1 and Revision No. 2.* Food Production Order No. 9 Revised (8 F.R. 5661), issued on April 29, 1943, is hereby designated Food Production Order No. 9, Revision No. 1. Food Production Order No. 9, Revised (8 F.R. 13363), issued on September 30, 1943, is hereby designated Food Production Order No. 9, Revision No. 2.

(54 Stat. 676, 55 Stat. 236, 56 Stat. 176; E. O. 9280, 9322, 9334, 9392; 7 F.R. 10179, 8 F.R. 3807, 5423, 14783)

Issued this 18th day of December, 1943.

MARVIN JONES,
War Food Administrator.

[F. R. Doc. 43-20192; Filed, December 20, 1943; 11:26 a. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter VII—Personnel

PART 73—APPOINTMENT OF COMMISSIONED OFFICERS, WARRANT OFFICERS AND CHAPLAINS

APPOINTMENT IN MEDICAL, DENTAL, MEDICAL ADMINISTRATIVE AND PHARMACY CORPS, REGULAR ARMY

Section 73.5 (c) is amended to include reference to Medical Administrative Corps and Pharmacy Corps, Regular Army, as follows:

§ 73.5 *Appointment.* * * *

(c) The names of candidates for appointment in the Medical, Dental, Medical Administrative, and Pharmacy Corps, Regular Army, who qualified by competitive examinations will be dropped from the eligibility list 1 year after date on which such lists are published. The names of candidates who qualified for appointment in the Medical or Dental Corps through the completion of Army internships will remain on the eligible lists until appointed, provided they have maintained an active duty status in the Medical or Dental Reserve until the date of appointment.

(Sec. 4, 35 Stat. 67, sec. 24, 41 Stat. 774, 40 Stat. 397, 49 Stat. 1902, and act of 12 July 43, Public Law 130; 78th Congress; 10 U.S.C. 92, 93, 125 and 151) [Par. 17*d*, AR 605-20, 19 Aug. 1942, as amended by Cir. 323, W.D., 13 December 1943]

[SEAL] J. A. ULIO,
Major General,
The Adjutant General.

[F. R. Doc. 43-20136; Filed, December 18, 1943; 9:22 a. m.]

TITLE 14—CIVIL AVIATION

Chapter II—Administrator of Civil Aeronautics, Department of Commerce

[Amdt. 53]

PART 601—DESIGNATION OF AIRWAY TRAFFIC CONTROL AREAS, CONTROL ZONES OF INTERSECTION, CONTROL AIRPORTS, AND RADIO FIXES

BLYTHE ARMY AIR BASE, CALIF.

Acting pursuant to the authority vested in me by section 308 of the Civil Aeronautics Act of 1938, as amended, and § 60.21 of the Civil Air Regulations, I hereby amend Part 601 of the Regulations of the Administrator of Civil Aeronautics as follows:

By amending § 601.3 so as to include in the proper alphabetical order the designation of the following airport as a control airport:

City and Name of Airport
Blythe, Calif., Blythe Army Air Base.

This amendment shall become effective 0001 E. W. T., December 30, 1943.

C. I. STANTON,
Administrator.

[F. R. Doc. 43-20149; Filed, December 18, 1943; 2:41 p m.]

TITLE 22—FOREIGN RELATIONS

Chapter III—Proclaimed List of Certain Blocked Nationals

[Cumulative Supp. 3, Dec. 17, 1943 to Rev. VI of Oct. 7, 1943]

ADMINISTRATIVE ORDER

By virtue of the authority vested in the Secretary of State, acting in conjunction with the Secretary of the Treasury, the Attorney General, the Secretary of Commerce, the Administrator of Foreign Economic Administration, and the Coordinator of Inter-American Affairs, by Proclamation 2497 of the President of July 17, 1941 (6 F.R. 3555), Cumulative Supplement 3 containing certain additions to, amendments to, and deletions from The Proclaimed List of Certain Blocked Nationals, Revision VI of October 7, 1943 (8 F.R. 13883), is hereby promulgated.[1]

By direction of the President.

CORDELL HULL,
Secretary of State.
RANDOLPH PAUL,
Acting Secretary of the Treasury.
FRANCIS BIDDLE,
Attorney General.
JESSE H. JONES,
Secretary of Commerce.
LEO T. CROWLEY,
Administrator,
Foreign Economic Administration.
NELSON A. ROCKEFELLER,
Coordinator of Inter-American Affairs.

DECEMBER 17, 1943.

[F. R. Doc. 43-20147; Filed, December 18, 1943; 11:43 a. m.]

TITLE 31—MONEY AND FINANCE: TREASURY

Chapter II—Fiscal Service

Subchapter A—Bureau of Accounts

[1943 Dept. Circ. 92, Rev.]

PART 203—SPECIAL DEPOSITS OF PUBLIC MONEYS UNDER THE ACT OF CONGRESS APPROVED SEPTEMBER 24, 1917, AS AMENDED[2]

DECEMBER 15, 1943.

Part 203, Subchapter A, Chapter II, Title 31 of the Code of Federal Regulations of the United States of America, 8 F.R. 5141 (appearing also as Treasury Department Circular No. 92 (Revised), dated April 14, 1943, as amended) is hereby revised to read as follows:

Sec.

203.0 Introductory.

GENERAL PROVISIONS

203.1 Designation of banks and trust companies as special depositaries of public moneys.
203.2 Application; resolution; forms.
203.3 Depositaries already qualified.
203.4 Discontinuance of depositaries; redesignation.
203.5 Amount of deposits for which application will be made.
203.6 Determination of maximum amount of deposits for which special depositary may qualify.

COLLATERAL SECURITY

203.7 Special depositaries must pledge collateral security before receiving deposits; acceptable securities.
203.8 United States Government securities or obligations guaranteed by the United States may be required to be pledged as security.
203.9 Additional collateral.
203.10 Additional collateral; approval and valuation; withdrawals; substitution.

CUSTODY OF SECURITIES

203.11 Deposit of securities with Federal Reserve Bank or branch or designated custodian.

HOW DEPOSITS ARE TO BE MADE

203.12 War Loan Deposit Account.
203.13 Payment by credit of amounts payable on subscriptions; form of notice.
203.14 Deposits not to exceed authorized amount.

WITHDRAWAL OF DEPOSITS

203.15 Calls for withdrawal of deposits; payment.

EXEMPTION FROM INSURANCE ASSESSMENTS AND RESERVE REQUIREMENTS

203.16 Provisions of Act of April 13, 1943.

AMENDMENT OF REGULATIONS

203.17 Right reserved to amend, supplement or revise the regulations in this part.

AUTHORITY: §§ 203.0 to 203.17, inclusive, issued under sec. 8, 40 Stat. 291, sec. 5, 40 Stat. 504, sec. 14 (a) (2), 48 Stat. 343; 31 U.S.C. 771.

§ 203.0 *Introductory.* Banks and trust companies designated and qualified pursuant to the terms of this part are given the title "Special Depositaries of Public Moneys" and are hereinafter referred to as "special depositaries." Special depositaries are permitted to make payment in the form of a deposit credit for the purchase price of United States Government obligations purchased by such banks or trust companies for their own account or for the account of their customers, who enter their subscriptions through these banks or trust companies, when this method of payment is permitted under the terms of the circulars inviting subscriptions to such issues. The deposit credits set up under this designation are called "War Loan Deposit Accounts." Under this arrangement the large sums of money raised by the Treasury through financing operations are left on deposit in local banking institutions until the Treasury needs to withdraw them to meet Government expenditures thus avoiding the dislocations in the banking system which might result from immediate withdrawal of such funds. Pursuant to recent amendments to the Federal Reserve Act, these deposit accounts will, for the duration of the War and for six months after the cessation of hostilities, be exempt from insurance assessments of the Federal Deposit Insurance Corporation and from the reserve requirements of the Federal Reserve System.

GENERAL PROVISIONS

§ 203.1 *Designation of banks and trust companies as special depositaries of public moneys.* All incorporated banks and trust companies in the United States (including the District of Columbia), the Territories of Alaska and Hawaii, Puerto Rico, the Virgin Islands and the Panama Canal Zone, are hereby designated, subject to qualification in accordance with the provisions of this part, as Special Depositaries for receiving deposits of public moneys as authorized by the Act of Congress approved September 24, 1917, as amended (Second Liberty Bond Act, as Amended), hereinafter referred to as the act: *Provided,* That no bank or trust company shall perform any of the acts covered by this designation until it has qualified so as to act in the manner herein prescribed.

§ 203.2 *Application; resolution; forms.* Any incorporated bank or trust company desiring to participate in the deposit of public moneys as authorized by the act should apply for qualification through the Federal Reserve Bank of its district. Such application must be in Form H–5, hereto attached, and must be accompanied by a certified copy of a resolution, duly adopted by the Board of Directors of the applicant, in Form J–5, hereto attached. For the purpose of this part, banks and trust companies located in the Territories of Alaska and Hawaii will be considered as being located in the San Francisco Federal Reserve district, and banks and trust companies located in Puerto Rico, the Virgin Islands, and the Panama Canal Zone will be considered as being located in the New York Federal Reserve district. No incorporated bank or trust company which has made application for qualification shall act as a Special Depositary under the terms of this part until it receives from the Federal Reserve Bank notice of approval of the application.

§ 203.3 *Depositaries already qualified.* Special depositaries already qualified to a sufficient amount pursuant to Department Circular No. 92 (Revised) dated April 14, 1943, as amended, will not be required to file new formal applications or resolutions, but they will, by the acceptance or retention of deposits after December 31, 1943, be conclusively presumed to have assented to all the terms and provisions hereof, and to the retention of collateral security theretofore pledged as collateral security hereunder.

§ 203.4 *Discontinuance of depositaries; redesignation.* A special depositary, heretofore or hereafter qualified, which having subscribed to an offering

[1] Filed with the Division of the Federal Register. Requests for printed copies should be addressed to the Federal Reserve Banks or the Department of State.

[2] The forms mentioned in this part were filed as a part of the original document with the Division of the Federal Register. Copies may be obtained upon request from the Bureau of Accounts, United States Treasury Department, Washington, D. C.

of United States bonds, notes, certificates of indebtedness, or Treasury Bills and having in due course received an allotment on its subscription refuses to receive the said allotment and to make payment therefor, may be discontinued. A special depositary discontinued for any reason may be requalified by the Federal Reserve Bank of its district upon full compliance with the terms of this part.

§ 203.5 *Amount of deposits for which application will be made.* In fixing the maximum amount of deposits for which it will apply, the applicant bank or trust company should be guided by the amount of the payments which it expects to make, on subscriptions made by or through it for bonds, notes, certificates of indebtedness, and Treasury Bills of the United States issued under authority of the act, and, as well by any statutory limitations upon the amount of deposits which the applicant bank or trust company may receive from any one depositor.

§ 203.6 *Determination of maximum amount of deposits for which special depositary may qualify.* Determination as to the maximum amount of deposits for which a special depositary may qualify is committed to the Federal Reserve Banks acting under the direction of the Secretary of the Treasury.

COLLATERAL SECURITY

§ 203.7 *Special depositaries must pledge collateral security before receiving deposits; acceptable securities.* Special depositaries will be required, before receiving deposits, to pledge as collateral security for such deposits securities of any of the following classes, to an amount, taken at the rates and conforming to the conditions provided below, at least equal to such deposits: *Provided,* That no collateral security shall be required for such part of the deposits as are insured under section 12B of the Federal Reserve Act, as amended:

(a) *United States Government securities.* Transferable bonds, notes, certificates of indebtedness, and Treasury Bills of the United States Government of any issue, including interim certificates or receipts for payment therefor, except such securities as by the terms of their issue are not acceptable as security for deposits of public moneys; all at face value.

(b) *Obligations guaranteed by the United States.* Obligations fully and unconditionally guaranteed by the United States both as to principal and interest; all at face value.

(c) *Obligations of Government agencies, etc.* Obligations of the Federal Land Banks, Federal Intermediate Credit Banks, Federal Home Loan Banks, the Federal National Mortgage Association, and obligations of Public Housing Agencies (as defined in the United States Housing Act of 1937, as amended) when secured to the full amount thereof by a Requisition Agreement with the Federal Public Housing Authority; all at face value.

(d) *Insular and Territorial Government securities.* Bonds of Puerto Rico, bonds and certificates of indebtedness of the Philippine Islands, and bonds of the Territory of Hawaii, all at market value, not to exceed face value.

(e) *State bonds.* Bonds of any State of the United States, at market value, not to exceed face value.

(f) *State notes, certificates of indebtedness, and warrants.* Approved notes, certificates of indebtedness, and warrants issued by any State of the United States; at 90 percent of market value, not to exceed face value.

(g) *County and municipal securities.* Approved bonds of any county, city, or other political subdivision in the United States; and approved notes, certificates of indebtedness, and warrants with a fixed maturity issued by any county or city in the United States, which are direct obligations of the county or city as a whole, or which are payable from general taxes levied on all taxable property in such county or city; provided the obligations meet the requirements of the Comptroller of the Currency, the Board of Governors of the Federal Reserve System and the Federal Deposit Insurance Corporation for classification by bank examiners under Group I, as follows:

Group I securities are marketable obligations in which the investment characteristics are not distinctly or predominantly speculative. This group includes general market obligations in the four highest grades and unrated securities of equivalent value.

Obligations of counties, cities, and other political subdivisions, rated in one of the three highest grades by a recognized investment service organization regularly engaged in the business of rating or grading bonds, may be accepted at 90 percent of market value, not to exceed face value, and other qualified obligations of counties, cities, and other political subdivisions may be accepted at 80 percent of market value, not to exceed face value.

(h) *Corporate securities.* Approved bonds, notes, and other obligations of domestic corporations, provided they meet the requirements for classification under Group I as defined in § 203.7 (g) of this part; at 80 percent of market value, not to exceed face value.

(i) *Commercial and agricultural paper and bankers' acceptances.* Commercial and agricultural paper and bankers' acceptances having a maturity at the time of pledge of not to exceed six months, and notes of correspondent incorporated banks or trust companies secured by such commercial or agricultural paper or bankers' acceptances, all of which are approved by the Federal Reserve Bank of the district in which the depositary is located; at 80 percent of face value.

§ 203.8 *United States Government securities or obligations guaranteed by the United States may be required to be pledged as security.* The Secretary of the Treasury reserves the right to require all or any stated percentage of deposits received by any bank pursuant to the provisions of this part and not insured under section 12B of the Federal Reserve Act, as amended, to be secured by pledge of United States Government securities or obligations guaranteed by the United States as defined in §§ 203.7 (a) and 203.7 (b) of this part.

§ 203.9 *Additional collateral.* The stipulations as to the rates at which collateral may be accepted hereunder are intended to indicate maximum values only and the right is expressly reserved to call for or require additional collateral security at any time.

§ 203.10 *Additional collateral; approval and valuation; withdrawals; substitution.* The approval and valuation of securities is committed to the several Federal Reserve Banks, acting under the direction of the Secretary of the Treasury. The withdrawal of securities, the pledge of additional securities, and the substitution of securities shall be made from time to time as required or permitted by the Federal Reserve Banks, acting under like direction.

CUSTODY OF SECURITIES

§ 203.11 *Deposit of securities with Federal Reserve Bank or branch or designated custodian.* All securities accepted as collateral security for deposits hereunder must be deposited with the Federal Reserve Bank or branch of the district in which the depositary is located, as fiscal agent of the United States, or by the direction of and subject to the order of such Federal Reserve Bank or branch, as fiscal agent of the United States, with a custodian or custodians within the United States designated by such Federal Reserve Bank, and under such terms and conditions as it may prescribe.

HOW DEPOSITS ARE TO BE MADE

§ 203.12 *War Loan Deposit Account.* Each qualified special depositary will be required to open and maintain or continue for the account of the Federal Reserve Bank of its district, as fiscal agent of the United States, a separate account for deposits to be made hereunder, to be known as the "War Loan Deposit Account."

§ 203.13 *Payment by credit of amounts payable on subscriptions; form of notice.* Qualified special depositaries, if and to the extent from time to time hereafter authorized by the Secretary of the Treasury, may be permitted to make payment by credit, when due, to a War Loan Deposit Account, of amounts payable on subscriptions made by or through them for bonds, notes, certificates of indebtedness, and Treasury Bills of the United States issued under authority of the Act of September 24, 1917, as amended. In order to make payment by credit to a War Loan Deposit Account, the special depositary must, on or before the date when such payment is due, notify the Federal Reserve Bank of the district of such intention and issue a certificate of advice to such Federal Reserve Bank, stating that a sum specified has been deposited with such depositary for the account of such Federal Reserve Bank, as fiscal agent of the United States, in the War Loan Deposit Account. Such certificate of advice will be furnished in the form and manner prescribed by the Federal Reserve Bank.

§ 203.14 *Deposits not to exceed authorized amount.* The amount deposited with any Special Depositary shall not in the aggregate exceed at any one time (a) the maximum amount for which it shall have been qualified as a depositary, nor (b) the aggregate amount of the collerteral security pledged by it taken at the rates hereinbefore provided, excepting that part of the deposits insured under section 12B of the Federal Reserve Act, as amended.

WITHDRAWAL OF DEPOSITS

§ 203.15 *Calls for withdrawal of deposits; payment.* All deposits will be payable on demand without previous notice. Calls for withdrawals of deposits with special depositaries will be made by direction of the Secretary of the Treasury through the Federal Reserve Banks, and such depositaries will be required to arrange for payments of such calls in funds that will be immediately available on the payment due date.

EXEMPTION FROM INSURANCE ASSESSMENTS AND RESERVE REQUIREMENTS

§ 203.16 *Provisions of Act of April 13, 1943.* The Act of Congress, approved April 13, 1943, contains the following provisions relative to exemption of "War Loan Deposits" from (a) assessments for insurance by the Federal Deposit Insurance Corporation, and (b) the reserve requirements of member banks of the Federal Reserve System:

* * * the second sentence of paragraph (1) of subsection (h) of section 12B of the Federal Reserve Act (U.S.C., title 12, sec. 264 (h) (1)), as amended, is hereby further amended by substituting a colon for the period at the end thereof and adding the following: "*And provided further*, That until six months after the cessation of hostilities in the present war as determined by proclamation of the President or concurrent resolution of the Congress any balance payable to the United States by any insured bank, whether represented by a deposit account or otherwise, arising solely as a result of subscriptions made by or through such insured bank for United States Government securities issued under authority of the Second Liberty Bond Act, as amended, shall be excluded from the definition of 'deposit' for the purpose of determining the assessment base."

SEC. 2. The last sentence of section 19 of the Federal Reserve Act (U.S.C., title 12, sec. 462a–1) be amended by substituting a colon for the period at the end thereof and by adding the following: "*Provided*, That until six months after the cessation of hostilities in the present war as determined by proclamation of the President or concurrent resolution of the Congress no deposit payable to the United States by any member bank arising solely as the result of subscriptions made by or through such member bank for United States Government securities issued under authority of the Second Liberty Bond Act, as amended, shall be subject to the reserve requirements of this section."

AMENDMENT OF REGULATIONS

§ 203.17 *Right reserved to amend, supplement or revise the regulations in this part.* The right is reserved to amend or supplement or revise the provisions of this part at any time or from time to time.

[SEAL] D. W. BELL,
Acting Secretary of the Treasury.

[F. R. Doc. 43–20146; Filed, December 18, 1943; 11:45 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VI—Selective Service

REVOCATION OF AUTHORITY FOR ADDITIONAL PHYSICAL EXAMINATIONS IN DESIGNATED STATES

NOTE: The following orders dated December 16, 1943, rescinding the orders authorizing State Directors of Selective Service to order additional or alternative physical examinations, have been filed with the Division of the Federal Register on December 18, 1943.

State, Medical Order No., and Time of Filing

Alabama, 1–A, 1:05 p. m.
Arizona, 2–A, 1:05 p. m.
Arkansas, 3–A, 1:05 p. m.
California, 4–A, 1:05 p. m.
Colorado, 5–A, 1:05 p. m.
Connecticut, 6–A, 1:05 p. m.
Delaware, 7–A, 1:05 p. m.
District of Columbia, 8–A, 1:05 p. m.
Florida, 9–A, 1.06 p. m.
Georgia, 10–A, 1:06 p. m.
Illinois, 11–A, 1:06 p. m.
Indiana, 12–A, 1:06 p. m.
Iowa, 13–A, 1:06 p. m.
Kansas, 14–A, 1:06 p. m.
Kentucky, 15–A, 1.06 p. m.
Louisiana, 16–A, 1.06 p. m.
Maine, 17–A, 1.07 p. m.
Maryland, 18–A, 1:07 p. m.
Massachusetts, 19–A, 1:07 p. m.
Michigan, 20–A, 1:07 p. m.
Minnesota, 21–A, 1:07 p. m.
Mississippi, 22–A, 1.07 p. m.
Missouri, 23–A, 1:07 p. m.
Nebraska, 24–A, 1:07 p. m.
New Hampshire, 25–A, 1:07 p. m.
New Jersey, 26–A, 1:08 p. m.
New Mexico, 27–A, 1:08 p. m.
New York, 28–A, 1:08 p. m.
New York, 45–A, 1:10 p. m.
North Carolina, 29–A, 1:08 p. m.
North Dakota, 30–A, 1:08 p. m.
Ohio, 31–A, 1:08 p. m.
Oklahoma, 32–A, 1:09 p. m.
Pennsylvania, 33–A, 1:09 p. m.
Rhode Island, 34–A, 1:09 p. m.
South Carolina, 35–A, 1:09 p. m.
South Dakota, 36–A, 1:09 p. m.
Tennessee, 37–A, 1:09 p. m.
Texas, 38–A, 1:10 p. m.
Vermont, 39–A, 1:10 p. m.
Virginia, 40–A, 1:10 p. m.
West Virginia, 41–A, 1:10 p. m.
Wisconsin, 42–A, 1:10 p. m.
Wyoming, 43–A, 1:10 p. m.
Puerto Rico, 44–A, 1:10 p. m.

Chapter IX—War Production Board

ISSUANCE OF NECESSITY CERTIFICATES

Amended regulations[1] (December 17, 1943) governing the issuance of Necessity Certificates under section 124 (f) of the Internal Revenue Code, prescribed by the Chairman of the War Production Board, with the approval of the President.

The following regulations are hereby prescribed by the Chairman of the War Production Board, with the approval of the President, pursuant to the authority contained in Executive Order 9406, dated December 17, 1943.[2]

(1) *Applications for Necessity Certificates to which these regulations apply.* These regulations shall apply to (a) applications for Necessity Certificates filed on and after October 5, 1943 and pending December 17, 1943, with the Secretary of War and the Secretary of the Navy which describe facilities the construction, reconstruction, erection or installation of which has not begun or which have not been acquired, and (b) applications for Necessity Certificates filed after December 17, 1943 which describe facilities the construction, reconstruction, erection, or installation of which has not begun or which have not been acquired.

(2) *Definitions.* As used throughout these regulations:

(a) "Emergency facility" means any facility, land, building, machinery, or equipment or part thereof, the construction, reconstruction, erection or installation of which was completed after December 31, 1939, or which was acquired after such date, and with respect to which a Necessity Certificate has been made.

(b) "Emergency period" means the period beginning January 1, 1940, and ending on the date on which the President proclaims that the utilization of a substantial portion of the emergency facilities, with respect to which Necessity Certificates have been made, is no longer required in the interest of national defense.

(c) "Taxpayer" means a person as that term is defined in section 3797 (a) (1) of the Internal Revenue Code.

(d) "Certifying authority" means the Chairman of the War Production Board, or his duly authorized representative.

(e) "Commissioner" means the Commissioner of Internal Revenue.

(f) "Necessity Certificate" means a certificate made pursuant to section 124 (f) of the Internal Revenue Code, certifying that the construction, reconstruction, erection, installation or acquisition of the facilities, referred to in the certificate, is necessary in the interest of national defense during the emergency period.

(g) "Supply" means any article, product, material or service.

(3) *Determination of necessity.* In determining whether the construction, reconstruction, erection, installation or acquisition of a facility is necessary in the interest of national defense during the emergency period, and that a Necessity Certificate may therefore be issued, the certifying authority will be guided by the following considerations:

(a) *Supplies required for national defense.* The certifying authority will

[1] For prior regulations see 7 F.R. 4233; 8 F.R. 13824.

[2] *Supra.*

consider whether the supply to be produced with the facility sought to be certified is required in the interest of national defense during the emergency period. A supply may be found to be so required if it:

(i) Is essential for military or naval uses by the Armed Forces of the United States or auxiliary personnel, including civilian defense, or by any nation which may be furnished supplies under any Act of Congress or any authorization of the President; or

(ii) Is for essential civilian use, domestic or foreign, or for any nation which may be furnished supplies under any Act of Congress or any authorization of the President, and is clearly necessary in the interest of national defense.

(b) *Shortage of supplies required for national defense*—(i) *General rule.* The certifying authority will consider whether, at the time of the expansion or conversion there is an existing or prospective shortage of facilities for the production of the supply which is to be produced by the facility sought to be certified. Every attempt must be made to utilize existing productive capacity in the United States for the production of supplies, through the medium of prime contracts, subcontracts, conversion, greater utilization of existing plant and equipment or otherwise, before expansion of facilities for emergency purposes is undertaken. As a general rule, facilities will be certified only if an over-all shortage of facilities exists or is threatened for producing such supply.

(ii) *Exceptions*—(1) *Impracticability of using existing facilities elsewhere.* Existing capacity will be regarded as insufficient if, notwithstanding an over-all adequate capacity, facilities are lacking in a particular region, there is a necessity of insuring a regional supply, and the lack of the supply cannot be met by surplus capacity in other regions because of the shortage of manpower or transportation facilities.

(c) *Other considerations.* The certifying authority will be guided by the following additional considerations:

(i) *Depreciable assets.* With the exception of land, facilities will not be certified unless they are subject to the deduction provided for by section 23 (l) of the Internal Revenue Code.

(ii) *Land.* Land will not be certified as necessary unless directly related to the production, storage, transportation or protection of supplies necessary in the interest of national defense.

(iii) *Acquisition of going concern.* Acquired facilities previously constituting the principal productive assets of a going concern will not ordinarily be certified unless there is a clear prospect of a substantial increase in the usefulness of such facilities resulting from such acquisition and such increase cannot be obtained by other practical means or unless a probable substantial loss of usefulness would result except for such acquisition.

(iv) *Replacements.* If it is established that replacements would have been made, at or about the time made, regardless of the emergency, they will not be eligible for certification.

(v) *Applications for certification of certain facilities must be filed with request for priority assistance or specific authorization.* The issuance of a Necessity Certificate will not be considered for tax amortization of facilities acquired after the issuance of these regulations and for which an application for a Necessity Certificate is filed after the issuance of these regulations, the acquisition of which can be made only with priority assistance or specific authorization of the War Production Board, unless the application for a certificate is filed together with the application for priority assistance or specific authorization; and the specific authorization or priority assistance will not be granted until a determination upon issuance of the Necessity Certificate has been made.

(vi) *Government and privately financed facilities.* Necessity Certificates will be issued only where it is to the advantage of the government that the facilities in question be privately financed.

(d) *Procedure.* The certifying authority may transmit a copy of any application to such other Government department or agency as it may designate, for recommendation. In any such case, no action will be taken by the certifying authority until such other Government department or agency has made its recommendation as to the disposition of such application or has notified the certifying authority that it will make no recommendation.

(4) *Application must be filed before construction is begun or date of acquisition.* The construction, reconsruction, erection, installation or acquisition of a facility will not be deemed necessary within the terms of these regulations unless a determination of necessity is made by the certifying authority prior to the beginning of the construction, reconstruction, erection, installation or date of acquisition.

(5) *Effect of Necessity Certificates*—(a) *General rule.* A Necessity Certificate is conclusive evidence of certification by the certifying authority that the facilities therein described are necessary in the interest of national defense, up to the percentage therein designated of the cost attributable to the construction, reconstruction, erection, installation or acquisition thereof after December 31, 1939.

(b) *As to descriptions, costs and dates.* The certifying authority will not certify the accuracy of the cost of any facility or of any date relative to the construction, reconstruction, erection, installation or acquisition thereof. It will be incumbent upon taxpayers electing to take the amortization deduction to establish to the satisfaction of the Commissioner the identities of the facilities, the costs thereof and the dates relative thereto, except that in the case of Emergency Plant Facilities contracts the War Department or Navy Department will furnish the Commissioner with a copy of the Final Cost Certificate.

(c) *Further description after certification.* Where after the completion of an expansion the taxpayer finds that the description or cost of any facility appearing in the Necessity Certificate materially varies from the actual description or cost of the facility, a statement should be filed by the taxpayer with the certifying authority setting forth the correct description or cost of the emergency facility actually constructed, reconstructed, erected, installed or acquired. A copy of the statement will be forwarded by the certifying authority to the Commissioner, provided the description or cost in the opinion of the certifying authority is within the scope of the original certification, and when so forwarded, the statement will have the effect of an amendment of the original certificate.

(6) *Form of application.* The formal application filed after the effective date of these regulations shall conform to the standard form prescribed by the Chairman of the War Production Board, shall clearly and concisely set forth the information called for in the form, and shall be executed in the manner and by the person prescribed by the form. The standard form of application for a Necessity Certificate with accompanying instructions may be obtained from the certifying authority.

(7) *Place and time of filing of application.* (a) After the effective date of this regulation, an application for a Necessity Certificate for facilities for which, within the meaning of prior regulations, the date of beginning of construction or acquisition was prior to October 5, 1943, shall be filed with the War Production Board in Washington, D. C., and shall be deemed to be filed when received at that office.

(b) All other applications for Necessity Certificates filed under the terms of these regulations shall be filed with the War Production Board in Washington, D. C.; except that if an application is required by paragraph (3) (c) (v) above to be filed together with an application for priority assistance or specific authorization, it shall be filed at such office of the War Production Board or of another government agency as may be specified at the time of filing for such accompanying form.

(c) The proper places for filing applications for a Necessity Certificate may be changed by the certifying authority from time to time.

(8) *Exercise of powers of Chairman of War Production Board.* Any actions taken in exercise of the powers and authority vested in the Chairman of the War Production Board by the Executive Order referred to above may be taken in the name of the War Production Board, countersigned or attested by the Executive Secretary or the Recording Secretary of the War Production Board.

(9) *Amendment of regulations.* These regulations may be amended by the Chairman of the War Production Board with the approval of the President.

DONALD M. NELSON,
Chairman.

Approved: December 17, 1943.

FRANKLIN D ROOSEVELT
President.

[F. R. Doc. 43-20170; Filed, December 18, 1943; 4:37 p. m.]

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–455, Stay of Execution]

GEORGE F. HASTINGS COMPANY

George F. Hastings, doing business as George F. Hastings Company of Denver, Colorado, has appealed to the Chief Compliance Commissioner from the provisions of Suspension Order S–455 and has represented that his business may be seriously impaired by the suspension order, and that a stay of the suspension order would permit him to complete necessary deliveries to manufacturers of essential war materials. In order to prevent interference with deliveries essential to the war effort and pending determination of the appeal, the Chief Compliance Commissioner has directed that Suspension Order S–455 be stayed.

It is hereby ordered, That:

The provisions of § 1010.455 *Suspension Order S–455* are hereby stayed.

Issued this 17th day of December 1943.

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

[F. R. Doc. 43–20124; Filed, December 17, 1943; 4:46 p. m.]

PART 3284[1]—BUILDING MATERIALS

[General Limitation Order L–161, as Amended Dec. 17, 1943]

ELECTRIC FUSES

Section 3284.61 *General Limitation Order L–161,* is hereby amended to read as follows:

§ 3284.61 *General Limitation Order L–161*—(a) *Definitions.* For the purposes of this order:

(1) "Electric fuse" means a thermal device used in an electrical circuit to prevent the flow of electricity in excess of a specified capacity in amperes. The term does not include an electric fuse of 2300 volt size or larger, or a "circuit breaker."

(2) "Non-renewable" electric fuse means a fuse containing a fuse link which cannot readily be replaced.

(3) "Manufacturer" means any person who makes, fabricates, assembles, casts or in any way processes material for the manufacture of electric fuses.

(4) "Copper" means unalloyed copper metal.

(5) "Copper base alloy" means any alloy in the composition of which the percentage of copper metal by weight equals or exceeds 40% of the total weight of the metal.

(b) *Restrictions on manufacture.* No manufacturer may use in the manufacture, casting, processing or assembly of a non-renewable electric fuse any copper or copper base alloy except as a conductor of electric current.

(c) *Restrictions on sale and delivery.* No manufacturer may sell or deliver any electric fuse or any component part of an electric fuse except: (1) to fill an order carrying a rating of AA–5 or higher; (2) to another manufacturer; (3) as a replacement part (as defined in General Limitation Order L–158); or (4) to fill an order for a component part essential for repair of electronic equipment, pursuant to paragraph (b) (2) (iii) of Order L–265. This restriction applies only to manufacturers.

(d) *Applicability of regulations.* This order, and all transactions affected by it are subject to all present and future regulations of the War Production Board.

(e) *Appeals.* Any appeal from the provisions of this order shall be filed on Form WPB 1477 with the field office of the War Production Board for the district in which is located the plant or branch of the appellant to which the appeal relates.

(f) *Communications.* All reports and communications concerning this order shall be addressed to: War Production Board, Building Materials Division, Washington 25, D. C., Ref: L–161.

(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, materials under priority control, and may be deprived of priorities assistance.

Issued this 17th day of December 1943.

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

[F. R. Doc. 43–20071; Filed, December 17, 1943; 10:49 a. m.]

[1] Formerly Part 3008, § 3008.1.

PART 3284—BUILDING MATERIALS

[General Limitation Order L–161, Interpretation 1]

Interpretation 1 to General Limitation Order L–161, issued on July 10, 1943, is superseded by the order as amended Dec. 17, 1943.

Issued this 17th day of December 1943.

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

[F. R. Doc. 43–20127; Filed, December 17, 1943; 10:49 a. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M–328 as Amended Dec. 6, 1943, Amdt. 1]

PROVISIONS APPLICABLE TO TEXTILE, CLOTHING, LEATHER AND RELATED PRODUCTS

Section 3290.118 (*Conservation Order M–328*) is amended as follows:

In Schedule A, Item 12, after "P–73" add "P–98–b."

To the second item of Schedule B, add "finished and unfinished, if not seconds or shorts" after "higher."

The caption of Schedule C shall read:

SCHEDULE C—REJECTS, IF NOT SECONDS OR SHORTS, WHICH MAY BE DELIVERED ONLY FOR USE IN THE UNITED STATES AND ONLY FOR THE SPECIFIED END USES STATED BELOW, OR TO FILL A RATED ORDER

Delete: "The following cotton textile rejects may be delivered only as follows:".

Issued this 17th day of December 1943.

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

[F. R. Doc. 43–20125; Filed, December 17, 1943; 4:46 p. m.]

PART 3292—AUTOMOTIVE VEHICLES, PARTS AND EQUIPMENT

[Limitation Order L–106 as Amended Sept. 22, 1943, Amdt. 1]

USE OF COPPER OR COPPER BASE ALLOY PRODUCTS IN AUTOMOTIVE PARTS

Section 3292.66 *Limitation Order L–106,* as amended September 22, 1943, is hereby further amended by deleting from the definition of "automotive part" in paragraph (b) (13) the words "parts entering into the production of, or as".

Paragraph (i) is amended to read as follows:

(i) *Appeals.* An appeal from the provisions of this order shall be made by filing a letter in triplicate with the Field Office of the War Production Board nearest the appellant's place of business, referring to the particular provisions appealed from and stating fully the grounds for appeal.

Issued this 17th day of December 1943.

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

[F. R. Doc. 43–20126; Filed, December 17, 1943; 4:46 p. m.]

PART 3281—PULP AND PAPER

[General Conservation Order M–241–a as Amended Dec. 18, 1943]

CONSERVATION OF PAPER AND PAPERBOARD

§ 3281.64 *General Conservation Order M–241–a*—(a) *Definitions.* For the purpose of this order:

(1) A "converted product" means any article or type of converted paper resulting from the processing of pulp, paper, or paperboard which alters the original form or characteristics of the pulp, paper, or paperboard. The term includes all articles on any of the lists to this order, but shall not include:

(i) Paper or paperboard manufactured in the first instance by a paper or paperboard mill.

(ii) A "newspaper" as defined in General Limitation Order L–240.

(iii) "Wall paper" as defined in General Limitation Order L–177.

(iv) A "box" as defined in General Limitation Order L–239.

(v) A "magazine" as defined in General Limitation Order L–244.

(vi) A "book" as defined in General Limitation Order L–245.

(vii) A "greeting card" as defined in General Limitation Order L–289.

(viii) A "book match" as defined in General Limitation Order L–263.

(ix) A "paper shipping sack" as defined in General Limitation Order L–279.

(x) Fibre shipping containers, cans, drums, tubs, barrels, dividers, partitions and separators.

(xi) Cups, pails and nested food containers.

(xii) A "display" as defined in General Limitation Order L–294.

(xiii) A "grocery", "variety" and "notion bag" as defined in General Limitation Order L–261.

(xiv) Looseleaf binders.

(xv) Specialty bags.

(xvi) A "flashlight" as defined in General Limitation Order L–71.

(2) A "converter" is any person who, regardless of the identity or nature of his business, manufactures or assembles any converted product.

(b) *Computation of quotas for a portion of a calendar quarter.* Each converter whose quota provisions for a current calendar quarter are affected by this or any subsequent amendment to this order shall compute his permitted quota on a pro rata basis from the effective date of the order for the balance of the current calendar quarter.

(c) *Unrestricted consumption of pulp, paper and paperboard in the manufacture of certain converted products.* Any converter may consume any quantity of pulp, paper and paperboard in the manufacture and assembly of any converted product shown on List A of this order.

(d) *Restriction on consumption of pulp, paper and paperboard in the manufacture of certain named converted products.* (1) No converter shall consume in the manufacture or assembly of any converted product on List B, List C or List D of this order any quantity, in tons, of pulp, paper and paperboard greater than the quantity ascertained:

For the final quarter of 1943, and for each calendar quarter thereafter, by applying the entire percentage figure for each such converted product, as shown in paragraph (d) (2) of this order, to the quantity, in tons, of pulp, paper and paperboard consumed by such person in the manufacture or assembly of such product during the corresponding calendar quarter of 1942.

(2) The following percentage figures shall be used for the calculations described in the preceding paragraph (d) (1):

	Percent
(i) List B products	110
(ii) List C products	100
(iii) List D products	80

(3) [Deleted Oct. 5, 1943]

(e) *Restrictions on consumption of pulp, paper and paperboard in the manufacture of converted products not specifically listed.* (1) No converter shall during the final calendar quarter of 1943 or during any calendar quarter thereafter consume in the manufacture or assembly of any converted product not named on List A, List B, List C or List D of this order, any quantity, in tons, of pulp, paper and paperboard greater than 65 percent of the tonnage consumed in the manufacture or assembly of such converted product during the corresponding calendar quarter of 1942.

(2) In the instance of any converted products not named on any of the lists of this order, the following processes and operations shall not be considered as processing:

(i) Cutting, trimming or rewinding to a different size when such is performed as part of any established finishing room procedure and provided the paper or paperboard so processed is not intended for a use which serves to defeat the purpose of the order. (*Example:* the cutting of plain paper to a given size for use as a tray cover, the manufacture of which is curtailed by this order).

(ii) Punching or corner cutting.

(iii) Super-calendering.

(iv) Laminating.

(v) Coating, friction calendering, flint glazing, plating and embossing.

(vi) Collating and binding.

(vii) Printing, when such contributes to the functional value of the product to such a degree that the product would be incapable of performing the use intended if not printed, (*Examples:* advertising streamers, posters, menus, programs, timetables, sheet music, patterns, decalcomania transfers, checks), or when such printing is an intermediate process in the manufacture of an article or type of converted paper.

(viii) Printed wrappers when printing is the only conversion operation other than cutting or trimming.

(ix) Embossing, corrugating, creping and crinkling for industrial and nondecorative uses.

(f) *Alternate method of calculating quotas.* As an alternate method of calculating quarterly quotas for any converted product, any person may, after the filing of a notice in writing with the War Production Board, elect to apply the percentages established by paragraphs (d) and (e) (1) of this order to one fourth of his total yearly consumption of pulp, paper and paperboard in such product during 1942. When such election has been made and the required notice in writing has been given to the War Production Board, the method of determining quotas may not thereafter be changed.

(g) *Converter's responsibility in determining coverage of this order.* It shall be the duty of each converter to determine in the first instance which of his products are included among the converted products referred to in this order. In case of doubt he may apply to the War Production Board in writing describing the product in question, for a specific ruling determining whether or not the same is so included. The War Production Board may of its own motion in any case, by telegram or letter, issue a specific ruling determining whether or not a particular product of a particular converter is so included.

(h) *Inventory restrictions.* (1) No person shall knowingly deliver to any converter and no converter shall accept delivery of, any quantity of any grade of pulp, paper or paperboard if the inventory of such grade in the hands of the converter accepting delivery is, or will by virtue of such acceptance become, either

(*a*) In excess of two carloads, or

(*b*) If in excess of two carloads, greater than 45 days' supply, on the basis of either his average rate of consuming such grade of pulp, paper or paperboard for the preceding quarter or his average rate of consuming such grade of pulp, paper or paperboard as projected for the then current quarter.

(2) After January 1, 1944, no person shall knowingly deliver to any converter and no converter shall accept delivery of, any quantity of any grade of pulp, paper or paperboard if the inventory of such grade in the hands of the converter accepting delivery is, or will by virtue of such acceptance become, either

(*a*) In excess of two carloads, or

(*b*) If in excess of two carloads, greater than 30 days' supply, on the basis of either his average rate of consuming such grade of pulp, paper or paperboard for the preceding quarter or his average rate of consuming such grade of pulp, paper or paperboard as projected for the then current quarter.

(i) *Allocations.* The War Production Board may from time to time direct the production and delivery of specific quantities of any converted product included in this order. Such directions will be made to insure the satisfaction of war requirements both direct and indirect and essential civilian requirements and shall take precedence over any preference rating to the extent indicated by the War Production Board.

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

(k) *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.

(l) *Violations.* Any person who wilfully violates any provisions 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.

(m) *Communications.* All communications concerning this order shall, unless otherwise directed, be addressed to:

War Production Board, Paper Division, Washington 25, D. C. Ref: M-241-a.

Issued this 18th day of December 1943.

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

LIST A—UNRESTRICTED PRODUCTION

Abrasive papers
Adding machine and business machine rolls
Air force emergency packs
Army ration containers
Automotive oil cartridges
Balloons (direct military only)
Blankets
Blueprints and direct line papers
Bomb fins
Bomb rings
Bombs
Building, insulation and wall boards
Cable insulation
Calender rolls (for paper and other finishing machinery)
Camouflage paper
Caps for glass bottles and jars
Caps, pads, cushions and guards for fruit and vegetable packing
Carbon paper
Charts, rolls and tape for communication and recording instruments and machines
Cigarette paper books
Clock backs and cases
Clothing
Condensers—component parts thereof
Control knobs and dials
Cores and core plugs
Crepe cellulose wadding
Dental mouth wadding
Diaper linings
Diaphragms—pump and carburetor
Dust and dirt covers and seals for motors, journals, etc.
Dust masks
Egg case fillers and flats
Embalming, surgical and obstetrical sheets
Faces for gauges, clocks and weighing equipment.
Fibre conduit and fittings
Filters
Flare spacers
Friction pulleys and wheels
Fuses and component parts thereof
Garbage and utility cans
Gas detection armbands and similar products
Gas mask canisters and mask parts
Gas protection capes, tarpaulins & similar products
Gaskets
Gears
Grenades and grenade containers
Gummed sealing and corrugated tape
Gummed stay tape
Gun & rifle protection sleeves
Helmets and helmet accessories
Hospital wadding
Industrial receptacles such as tote boxes, cans, barrels and trucks
Instrument panels
Impervious papers and specialty containers made therefrom, including waxed, for direct war use but limited to those grades covered by specifications issued by the U. S. Army, U. S. Navy, U. S. Marine Corps, or the Federal Standard Stock Catalog
Jettison tanks
Lens tissue
Lithomat and photomat paper
Milk bottles, milk bottle hoods and milk bottle caps
Mimeograph stencils
Nuts and screws
Paper base plastics
Parachutes and parachute spreaders
Photographic and photo copying papers
Plant protectors
Poultry incubators, brooders and feeders
Prepared tracing
Pressure sensitive adhesive tape.
Plates and mats—printing, lithographic, duplicating and reproduction
Ration bags
Roofing, shingles and building papers (treated)
Sanitary napkins
Seed packets for use by original growers or packers of seed
Shell containers
Shoes and component parts thereof
Shotshell and ignition cartridges
Surgical bandages
Surgical masks and caps
Tabulating cards
Tags, commercial and industrial only (unprinted)
Tank and transformer liners
Targets
Tea ball bags, but limited to bags for small broken leaf, fannings, siftings and dust
Telephones, component parts of
Textile cores, tubes and spools
Toilet seat covers
Twisted paper including but not limited to yarn, twine, cord, rope and strapping
Valves
Vegetable parchment
Veneer tape
V-mail blanks
Vulcanized fibre
Waterproof and moistureproof packaging papers (asphalt and resin impregnated and laminated)

LIST B—PRODUCTS PERMITTED AT 110% OF 1942

Envelopes, in all styles except expansion type
Fillers, looseleaf (except accounting)
Household waxed paper, all styles
Index cards, plain and ruled
Paper stationery and papeteries
Straws (soda and drinking)
Tablets, pads and notebooks
Toilet tissue, other than facial type of two ply or more
Towels for industrial use
Waxed and oiled paper, all types and grades other than household packages, excluding waxed paper wrappings for direct war use as provided in List A.

LIST C—PRODUCTS PERMITTED AT 100% OF 1942

NOTE: "Cases for flashlights" deleted Dec. 18, 1943.

Artificial leather
Buttons
Cake boards
Concrete forms
Dental pinafores
Dishes and plates
Facial tissue
File cabinets
Forks and spoons
Fruit and vegetable wrappers for apples, pears, peaches, lemons and tomatoes in the instance of original shipments
Gummed flat paper
Hat and cap visors
Headrest rolls
Jacquard cards
Light shades and reflectors
Lunch boxes
Napkins, for industrial and institutional use (bulk and dispenser type)
Napkins for home use (retail packages)
Permanent wave pads
Photo mailers
Photo mounts
Sales tax tokens
Shirt bands
Stereotype mats
Towels, for home use (retail package)
Tympan paper

LIST D—PRODUCTS PERMITTED AT 80% OF 1942

NOTE: "Tea ball bags * * *" deleted Dec. 18, 1943.

Barber's neck bands
Carpets and rugs
Expanding envelopes or pockets
File dividers and indexes
Fly paper
Fly ribbons
Folders (file)
Games and toys of all types
Music and player piano rolls
Slippers
Snap, button, hook and eye and zipper cards
Soap wraps, including all component parts thereof except wax paper
Textile boards, excluding shirt boards
Toilet tissue, facial type of two or more ply
Venetian blinds
Vertical file pockets
Window shades

LIST E [Deleted Oct. 5, 1943]

[F. R. Doc. 43-20142; Filed, December 18, 1943; 11:12 a. m.]

PART 3286—MISCELLANEOUS MINERALS[1]

[Conservation Order M-49 as Amended Dec. 18, 1943]

IRIDIUM

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

§ 3286.1[1] *Conservation Order M-49*—(a) *Definitions.* For the purpose of this order:

(1) "Iridium" means and includes the element iridium, whether it be in commercially pure form or contained in alloys, chemical compounds, or physical mixtures, or in scrap.

(i) Any alloy containing 0.05 per cent or more by weight of the element iridium is an iridium alloy.

(ii) Any chemical compound containing iridium as a recognizable component, using established chemical methods, is an iridium compound.

(iii) Any mixture, as of metal powders, containing iridium as a recognizable component is an iridium mixture.

(iv) Scrap or secondary materials containing commercially recoverable iridium are iridium scrap.

The term "iridium" does not include iridium which has been fabricated or physically incorporated into finished end products or finished parts for such end products; provided that fuse wire and electrical contacts shall not be deemed to be such end products or parts unless they have become physically attached to some other material or part other than one made entirely of platinum group metals.

(2) "Supplier" means any person who smelts, refines, melts, rolls, or otherwise produces commercially pure iridium in the form of sponge, bar, or ingot metal, who imports iridium in any form, or who offers iridium for sale.

(3) "Consumer" means any person who uses iridium in the manufacture or alloying of iridium alloys, mixtures, or chemical compounds, or who uses iridium by incorporating it physically in the products or parts thereof which he manufactures.

(4) "Use" means to change in any way the form, shape, size, or physical or

[1] Formerly Part 1011, § 1011.1.

chemical characteristics of the material from those in which such material is received by the consumer. The term includes alloying, compounding, or mixing. However, it shall not be deemed to include refining or remelting of iridium scrap.

(5) The terms "deliver" and "delivery" shall not be deemed to include delivery under toll agreement.

(b) *Allocations and directions.* (1) No person shall deliver, accept delivery of, or use iridium except as specifically authorized by the War Production Board. The War Production Board will from time to time allocate the supply of iridium and specifically direct the manner and quantities in which deliveries thereof shall be made and accepted; and the War Production Board may also issue special directions as to the manner and quantities in which iridium may be used with reference to particular purposes or end uses.

(2) The War Production Board may require any person seeking to place a purchase order for iridium to place such order with one or more particular suppliers, and may require a supplier to refrain from accepting a purchase order unless the acceptance thereof has been specifically authorized by the War Production Board.

(3) The War Production Board may from time to time issue specific directions or prohibitions with respect to the permissible kind or quantity of iridium in the manufacture or composition of any material or product, and it may also in its discretion direct the use in whole or in part of any practical substitute in lieu of iridium in the manufacture of any materials or products.

(4) Allocations and directions will be made to ensure satisfaction of all defense requirements of the United States, both direct and indirect, and they may be made without regard to any preference ratings assigned to particular contracts or purchase orders.

(c) *Applications and reports*—(1) *Consumer; acceptance of delivery and use.* Any consumer seeking authorization to accept delivery of and to use iridium in any calendar month shall file an application on Form WPB–2680 (formerly PD–869) with the War Production Board and with any supplier with whom he may place an order. Six copies of such application shall be prepared, of which one shall be forwarded not later than the 15th day of the month preceding the month for which authorization for delivery is requested to the supplier with whom the order or orders described in such application are placed, and four copies shall be sent not later than the 15th day of the month preceding the month for which authorization for delivery is requested to the War Production Board. A separate set of forms shall be prepared for each supplier with whom an order is placed.

(2) *Consumer; use.* A consumer (including a supplier who is also a consumer) who seeks authorization to use iridium which he has in his possession, the use of which has not previously been authorized in writing by the War Production Board (specifically, or as provided in subparagraph (c) (3)), may apply for authorization by filing Form WPB–2680 (formerly PD–869) with the War Production Board. Three copies of such application shall be prepared and sent to the War Production Board not later than the 15th day of the month preceding the month for which authorization for use is requested.

(3) *Supplier; delivery.* A supplier's authorization to deliver iridium to any consumer will be received by such supplier from the War Production Board in the form of an executed copy of the consumer's authorization to accept delivery. Unless expressly provided otherwise, if such authorization covers acceptance of delivery of an iridium alloy, compound, or mixture, it shall constitute authorization to such supplier to use iridium in the manufacture or alloying of the iridium alloy, compound, or mixture, as well as authorization for its delivery to such consumer.

(4) *Supplementary applications.* If an emergency arises making such course necessary, supplementary applications may be filed by a consumer at any time, using Form WPB 2680 (formerly PD 869) and following the appropriate procedure specified for the monthly applications. Such applications shall be marked "Supplementary Application" and shall be accompanied by a brief written explanation of the emergency.

(5) *Monthly report.* Each supplier and each consumer shall file Form WPB–2679 (formerly PD–868) with the War Production Board on or before the 15th day of each month; *Provided,* That this report need not be filed in any month by a person (i) who at all times during the month to be covered by the report has had an inventory of 10 ounces or less of iridium, and during such month has not accepted delivery of more than 5 ounces of iridium in the aggregate, or (ii) who, regardless of inventory, has not delivered, accepted delivery of, or used any iridium at all during the month to be covered by the report.

(6) *Cancellation of deliveries; notice by supplier.* Each supplier shall notify the War Production Board of the cancellation by a consumer of any authorized delivery or of his own inability to make authorized delivery within five days after he has notice of such fact.

(7) *Termination of delivery authorizations.* Any authorization for delivery shall terminate automatically if the consumer requires the supplier to postpone such delivery beyond 10 days after the close of the month for which it is allocated, or if the consumer fails to place an order for the material, the delivery of which is authorized, before the end of such month.

(8) *Federal Reports Act of 1942.* The reporting requirements of this order have received the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(d) *Delivery exception.* Iridium, including iridium scrap, may be delivered without the specific authorization of the War Production Board to any supplier, to the Metals Reserve Company, or to any other corporation organized under section 5 (d) of the Reconstruction Finance Corporation Act as amended (15 U. S. C., section 606 (b)) or to any duly authorized agent of any such corporation.

(e) *Restrictions on use.* No person shall use iridium except for the manufacture of (1) fuse wires for detonators, (2) laboratory ware, (3) electrical contact points, (4) electrical primers, and (5) parts of instruments and devices which make use of the electrical resistivity or thermoelectric effect of platinum-iridium alloys; and except for experimental or instructional work in scientific, research, or instructional laboratories.

(f) *Small order exemption.* Notwithstanding the restrictions of paragraphs (b) and (c), a supplier may deliver not to exceed 5 ounces of iridium to any one consumer in any one calendar month, and a consumer may accept delivery of and use not to exceed 5 ounces of iridium from all sources in any one calendar month without having to receive any specific authorization from the War Production Board or having to file any application for such authorization. This exemption shall not apply, however, to any deliveries of iridium to, or acceptance of delivery or use of iridium by, a consumer who has already received an authorization from the War Production Board on Form WPB–2680 for the month in question.

NOTE: Paragraph (g) formerly (f) redesignated Dec. 18, 1943.

(g) *Miscellaneous provisions*—(1) *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.

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

(3) *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, Miscellaneous Minerals Division, Washington 25, D. C.; Ref.: M–49.

(4) *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 con-

trol and may be deprived of priorities assistance.

Issued this 18th day of December 1943.

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

[F. R. Doc. 43-20143; Filed, December 18, 1943; 11:12 a. m.]

PART 3292—AUTOMOTIVE VEHICLES, PARTS AND EQUIPMENT

[Limitation Order L-128, as Amended Dec. 18, 1943]

USE OF CHROMIUM AND NICKEL IN AUTOMOTIVE VALVES

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of nickel, chromium, and other materials 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:

§ 3292.76 *Limitation Order L-128*—(a) *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.

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

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

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

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

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

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

(6) "Intake valve" means an automotive part whose function is to control the intake gases entering into the combustion chamber of an internal combustion engine.

(7) "Exhaust valve" means an automotive part whose function is to control the exit of exhaust gases from the combustion chamber of an internal combustion engine.

(8) "Automotive part" means replacement part for, passenger automobiles, light trucks, medium and heavy motor trucks, off-the-highway motor vehicles and passenger carriers, including tractors and industrial engines for agricultural purposes.

(9) "Producer" means any individual, partnership, association, corporation or other organization engaged in the production of automotive parts.

(c) *Restrictions on use of chromium and nickel.* On and after September 25, 1943, except upon specific authorization of the War Production Board:

(1) No producer shall manufacture an intake valve for use as an automotive part from any material other than carbon steel or National Emergency 9400 or 8600 Series alloy steels.

(2) No producer shall manufacture an exhaust valve for use as an automotive part containing chromium or nickel in a greater percentage than the following:

(i) For passenger automobiles and light trucks: chromium, nine per cent (9%); nickel, none.

(ii) For medium and heavy motor trucks, off-the-highway motor vehicles and passenger carriers, including tractors and industrial engines for agricultural purposes: chromium, twenty-one per cent (21%); nickel, one point five per cent (1.5%).

(iii) For medium and heavy motor trucks, off-the-highway motor vehicles and passenger carriers equipped with engines having a piston displacement of three hundred (300) cubic inches or more: chromium, twenty per cent (20%); nickel, nine per cent (9%).

(iv) For all exhaust valves: As an optional percentage: chromium, fifteen per cent (15%) maximum; nickel, fifteen per cent (15%) maximum; tungsten, three per cent (3%) maximum; providing that where the foregoing percentages of chromium, nickel and tungsten are used, the steel must be produced from a melting charge of which not less than 90% is aircraft valve steel scrap.

(d) *Exemption of war agencies.* The prohibitions and restrictions contained in this order shall not apply to the manufacture of intake and exhaust valves under contracts or orders placed for delivery to or for the account of the United States Army, Navy, the United States Maritime Commission or War Shipping Board.

(e) *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.

(f) *Appeals.* An appeal from the provisions of this order shall be made by filing a letter in triplicate with the Field Office of the War Production Board nearest the appellant's place of business, referring to the particular provisions appealed from and stating fully the grounds for appeal.

(g) *Communications.* All communications concerning this order shall be addressed to: War Production Board, Automotive Division, Washington 25, D. C. Ref.: Order L-128.

Issued this 18th day of December 1943.

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

[F. R. Doc. 43-20144; Filed, December 18, 1943; 11:12 a. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 3, as Amended Dec. 18, 1943]

§ 944.23 *Priorities Regulation 3*—(a) *Purpose of this regulation.* This regulation states the rules for the use of preference ratings, what kind of purchase orders or services may be rated and how a rating may be put on an order. It also places restrictions on the use of ratings and includes lists of products for which ratings may not be used at all or for which certain kinds of ratings may not be used. In general this regulation should be consulted before using a rating whether it was gotten directly from the War Production Board or from a customer.

(b) *Definitions.* For the purposes of this regulation:

(1) "Person" and "material" mean the same thing they do in Priorities Regulation 1.

(2) "Assignment" of a preference rating. A preference rating is assigned to a person when the War Production Board or someone that it has authorized issues an order or preference rating certificate giving him the right to use the rating.

(3) "Application" of a preference rating. A preference rating is applied when the person to whom it is assigned uses the rating. A rating is applied also when any governmental agency which is authorized by the War Production Board rates an order for delivery of material directly to it or for performance of services directly for it.

(4) "Extension" of a preference rating. A preference rating is extended when it is used by the person to whom it is applied or extended by another person.

(c) *Use of ratings in general.* (1) When a regulation, preference rating order or preference rating certificate assigns a rating to any person, either by naming him or by describing the class of persons to which he belongs (as is done in the schedules to CMP Regulation 5), that person may apply the rating to get delivery of material or the performance of certain services. Also, a person may under certain conditions extend a rating which has been applied or extended to his deliveries of material, but not one applied to services. More detailed rules as to how and when ratings may be applied or extended are set out below in this regulation.

(2) When a War Production Board order or certificate states the quantities and kinds of material or the particular

services which are rated, the person to whom it is assigned may use the rating to get only that quantity and kind of material or that particular service named in the order or certificate. If the quantities of material are not stated in the order or certificate assigning the rating it may be applied only to get the minimum amount needed.

(3) No person may place rated orders for more material than he is authorized to rate even though he intends to cancel some of the orders or reduce the quantity of material ordered to the authorized amount before it is all delivered.

(d) *When ratings may be extended for material.* The following provisions of this paragraph (d) apply to all extensions of preference ratings to get deliveries of material, unless they are modified by or are inconsistent with the provisions of any particular order.

(1) A manufacturer of Class B products under the Controlled Materials plan and a holder of Form WPB–2613 (formerly PD–870) may not extend his customers' ratings (except AAA) as explained in more detail in CMP Regulation 3 and in Priorities Regulation 11B.

(2) When a person has received a rated order for the delivery of material, he may extend the rating to get the material which he will deliver on that order, or which will be physically incorporated in material which he will deliver. If the material is to be processed, this includes the portion of it which would normally be consumed or converted into scrap or by-products in the course of processing.

(3) If a person has made delivery of material, or has incorporated it into other material which he has delivered on a rated order, he may extend the rating to replace it in his inventory. However, if after delivering the material he still has a practicable working minimum inventory he may not extend the rating to replace the material delivered; and if by making the delivery his inventory is reduced below this minmium, the rating may be extended to get only the amount necessary to restore the inventory to a practicable working minimum. Any material ordered to replace in inventory must be substantially the same as the material which the person delivered or incorporated in the material which he delivered, except for minor variations in size, shape or design. Substitution of less scarce materials which do not substantially alter the purpose for which the material is to be used is, however, permitted. The Conservation Division of the War Production Board from time to time publishes a list showing the relative scarcity of materials, entitled "Materials Substitution and Supply List." The latest copy may be obtained from any War Production Board office.

(4) A person to whom a rating has been applied or extended to get material may not extend that rating to get containers or closures to pack the material; nor may he extend it to get any material for his own plant improvement, expansion or construction, or to get machine tools or other items which he will carry as capital equipment, or to get business machines for his own use whether purchased or leased, or to get maintenance, repair or operating supplies for his own use. Other orders or regulations, such as CMP Regulation 5 and some orders in the "P" series, assign ratings which may be used by the proper persons to get maintenance, repair or operating supplies and minor capital additions.

(e) *Additional restrictions upon use of ratings for certain materials.* Because of special circumstances which exist with respect to certain materials and products, the use of preference ratings to get items on Lists A or B attached to this regulation is restricted as follows:

(1) *Items as to which preference ratings have no effect; List A.* Any item on List A may be produced or delivered without regard to preference ratings. No person shall apply or extend any rating to get any of these items and no person selling any such item shall require a rating as a condition of sale. Any rating purporting to be applied or extended to any such item shall be void and no person shall give any effect to it in filling an order.

(2) *Items to which blanket MRO ratings do not apply; List B.* Blanket MRO ratings may not be applied to get any item on List B, except as permitted by the list. A blanket MRO rating means a rating assigned by CMP Regulation 5 or 5A, or by any other War Production Board regulation, order (including an order in the "P" series), form or certificate which assigns a rating for maintenance, repair or operating supplies without specifying the kind and quantity of the material to which the rating may be applied. Where the quantity of material is specified in terms of dollar value only, the rating is a blanket MRO rating. No person shall give any effect to any rating applied to his deliveries of any item on List B if he knows or has reason to believe that it is a blanket MRO rating. Any blanket MRO rating applied to an order for any item on List B which was not delivered before the date the item was added to the list shall be deemed void. The restrictions of this paragraph are not applicable when the blanket MRO rating is applied to get an item on the list for use on board ship, but in such a case the rating may not be extended by the person to whom it is applied.

(3) *Illustration.* A manufacturer of a product listed in Schedule II of CMP Regulation 5 is assigned a rating of AA–2 for operating supplies. He may not use the rating to buy wooden shelving for his own use since it is on List B. A contractor has received an order bearing a rating of AA–3 to install wooden shelving in an Army camp. He may extend that rating to get the wooden shelving from the manufacturer since in this case the shelving is production material as to him and not operating supplies. If, however, wooden shelving were on List A instead of List B, neither rating could be used.

(f) *Use of ratings for services*—(1) *Ratings may not be used for personal services.* Preference ratings may never be used to get labor or personal services as distinct from services performed in the course of a regular business involving the use of plant, machinery or equipment owned by the person furnishing the services. For example, ratings may be used to get a repair job done in a repair shop as explained below but may not be used to compel an individual employee to work on a repair job or to obtain the services of a consulting engineer.

(2) *Three cases where ratings may be used for services.* There are only three situations in which a preference rating may be used to get services, as distinct from the production or delivery of material:

(i) *A rating assigned for the purpose.* If the War Production Board assigns a rating to a named person to get specified services, he may use the rating for that purpose.

(ii) *For processing.* When a person has a rating which he may use to get processed material, he may (unless prohibited by another regulation or order) furnish the unprocessed material to a processor and use the same rating to get it processed.

(iii) *For repairs.* A blanket MRO rating may be applied by the person to whom it is assigned to get his plant, machinery or equipment repaired even if the repair job does not involve the delivery of repair parts or materials. See paragraph (e) (2) for definition of a blanket MRO rating. A rating assigned on Form WPB–541 (formerly PD–1A) or WPB–542 (formerly PD–3A), or any other rating which may be applied to the delivery of specific repair parts or materials, may also be applied to the installation of the repair parts or materials or to the repair job alone if it is found that installing the parts or materials is not necessary. However, in the case of ordinary plumbing, heating, electrical, automotive or refrigeration repairs, a rating may not be applied to repair work even if the rating is expressly applicable to repair parts or materials. As used in this subparagraph, "repair" means to fix a plant, machinery or equipment after it has broken down or when it is about to break down. "Repair" does not mean upkeep or maintenance service such as periodic inspection, cleaning, painting, lubricating, etc.

(3) *Ratings for services only may not be extended.* A person to whom a rating for services, as distinct from the production or delivery of material, has been applied or extended may not extend the rating for any purpose.

(g) *How to apply or extend a rating.* (1) When a person applies or extends a preference rating he must put the rating (and symbol, if appropriate) on the order together with a certification signed as prescribed in Priorities Regulation 7. He may use the certification set out in CMP Regulation 7, or if he prefers, the following:

CERTIFICATION

The undersigned purchaser hereby represents to the seller and to the War Production Board that he is entitled to apply or extend the preference ratings indicated opposite the items shown on this order, and that such application or extension is in accordance with Priorities Regulation 3 as

amended, with the terms of which the undersigned is familiar.

(Name of Purchaser)

(Address)

By ---
(Signature and Title of Duly Authorized Officer)

(Date)

(2) If the order is placed by telegraph the person placing the order may include in the telegram the words "ratings certified" or words to that effect and the requirements for signature under Priorities Regulation 7 will be complied with if the copy of the telegram kept by the person placing the order is signed or authorized in the manner provided in that regulation.

(3) A rating may be applied or extended by telephone only if the telephone order requires shipment within 7 days. The person placing the order must state the rating which is being applied or extended and must place the certification on the confirmation of the order or, if it is not confirmed in writing, must put it on his written record of the order. The seller must make a note in his records that the rating was received over the telephone.

(4) When a person applies or extends a rating he shall also include on his purchase order or contract any information which may be required by any applicable War Production Board order. However, he is not required to include the serial number of the preference rating certificate assigning the rating.

(5) Each person who applies or extends a rating must keep at his regular place of business all documents including purchase orders and preference rating orders and certificates which authorize him to apply or extend the rating. These documents, orders and certificates must be kept in such a way that they can be readily segregated and furnished to representatives of the War Production Board for inspection.

(6) When either certification authorized in this paragraph (g) is used it will not be necessary to use any other certification in order to apply or extend a preference rating, nor will it be necessary to furnish a copy of any preference rating order no matter what any regulation, preference rating order or preference rating certificate says unless it expressly states that this regulation does not apply. This does not affect the requirements of Priorities Regulation No. 9 (§ 944.30) when ratings are applied to certain types of exports, in which case its terms control.

(7) No person shall knowingly purport to apply or extend a preference rating to any order unless he is entitled to do so.

(h) *Provisions applicable to extensions; deferment and grouping.* No matter what any applicable preference rating order or certificate may say,

(1) No person may extend any rating to replace inventory after three months have passed from the time he could have first extended it;

(2) When a person has two or more ratings of the same grade which were assigned by different preference rating certificates or orders he may combine them and extend them to one delivery; and

(3) When a person has two or more ratings of different grades, or where they were assigned by the same or different certificates or orders, he may extend them to deliveries under one purchase order. However, the purchase order must show the amount of each material to which a particular grade of rating is extended. If the type and quantity of the material is such that the supplier can readily determine the exact effect of the extension of the rating on his production and delivery schedule from percentage figures alone, then the purchase order may show the amount of the material to which the particular grade of rating is extended on a percentage basis; otherwise, it must be shown as a separate item. In order to avoid production or delivery of material in quantities smaller than the minimum commercially practicable a person may combine ratings of different grades and extend the rating of the lowest grade to the total production or delivery.

(i) *Restrictions in other orders.* When any person applies or extends a rating he shall be subject to any applicable rule or restriction which may be set forth in the order of the War Production Board which assigns the rating or any other order which regulates transactions in the material or the facilities for which he is using the rating. This includes restrictions as to the kind and amount of material to which ratings may be applied or extended, requirements for written approval of any particular transaction, restrictions on certain uses of material or facilities and any other rules which may be applicable to the particular transaction. However, the rules of paragraphs (g) (4) and (g) (6) apply unless some other order or certificate expressly says that they do not.

Issued this 18th day of December 1943.

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

LIST A

The following items may be delivered without regard to any War Production Board preference ratings:

Chemicals of the following types manufactured or produced for exclusive use in the petroleum industry, as petroleum industry is defined in Preference Rating Order P-98-b:

a. Antioxidants (gum inhibitors) for motor fuels.

b. Chemical additives and compound bases for heavy duty gasoline engine, diesel engine and aviation engine oils.

c. Chemical additives and compound bases for hypoid gear oils.

d. Synthetic catalysts for oil cracking operation.

e. Synthetic catalysts for cumene and codimer manufacture.

f. Synthetic catalysts for petroleum isomerization operations.

g. Synthetic catalysts for petroleum sweetening operations.

Communications services.

Dental burs.

Electric energy.

Gas, manufactured.

Gas, natural.

Petroleum; restricted products as defined in Order M-201.

Steam heating, central.

Sterilizer equipment, as defined in Order L-266.

Track-laying tractor repair parts (See Limitation Order L-53-b).

Ice.

Tobaccos.[1]

Vegetable, fish, marine animal and animal fats and oils, whether edible or inedible, and including their by-products and residues (whether resulting from refining, distillation, saponification, pressing or settling.[1]

Sulfated, sulfonated, and sulfurized fats and oils.[1]

Tall oil.[1]

Wool grease.[1]

Soap (other than metallic).[1]

Fatty acids.[1]

Glycerine.[1]

Food for human or animal consumption.[1]

LIST B

Blanket MRO ratings, as defined in paragraph (e) (2), may not be used to obtain the following items:

Adhesive tape backed with cellophane or similar transparent material derived from cellulose.

Animal traps.

Anti-freeze, all types.

Athletic and sport equipment.

Automotive maintenance equipment as defined in Limitation Order L-270.

Automotive replacement batteries as defined in Limitation Order L-180.

Automotive replacement parts as defined in Limitation Order L-158.

Award emblems, badges, buttons and other similar award pins (not including identification badges).

Blowers and industrial vacuum cleaners governed by Limitation Order L-222.

Cast iron ware, as defined by Limitation Order L-30-c.

Cellophane and cellulose acetate film less than three one thousandths (0.003) of one inch thick.

Cellulose caps or bands of any gauge.

Chemicals listed in Direction No. 5 of this regulation. (See that direction for MRO ratings which may be used.)

Chinaware.

Civilian defense devices: any device, equipment, instrument, preparation or other material designed or adapted for use in connection with:

a. Air raid warnings or detection of the presence of enemy aircraft; or

b. Blackouts or dimouts; or

c. The protection of civilians, either individually or collectively, against enemy action or attack.

Clocks and watches.

Closures and closing devices required for packaging products to be shipped or delivered, as follows:

a. Closures for glass containers.

b. Gummed stay and sealing tape, paper and cloth.

c. Paper and paperboard bottle caps, closures, and hoods.

Containers, fabricated (in knock-down or set-up form, whether assembled or unassembled) For the purpose of this item the word "containers" shall not include steel strapping, shipping reels and skids, or any item which is specifically excluded from the following sub-items (such as shell containers). It shall, however, include all other containers required for packaging products to

[1] Subject to FD Regulation No. 1 of the War Food Administration.

be shipped or delivered, including, but not limited to:

a. Bags, all types, and specialty envelopes (including those made of paper, textile, combinations of materials, transparent films, metallic foils, parchment, kraft or sulphite).
b. Baskets and hampers.
c. Cans, as defined in Order M-81.
d. Collapsible tubes.
e. Cooperage, tight and slack.
f. Fibre cans, fibre tubes (except shell containers), fibre bottles, fibre mailing cases, and fibre drums.
g. Folding and set-up boxes (paperboard).
h. Gas cylinders, as defined in M-233.
i. Glass containers.
j. Ice cream cans (paperboard) and paraffin cartons and pails.
k. Paper cups and paper food containers (except as otherwise stated in Direction 2 of this regulation).
l. Paper milk containers.
m. Steel shipping drums as defined in Order L-197.
n. Wooden and fibre inner containers.
o. Wooden and fibre shipping containers and parts, as defined in Order P-140.

Corrugated and solid fibre sheets, not constituting "shipping containers" or "parts" as defined in Order P-140.

Cutlery, as defined in any order of the L-140 series.

Electronic intercommunicating systems, including public address systems.

Enameled ware, as defined by Limitation Order L-30-b.

Filing cabinets, wooden.

Fire protective equipment, including
a. Couplings, playpipes and allied fittings;
b. Fire hose, hose dryers, racks and reels;
c. (Revoked.)
d. Fire pumps;
e. Fire sprinkler systems;
f. Foam generators;
g. Indicator posts;
h. Lightning rod systems;
i. Piped extinguishing systems;
j. Portable fire extinguishers;
k. Stirrup pumps;
l. Water spray nozzles.

Flatware.

Frying pans.

Fuel.

Furniture for use in offices, factories, industrial establishments and institutions, except furniture specifically designed for schools.

Galvanized ware governed by Limitation Order L-30-a (except for funnels, oil and gasoline cans having a capacity of from 1 to 5 gallons, inclusive, and flexible spout measures).

Glass tableware.

Glass tumblers.

Kitchen ware, heavy duty.
a. Bakery utensils;
b. Butcher benches;
c. Butcher blocks;
d. Canopies or hoods;
e. Carriers, food;
f. Carriers, tray;
g. Coffee mills and grinders;
h. Counters, cafeteria, lunch and serving;
i. Counter protectors;
j. Cutters, french fry;
k. Cutters, meat, bone and fish;
l. Dispensers, milk and cream;
m. Display racks;
n. Dough dividers;
o. Dough troughs;
p. Knife sharpeners and grinders;
q. Pans, cold;
r. Potato mashers;
s. Potato and vegetable parers or peelers;
t. Racks, bread (bakery);
u. Racks, dump (bakery);
v. Racks, pans (bakery);
w. Sandwich units;
x. Slicers, meat and bread;
y. Tables, bakers;
z. Tables, cooks, chef, salad and work;
aa. Tables, soiled and clean dish;
bb. Toaster stands;
cc. Tray stands;
dd. Trucks, food;
ee. Urn stands;

Kitchen household and miscellaneous articles governed by Limitation Order L-30-d.

Laboratory instruments and equipment, including parts thereof. (Except ratings assigned by Preference Rating Orders P-43, P-68, P-89, and P-98-b, and ratings assigned pursuant to Orders P-56, P-58 and P-73.)

Lawn mowers, including power and gang mowers.

Lighting fixtures, fluorescent (as defined in Order L-78), and incandescent (as defined in Order L-212), and electric floodlights. Blanket MRO ratings of AA-2 or higher may, however, be used.

Lockers, wooden, for offices and factories.

Medical, surgical and dental equipment and supplies (except parts for the maintenance or repair of existing equipment) including:
a. Anaesthesia and oxygen equipment and accessories;
b. Atomizers;
c. Clinical thermometers;
d. Crutches;
e. Dental consumable supplies;
f. Dental equipment and appliances;
g. Diagnostic instruments and apparatus;
h. Electric light bulbs for diagnostic instruments;
i. Hearing aids;
j. Hospital and medical rubber drug sundries;
k. Hospital enamelware and stainless steel ware;
l. Hypodermic needles and syringes;
m. Operating and examining room furniture;
n. Operating and examining room lights;
o. Opthalmic goods.
p. Orthopedic appliances including splints, belts and trusses;
q. Physical therapy equipment and supplies;
r. Sterilizers;
s. Surgical dressings;
t. Suture needles;
u. Sutures;
v. X-ray equipment and supplies.

Medical, surgical and dental instruments.

Medicinal preparations, including vitamins.

Monorail system and additions thereto, except one complete addition valued at less than $200.00.

Pails and tubs, wooden, including wooden mop pails.

Paper and paperboard and products manufactured therefrom and molded pulp products; excluding carbon paper, tracing paper, reproduction paper, sensitized paper, engineering graph paper, chemically treated paper for engineering use, litmus paper and filter paper and paper tags.

Pencils, mechanical.

Pencils, wood cased.

Pens, fountain.

Pen holders.

Pen nibs, steel.

Photographic film sensitized, as controlled by Order L-233.

Pins, common and safety.

Precision measuring instruments and testing equipment—Preference Rating Order E-9.

Printing and publishing:
a. Printed matter including items such as letterheads, envelopes, forms and printed and ruled stationery;
b. Processed printing plates;
c. Type metal, stereotyping metal and electrotype backing-metal;
d. Printing paper, paperboard and binders' board;
e. Book cloth;
f. Blankbook and loose-leaf binders, metal parts and units;
g. Mechanical bindings.

Radio transmitting and receiving equipment.

Signal and alarm equipment, including:
a. Central Station, proprietary, auxiliary and automatic fire alarms;
b. Watchman's time recording, burglar, bank vault, holdup and intrusion systems.

Slide rules, precision engineering, having a list price of $7.50 or more.

Venetian blinds.

Wire intercommunicating systems.

Wooden shelving.

Woodworking machinery, as defined in Order L-311, costing more than $50.00.

NOTE: Lists A and B of this regulation will, in general, be revised on or about the 15th of every second month. Another revision may be expected about February 15, 1944.

INTERPRETATION 1, REVOCATION

Interpretation 1 of Priorities Regulation 3 is hereby revoked. (Issued Nov. 17, 1943.)

INTERPRETATION 2

The restrictions on the use of ratings for the items on Lists A and B apply to orders for such items which had been placed before the date the item was put on the list but were not yet filled. (Issued Nov. 17, 1943.)

INTERPRETATION 4

A great many orders of the War Production Board permit the delivery of materials pursuant to preference ratings assigned by a P-19-h Order, or by an order in the P-19 series. Forms CMPL-224 and CMPL-127 are generally used in place of orders in the P-19 series. It is expressly stated on Form CMPL-224:

"This authorization is issued in lieu of preference rating order of the P-19 series. Any reference in any order of the War Production Board to said preference rating orders shall constitute a reference to this authorization."

It is set forth in CMPL-127:

"This authorization is issued in lieu of Preference Rating Order P-19-h or P-55. Any reference in any order of the War Production Board to said Preference Rating Order P-19-h or P-55 shall constitute a reference to this authorization."

Consequently, it is proper for any person to deliver material or equipment pursuant to a rating assigned by Forms CMPL-224 or CMPL-127, if he is permitted under existing orders of the War Production Board to deliver said material pursuant to a rating assigned by a P-19-h order or an order in the P-19 series. (Issued Aug. 13, 1943.)

INTERPRETATION 6

EFFECT OF PREFERENCE RATING CERTIFICATE REFERRING TO PRODUCT OF A PARTICULAR MANUFACTURER

(a) When a preference rating certificate in assigning a rating to a product describes the product by its trade name or by the manufacturer's name and catalogue number, the rating may ordinarily be used to get the product from any manufacturer if the model actually obtained is substantially identical in size, operation and function with that named in the certificate.

(b) The rule stated in the preceding paragraph is consistent with the statement in paragraph (c) (2) of Priorities Regulation 3 (§ 944.23), that a preference rating may be applied only to the specific quantities and kinds of material authorized. Ordinarily a reference in a preference rating certificate to a particular product of a particular manufacturer is no more than a shorthand way

of describing the product. It is safe to assume, unless the certificate clearly states otherwise, that what is being rated is a certain kind and size of product which may be obtained from any manufacturer who makes that kind and size. If it is intended to confine the rating to a particular product of a particular manufacturer, the certificate should say so explicitly. (Issued Sept. 8, 1943.)

INTERPRETATION 7

LIMITATIONS ON THE RIGHT TO USE RATINGS TO GET MATERIALS PROCESSED

(a) *What this interpretation covers.* This interpretation explains the limitations on the use of a preference rating assigned to the delivery of a material to get material processed under paragraph (f) (2) (ii) of the regulation.

(b) *Controlled materials.* Preference ratings cannot be used to buy controlled materials (steel, copper, and aluminum in controlled material form) from a producer or warehouse and consequently no rating may be used to get material processed into a controlled material by a producer or warehouse. There is one exception to this general rule which is covered by paragraph (d-1) of CMP Regulation No. 8, which assigns a preference rating to steel producers for use in getting steel processed into a controlled material form.

(c) *Class B products.* Paragraph (g) (3) of CMP Regulation No 1 prohibits allotments of controlled materials to B product manufacturers except by the War Production Board and, as explained in Interpretation No. 16 to CMP Regulation No 1, also prohibits a customer from furnishing controlled materials to a B product manufacturer. A special exception to this general rule is provided in Direction 36 to CMP Regulation No. 1. In all cases not covered by the exception, it is improper for a person to furnish controlled materials to a B product manufacturer for processing and consequently no preference rating can be used to get such processing done. In this connection, attention is called to the fact that all products, whether Class A products or Class B products, which are bought for use as maintenance, repair, or operating supplies are treated as though they were Class B products. This is covered by paragraph (k-1) (2) of CMP Regulation No. 1. As pointed out in Interpretation No. 13 to CMP Regulation No. 1, a Class A repair part is handled on a Class B basis and therefore paragraph (g) (3) of the regulation is applicable.

(d) *Ratings not to interfere with authorized controlled material orders.* While a person who has been assigned a rating to get material may use the rating to get the use of the facilities of a controlled materials producer to have the material processed (if the material, when processed, is not a controlled material) rated orders for the use of a controlled materials producer's facilities must not interfere with the acceptance, production, or delivery of orders which he is permitted to fill under paragraph (t) (3) of CMP Regulation No. 1. Attention is called to Interpretation No. 4 to Priorities Regulation No. 1 on this subject. (Issued Nov. 18, 1943.)

[F. R. Doc. 43-20141; Filed, December 18, 1943; 11:12 a. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 3, Interpretation 3, as Amended Dec. 18, 1943]

FIRE PROTECTIVE EQUIPMENT

The following interpretation has been issued with respect to Priorities Regulation 3:

Preference ratings assigned to the delivery of maintenance, repair and operating supplies (MRO ratings) may be used to obtain repair parts and materials for existing fire protective equipment, but may not be used to obtain end items of fire protective equipment. The term "Fire protective equipment", on List B attached to Priorities Regulation 3, includes only end items and does not include materials or parts required for the repair or maintenance of existing fire protective equipment.

For example, a fire extinguisher or a fire hose coupling is an end item of fire protective equipment and therefore may not be obtained on MRO ratings, whereas a part required to repair an extinguisher or coupling is not an end item and therefore may be obtained on MRO ratings. Similarly, MRO ratings may not be used to obtain a fire sprinkler system nor to extend an existing sprinkler system, but such ratings may be used to repair or replace sprinkler heads which have been opened up by fire or damaged in any other way. However, MRO ratings may not be used to repair or replace new equipment which is still usable.

Issued this 18th day of December 1943.

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

[F. R. Doc. 43-20150; Filed, December 18, 1943; 3:00 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 3, Interpretation 5, as Amended Dec. 18, 1943]

The following interpretation has been issued with respect to Priorities Regulation 3:

(a) *Restrictions of other orders on use of ratings or delivery.* The provisions of paragraph (e) relate only to the items which appear on the lists. When any other order of the War Production Board restricts the use of preference ratings to obtain any product, or restricts delivery of a product in any way, those restrictions are applicable even though that product is not listed in Priorities Regulation 3 (§ 944.23). This rule specifically applies to the items which were on List C before the amendment of August 10, 1943.

(b) *"Masking" tape.* Blanket MRO ratings may be used to get industrial pressure sensitive adhesive tape (paper and cloth), also called "masking" tape. This type of tape is not included in "Gummed stay and sealing tape, paper and cloth."

This interpretation is not applicable to adhesive tape backed with cellophane or similar transparent materials derived from cellulose which may not be obtained with blanket MRO ratings.

Issued this 18th day of December 1943.

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

[F. R. Doc. 43-20151; Filed, December 18, 1943; 3:00 p. m.]

PART 921—ALUMINUM AND MAGNESIUM

[Supplementary Order M-1-d as Amended Dec. 20, 1943]

ALUMINUM SCRAP

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

§ 921.6 *Supplementary Order M-1-d*—(a) *Definitions.* For the purposes of this order:

(1) "Aluminum scrap" means all materials or objects which are the waste or by-product of industrial fabrication, or which have been discarded on account of obsolescence, failure or other reason, the principal ingredient of which by either weight or volume is metallic aluminum; and shall include all types and grades of aluminum residues, such as drosses, skimmings, fines, grindings, sawings and buffings: *Provided,* That the recoverable metallic aluminum content, as determined by the fire assay, hydrogen evolution or other method of comparable efficiency, constitutes 50% or more by weight of such residues.

(2) "Plant scrap" means aluminum scrap which is generated in the course of manufacture, and defective or rejected material, the principal metallic ingredient of which by either weight or volume is aluminum.

(3) "Segregated scrap" means aluminum scrap which has been segregated and otherwise handled in such manner as to be acceptable for reprocessing into aluminum of substantially the original specifications in accordance with section I of Schedule B hereof.

(4) "School scrap" means aluminum scrap which has been used in public or private vocational schools.

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

(6) "Producer" means the Aluminum Company of America, the Reynolds Metals Company, the Olin Corporation, and any other person who may be so designated in writing by the War Production Board.

(7) "Approved smelter" means any person whose name appears on Schedule A attached to this order, as the same may be amended from time to time.

(8) "Dealer" means any person regularly engaged in the business of buying and selling aluminum scrap.

(b) *Restrictions on use of aluminum scrap.* (1) No person, other than a producer or approved smelter, shall melt, reprocess, smelt or otherwise use aluminum scrap unless specifically authorized in writing so to do by the War Production Board on application made by letter to the Aluminum and Magnesium Division, Reference: M-1-d: *Provided, however,* That a foundry may remelt its gates, sprues and risers if in so doing it does not debase or contaminate the material, and if, in applying for permission to acquire aluminum, it reduces the requirements on its suppliers by an amount equal to the anticipated recoverable metal. A foundry may also accept a new casting of its own production, which is found to be defective or was spoiled in machining, and recast and reship it to replace the original casting.

(2) The War Production Board may issue directives to smelters, producers and others who may be permitted to melt aluminum scrap, which directives may direct the exact alloy or alloys which must be produced therewith and the amount of such alloy or alloys, and may prohibit the production of certain alloys. The War Production Board may also issue directives prescribing the amount of secondary ingot all fabricators (either independent or integrated) may be required to blend with primary ingot in the production of fabricated shapes, and it may, by directives, designate certain smelters who shall be the only smelters permitted to receive and melt scrap of certain alloys or the smelters who shall produce certain alloys. Directives with respect to all matters prescribed in this paragraph (b) (2) may contain directions as to the production schedule of the person to whom they are issued.

(c) *Segregation of aluminum scrap.* (1) Any person who generates 1000 pounds or more of plant scrap in a plant in any month shall carry out thereafter in any such plant the Aluminum Scrap Segregation Program set forth in Schedule B attached to this order and made a part hereof, unless otherwise directed in writing by the War Production Board.

(2) Any person receiving aluminum scrap shall keep such scrap segregated, prior to its use in the manner permitted by paragraph (b) hereof, to the same extent as when received by him; and if he redelivers such scrap, he shall do so segregated to the same extent as when it was received by him.

(d) *Contamination.* No person shall contaminate aluminum scrap with any other metal or material, except that a producer or approved smelter may mix aluminum scrap with other metals in the production of aluminum alloys.

(e) *Sale and delivery of aluminum scrap.* Except as otherwise specifically authorized in writing by the War Production Board, all persons generating or holding aluminum scrap shall deliver all such scrap at reasonable intervals in accordance with the following provisions:

(1) *17S, 24S and 52S plant scrap solids.* Unless the War Production Board has issued a directive in writing to the contrary pursuant to paragraph (e) (8) hereof, segregated plant scrap consisting of 17S, 24S or 52S aluminum alloy (including Alclad and Pureclad) in solid form shall be shipped directly to any producer: *Provided, however,* That where the amount of such scrap generated from any one of such alloy specifications does not amount to 20,000 pounds in any month, the scrap of such alloy may also be shipped directly to any approved smelter or dealer.

(2) *Other plant scrap.* Except as provided in paragraph (b) (1) hereof, all other plant scrap shall be sold to any producer, approved smelter or dealer unless the War Production Board has issued a directive in writing to the contrary pursuant to paragraph (e) (8) hereof.

(3) *School scrap.* School scrap shall be sold to any dealer or approved smelter and shall be designated as "school scrap" when sold.

(4) *Wrecked aircraft scrap.* Aluminum scrap (not including engines or engine parts) recovered from aircraft wreckage, shall be delivered only to a dealer unless it has been prepared by removing non-aluminum parts to the extent practicable and cutting or shearing the scrap into pieces not exceeding 24" x 24" x 60". Aluminum scrap recovered from aircraft wreckage (not including engines or engine parts) which has been prepared by removing non-aluminum parts to the extent practicable and cutting or shearing the scrap into pieces not exceeding 24" x 24" x 60", and aluminum scrap from wrecked aircraft engines and engine parts, shall be delivered to any dealer or approved smelter.

(5) *Ship repair scrap.* Aluminum scrap recovered from repairs to structural parts of ships, shall be delivered only to a dealer unless it has been prepared by removing non-aluminum parts to the extent practicable and cutting or shearing the scrap into pieces not exceeding 24" x 24" x 60". Aluminum scrap recovered from repairs to structural parts of ships which has been prepared by removing non-aluminum parts to the extent practicable and cutting or shearing the scrap into pieces not exceeding 24" x 24" x 60", shall be delivered to any dealer or approved smelter.

(6) *All other scrap.* Any person (other than a dealer, approved smelter or producer) who owns or originates any aluminum scrap (excluding plant scrap, school scrap, wrecked aircraft scrap or ship repair scrap) shall deliver such scrap to any dealer or approved smelter and shall not dispose of such scrap in any other way. See paragraph (b) (1) hereof for provisions prohibiting the use of aluminum scrap.

(7) *Dealer's operations.* Unless the War Production Board has issued a directive in writing to the contrary pursuant to paragraph (e) (8) hereof, all dealers must deliver any aluminum scrap (whether or not deemed to be usable in its "as is" form) to any producer or approved smelter: *Provided, however,* That any dealer may sell any scrap to another dealer if, in the regular course of business, he does not currently collect sufficient aluminum scrap to make it practicable for him to sell directly to a producer or approved smelter.

(8) *Directives.* The War Production Board may issue directives in writing to a particular person or to a class of persons directing him or them to deliver aluminum scrap of certain alloys to another specific person or to a class of persons.

(f) *Certification upon sale of segregated scrap.* The generator of segregated scrap shall furnish the person to whom he makes delivery thereof with a signed document, in the form of Form WPB–1787 or in substantially similar form, showing (i) the alloy number or specification, (ii) form of scrap, (iii) weight (on a clean and dry basis, moisture content estimated, if necessary) and (iv) the name and address of the plant where generated. This document shall bear a notation as to the date of delivery and names and addresses of the parties to the transaction, and, in case of redelivery of such scrap, shall be endorsed and delivered to the person receiving such scrap. Any person delivering segregated scrap shall clearly mark it showing the alloy number or specification, form and source. No aluminum scrap other than segregated scrap shall be designated as segregated scrap by any person.

(g) *Tolling prohibited.* No aluminum scrap may be delivered or received pursuant to a toll, repurchase or similar arrangement, unless such transaction is specifically authorized in writing by the War Production Board.

(h) *No acquisition or delivery in violation of order.* No person shall hereafter acquire or deliver aluminum scrap or products made therefrom if he has reason to believe such material has been or is to be used in violation of the terms of this or of any other order of the War Production Board: *Provided, however,* That any producer or approved smelter may acquire aluminum scrap for any use permitted by this order at any time, irrespective of the right under this order of the person disposing of the same to have acquired or to deliver such scrap.

(i) *Records.* Each person who participates in any transaction involving aluminum scrap shall keep and preserve for at least two years complete and accurate records as to all such transactions which records shall be subject to inspection by the War Production Board.

(j) *Reports.* (1) Any person generating 10,000 pounds or more of plant scrap in a plant in any month shall thereafter file reports monthly on Form WPB–317 with the Aluminum and Magnesium Division covering any such plant. Any person generating in any other plant more than 1,000 pounds of plant scrap in any month in a calendar quarter, shall file with the Aluminum and Magnesium Division a report on Form WPB–2499, covering such plant during such quarter, which report shall be filed not later than 20 days after the end of such calendar quarter. Producers or smelters are not required to file the above reports.

(2) Any person, including smelters and producers, melting or smelting aluminum scrap in any month shall file a report on Form WPB–554 with the Aluminum and Magnesium Division covering each such month. Such report shall be filed on or before the 15th day of the month following the month covered by the report.

(3) All dealers handling aluminum scrap shall file Form WPB–202 with the Bureau of Mines, College Park, Maryland, by the 10th of each month, or such other reports as the War Production Board may require.

(4) For the purpose of this paragraph (j), foundries shall not consider as aluminum scrap any gates, sprues or risers which will be reused in their own plant or any defective castings or spoiled castings returned to the foundry for recast-

ing and reshipment to replace the original casting in accordance with paragraph (b) (1).

(k) *Addressing of communications.* All applications, statements, reports or other communications filed pursuant to this order or concerning the subject matter hereof, should be addressed to: War Production Board, Aluminum and Magnesium Division, Washington, D. C., Ref: M-1-d.

(l) *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.

Issued this 20th day of December 1943.

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

SCHEDULE A—APPROVED ALUMINUM SMELTERS

NOTE: Schedule A amended Dec. 20, 1943.

State	Smelter	Address
California	Federated Metals Division (American Smelting and Refining Co.).	Los Angeles, Calif.
	Berg Metals Corp.	2652 Long Beach Ave., Los Angeles, Calif.
	Morris P. Kirk and Sons, Inc.	2717 South Indiana St., Los Angeles, Calif.
Illinois	Apex Smelting Co.	2537 West Taylor St., Chicago, Ill.
	Aurora Refining Co.	Post Office Box 88, Aurora, Ill.
	Wm. F. Jobbins, Inc.	Aurora, Ill.
	R. Lavin and Sons, Inc.	3426 South Kedzie Ave., Chicago, Ill.
Indiana	U. S. Reduction Co.	East Chicago, Ind.
Kansas	Sonken-Galamba Co.	Riverview at 2d St., Kansas City, Kans.
Michigan	Federated Metals Division (American Smelting and Refining Co.).	Detroit, Mich.
	Aluminum Refiners Division (Bohn Aluminum and Brass Corp.)	Detroit, Mich.
Missouri	Federated Metals Division (American Smelting and Refining Co.).	St. Louis, Mo.
New Jersey	Federated Metals Division (American Smelting and Refining Co.)	Barber, N. J.
	U. S. Metal Refining Co. (subsidiary of American Metals Co. Limited).	Carteret, N. J.
New York	Alloys and Products, Inc.	Oak Point Ave. and Barry, Bronx, N. Y.
	Samuel Greenfield Co., Inc.	31 Stone St., Buffalo, N. Y.
	Niagara Falls Smelting & Refining Co.	2204 Elmwood Ave., Buffalo, N. Y.
Ohio	Aluminum Smelting and Refining Co.	5463 Dunham Rd., Maple Heights, Ohio.
	Aluminum and Magnesium, Inc.	1 Huron St., Sandusky, Ohio.
	Cleveland Electro Metals Co.	2391 West 38th St., Cleveland, Ohio.
	National Smelting Co.	Post Office Box 1791, Cleveland, Ohio.
Pennsylvania	General Smelting Co.	2901 East Westmoreland St., Philadelphia, Pa.
	North American Smelting Co.	Edgemont and Tioga Sts., Philadelphia, Pa.
	George Sall Metals Co.	Westmoreland and Tulip Sts., Philadelphia, Pa.

SCHEDULE B—ALUMINUM SCRAP SEGREGATION PROGRAM

I. *Segregation of aluminum scrap other than mixed aluminum scrap*—(1) *By alloy content.* Aluminum scrap (other than mixed aluminum scrap as hereinafter defined) of each individual alloy (for example 17S, 24S, 52S, 645, etc., also 2S pure aluminum) shall be segregated from aluminum scrap of every other alloy.

NOTE: Scrap from coated material (Alclad or Pureclad sheet) may be included with uncoated material of the same alloy specification; but Scrap from painted material shall not be included with unpainted material of the same alloy specification except in very minor amounts.

(2) *By form.* In addition to the above segregation on the basis of alloy content, the scrap of each alloy (other than mixed aluminum scrap as hereinafter defined) shall be segregated into two form types:

(i) "Solids"—generated by shearing, clipping, cutting, blanking or similar process, also defective or rejected wrought aluminum parts, defective or rejected castings and gates, sprues, risers or similar foundry scrap;

(ii) "Machinings"—generated by machining, drilling, boring, turning, milling or like operations.

In no event shall solids and machinings be combined.

II. *Classification of mixed aluminum scrap by form*—(1) *Definition.* "Mixed aluminum scrap" shall consist of aluminum scrap in the form of solids or machinings, the alloy content of which cannot be identified, or of grindings, sawings, buffings and other fines and of drosses, skimmings and sweepings. It shall also consist of aluminum scrap generated from No. 12 type and piston alloys unless the generator certifies to the person to whom he makes delivery that the aluminum scrap was generated from a specific alloy of the No. 12 type or from a specific piston alloy.

(2) *Classification.* All mixed aluminum scrap shall be separated into four classes as follows:

(i) Solids;
(ii) Machinings;
(iii) Sawings;
(iv) Drosses, skimmings, grindings, buffings and sweepings and other fines.

Each of the four classes of mixed aluminum scrap shall be handled separately from each other class of mixed aluminum scrap and from all other aluminum scrap but shall not be treated as segregated scrap under Order M-1-d.

III. *General provisions*—(1) *Official responsible for handling scrap.* Each person operating a plant generating aluminum scrap shall appoint a responsible employee to supervise the collection, segregation and handling of all aluminum scrap generated in the plant. The name of such employee shall be forwarded to the Aluminum and Magnesium Division, War Production Board, Washington, D. C. No dealer or other person not a regular employee of the plant shall perform any such functions except as the War Production Board may specifically authorize.

(2) *Collection and identification.* Segregation shall be effected by collection at the machine where the aluminum scrap is generated. Separate containers for collection and bins for storage shall be provided for each type of aluminum scrap required to be segregated by this program. All containers and bins shall be clearly marked to identify the alloy and the form of scrap for which they are intended, and they shall be kept clean, dry and in good condition, so that their contents shall be protected from contamination and the weather. Each container and bin shall be used only as a receptacle for the alloy and form of scrap for which it is designated and marked.

(3) *Identification of segregated scrap for shipment.* Each unit of segregated scrap shall, upon shipment, be clearly marked or labelled as to alloy number or specification, form and source, i. e., the plant where generated.

(4) *Obligation as regards subcontractors.* Each person operating a plant, as part of his arrangement with any subcontractor to whom he furnishes aluminum shall impose an obligation upon, and otherwise make every effort to see to it that, such subcontractor institutes and carries out an adequate scrap collection and segregation program in conformance with this schedule and Order M-1-d.

[F. R. Doc. 43-20183; Filed, December 20, 1943; 11:02 a. m.]

PART 921—ALUMINUM AND MAGNESIUM

[Supplementary Order M-1-d, Direction 1]

ALUMINUM SCRAP

The following direction is issued pursuant to Supplementary Order M-1-d:

Aluminum scrap (both solids and machinings) created from Aluminum Alloys XA-75S, XB-75S and X76S must be carefully segregated, marked and otherwise handled in accordance with the aluminum scrap segregation program (Schedule B of Order M-1-d). Until December 31, 1943, scrap from the alloys enumerated above, may be sold only to dealers and the following named producers and smelters:

Aluminum Company of America, 801 Gulf Building, Pittsburgh, Pa.

The National Smelting Company, 6700 Grant Avenue, Cleveland, Ohio.

Aluminum and Magnesium, Incorporated, 1 Huron Street, Sandusky, Ohio.

Samuel Greenfield Company, Incorporated, 31 Stone Street, Buffalo, N. Y.

After December 31, 1943, scrap from the alloys named above shall be sold only to dealers and the following companies:

Aluminum Company of America, Pittsburgh, Pa.

The National Smelting Company, Cleveland, Ohio.

No scrap derived from the aluminum alloys mentioned shall be processed by any company except by the companies named above who have bought such scrap pursuant to this direction.

Issued this 20th day of December 1943.

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

[F. R. Doc. 43-20182; Filed, December 20, 1943; 11:02 a. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 3, Direction 2, as Amended Dec. 20, 1943]

PAPER CUPS AND PAPER FOOD CONTAINERS

The following direction is issued pursuant to Priorities Regulation 3:

(a) *Purpose.* This direction provides an exception to the provisions of List B of Priorities Regulation No. 3, which prohibits the use of MRO ratings to obtain paper cups and paper food containers. By the terms of this direction, MRO ratings may be used to obtain paper cups and paper food containers but only to the extent specified herein.

(b) *Definitions.* For the purpose of this direction:

(1) "Paper cups and paper food containers" means all empty open nested paper cups and round nested paper food containers with or without lids. The term does not include flat envelope types of cup, wedge-shaped food pails or nested paper plates.

(2) "In-plant feeding" means the serving of food, drink or refreshments on the premises of a plant or business activity to its employees when the food or drink is prepared on the premises of the plant or business activity, or when the food, or drink prepared in bulk (such as coffee or soup), is brought to the plant or business activity and served in paper cups or paper food containers on the premises.

(3) "A caterer or concessionnaire" means a person who has an agreement with an operator of a plant or business activity to regularly provide in-plant feeding for its employees, and who prepares his food or drink on the premises of the plant, or brings his food, or drink prepared in bulk (such as coffee or soup), to the plant and serves it on the premises. It does not include persons supplying food or drink in paper cups or paper food containers from outside the plant.

(c) Any person may use the blanket MRO rating assigned to him by any regulation of the War Production Board (including CMP Regulation No. 5, CMP Regulation No. 5A and orders in the P, T, or U series) to buy paper cups paper food containers for in-plant feeding.

(d) A person, such as a caterer or concessionnaire, may use his customer's blanket MRO rating to buy paper cups and paper food containers for use in providing in-plant feeding to employees of the customer. In such a case, the customer must include the cost of the paper cups and paper food containers (but need not include the cost of the food contained in them or any other charge in connection with the in-plant feeding) in his own MRO expenditures for the purpose of figuring whether he is within any quota limitation (such as paragraph (f) of CMP Regulation No. 5) imposed by the regulation or order assigning the MRO rating.

(e) Attention is called to the fact that persons buying paper cups and paper food containers for use in packaging food or other products for shipment or delivery are not permitted to use blanket MRO ratings for this purpose.

(f) No person shall accept delivery of any paper cups and paper food containers which will increase his inventory of any size and type to more than his reasonably anticipated requirements therefor for the ensuing thirty days, except that whenever the minimum standard commercial packing case quantity exceeds a thirty-day supply, the minimum standard comercial packing case quantity may be purchased without violating this provision.

(g) Preference ratings for users not included above and preference ratings differing from those assigned may be assigned on application by any person on Form WPB-541 (formerly PD-1A) and the use of the rating may be conditioned upon the placement of orders with specified suppliers. Where any person making such application justifies his need for a rating upon the ground that he provides eating facilities patronized principally by workers engaged in a nearby plant, he shall accompany his application with a statement from a responsible official of the plant certifying to his workers' dependence upon the applicant's eating facilities.

(h) For the purpose of this direction, Military Exchanges and Service Departments, as defined in Priorities Regulation No. 17, are considered to be military establishments engaged in in-plant feeding and hospitals in feeding patients suffering from contagious diseases are also to be considered as engaged in in-plant feeding.

(i) Any person affected by this direction shall file such reports and questionnaires as the War Production Board may request from time to time, subject to the approval of the Bureau of the Budget.

(j) The ratings assigned pursuant to or permitted to be used by this order may be applied or extended only by use of a certificate in substantially the form prescribed by Priorities Regulation No. 7.

(k) Ratings applied or extended to get paper cups or paper food containers may not be extended to obtain materials for use in their manufacture.

(l) No person (except in the case of Military Exchanges or Service Departments) shall apply blanket MRO ratings for the purchase of paper cups and paper food containers for in-plant feeding if he did not use such cups or containers before October 29, 1943. Where a plant desires to open a new in-plant feeding operation, it may apply for a preference rating to obtain its requirements of paper cups and paper food containers on Form WPB 541 (formerly PD-1A).

NOTE: Paragraphs (m) and (n), formerly (j) and (k), redesignated Dec. 20, 1943.

(m) The provisions of this direction shall terminate and be void after January 31, 1944 unless previously extended. Any rating applied to an order for paper cups and paper food containers not shipped by that date shall be deemed void.

(n) All inquiries relating to this direction shall be addressed to: War Production Board, Containers Division, Washington 25, D. C., reference Direction 2 to Priorities Regulation No. 3.

Issued this 20th day of December 1943.

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

[F. R. Doc. 43-20184; Filed, December 20, 1943; 11:03 a. m.]

PART 1042—IMPORTS OF STRATEGIC MATERIALS

[Supplemental General Imports Order M-63-a, as Amended Dec. 20, 1943]

Pursuant to General Imports Order M-63, as amended, which this order supplements, *It is hereby ordered*, That:

§ 1042.2 *Supplemental General Imports Order M-63-a.* Until further order of the War Production Board, the provisions of General Imports Order M-63, as amended June 2, 1942, and thereafter, shall not apply to materials on List III of said order which are located in, and are the growth, production, or manufacture of, and are transported into the continental United States overland, by air, or by inland waterway from, Canada, Mexico, Guatemala, or El Salvador, except with respect to materials listed on Schedule A attached hereto.

Issued this 20th day of December 1943.

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

SCHEDULE A

NOTE: "Onions (edible)" added Dec. 20, 1943.

Material:	*Commerce import Class No.*	*Effective date*
Agave fiber processors' mill waste (including sisal and henequen processors' mill waste)	N. S. C.	Aug. 5, 1943
Bones, crude	0911.200	Aug. 5, 1943
Bottle caps, collapsible tubes, and sprinkler tops of metal, including foil bottle caps (except screw caps and patented closures)	6790.010	May 14, 1943
	6790.020	May 14, 1943
Canary seed	2452.000	Dec. 14, 1942
Chicle, crude and refined or advanced	2131.000	Dec. 14, 1942
	2189.300	Dec. 14, 1942
Chickpeas and garbanzos, dried	1200.000	Mar. 5, 1943
Cod, haddock, hake, pollock, and cusk, pickled or salted (not in oil, etc., and not in airtight containers, weighing, with contents, not over 15 pounds each)	0069.000	Aug. 5, 1943
	0069.200	Aug. 5, 1943
	0069.900	Aug. 5, 1943
Coffee: raw or green	1511.000	Mar. 5, 1943
roasted or processed	1511.100	Mar. 5, 1943
Hairpins of base metal, not plated with gold or silver, not jewelry (including bobby pins)	6790.350	May 14, 1943
Molasses and sugar sirup, edible and inedible	1630.480-1640.000 inclusive	Dec. 14, 1942
Oil cake and oil cake meal:		
Coconut or copra	1111.000	Mar. 5, 1943
Soybean	1112.000	Mar. 5, 1943
Cottonseed	1114.000	Dec. 14, 1942
Linseed	1115.000	Mar. 5, 1943

SCHEDULE A—Continued

Material—Continued.	*Commerce import Case No.*	*Effective date*
Oil cake and oil cake meal—Continued.		
Peanut	1119.600	Dec. 14, 1942
Hempseed	1119.700	Dec. 14, 1942
Other, n. s. p. f.	1119.900	Dec. 14, 1942
Onions (edible)	1208.100	Dec. 20, 1943
Peanut butter	1380.090	Sept. 23, 1943
Sansevieria fiber	N. S. C.	June 28, 1943
Sansevieria manufactures (including all products in whole or in part of sansevieria)	N. S. C.	June 28, 1943
Sesame seed	2234.000	Nov. 26, 1942
Syrups and extracts for use in the manufacture of beverages, if transported in railway tank cars	N. S. C.	April 28, 1943

[F. R. Doc. 43-20185; Filed, December 20, 1943 ; 11:02 a. m.]

PART 1226—GENERAL INDUSTRIAL EQUIPMENT

[General Limitation Order L-314, Amdt. 1]

LUBRICATION EQUIPMENT

Section 1226.127 *General Limitation Order L-314* is hereby amended in the following respects:

1. There is added to paragraph (b) (3) the following:

(This paragraph (b) (3) does not prevent the use of other forms, such as WPB-646 for marine suppliers, by any person entitled to use them in applying for ratings.)

2. In paragraph (c) there is inserted after the heading *"Production restrictions."* the following:

Schedules A to E, inclusive, of this order list certain models, styles and sizes of the kinds of lubrication equipment defined in the headings for the respective schedules. The dates upon which the schedules become effective upon production, as previously fixed by this order, are postponed until such future dates, if any, as may hereafter be fixed by the War Production Board by amendment of this order (after further consideration has been given to the necessity and appropriateness of such schedules and their effective dates).

3. In paragraph (c) (1), the words "October 31, 1943" are changed to "such date as may hereafter be fixed by the War Production Board by amendment of this order".

4. In paragraph (c) (2), the words "December 20, 1943" are changed to "such date as may hereafter be fixed by the War Production Board by amendment of this order".

5. In paragraph (c) (3) (i) the words "October 31, 1943" are changed to "such date as may hereafter be fixed by the War Production Board by amendment of this order".

6. In paragraph (d) (1) the word "copper" is deleted.

7. Subparagraph (d) (1) (ii) commencing "Copper or * * *" is deleted.

8. In paragraph (e) the words "January 20, 1944" are changed to "such date as may hereafter be fixed by the War Production Board by amendment of this order".

Issued this 20th day of December 1943.

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

[F. R. Doc. 43-20186; Filed, December 20, 1943; 11:03 a. m.]

PART 3102—NATIONAL EMERGENCY SPECIFICATIONS FOR STEEL PRODUCTS

[Limitation Order L-211, Interpretation 1 to Schedule 15]

HOT-ROLLED CARBON STEEL BARS

The following interpretation of Schedule 15 of Limitation Order L-211 is hereby issued:

(a) The term "hot-rolled carbon steel bars" as used in the schedule does not include:

(1) Carbon file steel bars, which are considered to be tool steel bars.

(2) Wrought iron bars.

(b) The restrictions of the schedule apply generally to production and delivery, not to use. For example, although carbon steel bars in the dimensions listed under the heading "Nut-Steel Flats" are chiefly used for the manufacture of nuts, the schedule does not prohibit the production or use for other purposes of sizes permitted under this category.

(c) On the other hand, where a special quality or grade of steel is set forth in Table I, that type of steel may be furnished only in the dimensions listed. For example, the dimensions listed under the headings "Round Edge Flat Spring Steel" and "Automotive Round Edge Leaf Spring Flats" are applicable only to spring steel. Round edge flats in grades other than spring steel may not be produced in these dimensions, but must be produced only in the dimensions listed under the heading "Round Edge Flats." However, the rule stated in paragraph (b) of this interpretation is still applicable; spring steel purchased in accordance with the schedule may be used by the buyer for purposes other than the manufacture of springs.

(d) "Mill Edge" or "Strip Edge Flats" are not listed as such in this schedule but the dimensions listed under the heading "Square Edge Flats" also apply to "Mill Edge" or "Strip Edge Flats."

Issued this 20th day of December 1943.

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

[F. R. Doc. 43-20180; Filed, December 20, 1943; 11:02 a. m.]

PART 3175—REGULATIONS APPLICABLE TO THE CONTROLLED MATERIALS PLAN

[CMP Reg. 5, Revocation of Direction 9]

Direction No. 9 to CMP Regulation No. 5 is revoked. Employees may obtain hand tools under Direction No. 4 to Priorities Regulation No. 3.

Issued this 20th day of December 1943.

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

[F. R. Doc. 43-20188; Filed, December 20, 1943; 11:03 a. m.]

PART 3175—REGULATIONS APPLICABLE TO THE CONTROLLED MATERIALS PLAN

[CMP Reg. 5, Revocation of Direction 11]

Direction No. 11 to CMP Regulation No. 5 is revoked. Employees may obtain safety equipment under Direction No. 4 to Priorities Regulation No. 3.

Issued this 20th day of December 1943.

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

[F. R. Doc. 43-20187; Filed, December 20, 1943; 11:03 a. m.]

[Limitation Order L-103, Amdt. 1 to Schedule C, as Amended Sept. 20, 1943]

PART 3270—CONTAINERS

GLASS CONTAINER AND CLOSURE SIMPLIFICATION; GLASS CONTAINERS FOR CERTAIN FOOD PRODUCTS

Section 3270.49 *Schedule C of Limitation Order L-103* as amended September 20, 1943 is hereby amended as follows:

Change the date in footnote (4) at the end of the table attached to the order from "December 20, 1943" to "March 20, 1944."

Issued this 20th day of December 1943.

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

[F. R. Doc. 43-20189; Filed, December 20, 1943; 11:30 a. m.]

PART 3270—CONTAINERS

[Conservation Order M-261 as Amended Dec. 20, 1943]

STRAPPING FOR SHIPPING CONTAINERS

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

Definitions

§ 3270.9 *Conservation Order M-261*—(a) *Definition.* "Strapping" means any

iron, steel or other metal wire or band reinforcements or closures, twelve (12) inches or more in length, for shipping containers excepting: metal for barrel hoops, reinforcement edging on returnable delivery cases, stitching, baling of compressed material, fastening of material or filled containers into bundles, or for fastening or blocking of material to skids or in vehicles or vessels.

Restriction

(b) *Restriction on use of strapping.* No person shall use commercially any strapping on shipping containers unless:

(1) The weight of the container and contents exceeds ninety pounds, or

(2) The net weight of the contents of the container exceeds .058 pounds per cubic inch, or

(3) Use of the strapping is required by regulation or order of the Interstate Commerce Commission, or

(4) The container for which the strapping is used, and its contents, are to be delivered to or for the account of the Army, Navy, Maritime Commission, or War Shipping Administration, and the strapping is required by such agency, or

(5) The shipment is for delivery outside of both the United States and Canada, or

(6) The strapping is for any of the following containers, provided the strapping is essential to the safe delivery of the contents and has been customarily used for the same type of shipment and container:

(i) Wooden or fibre containers containing fruits, vegetables, meats, fish, or poultry.

(ii) Wooden containers containing plumbing supplies or fixtures, made of vitreous china.

(7) The strapping is for wooden lard or butter tubs, and wooden buckets or pails, or

(8) Use of strapping by railroad companies or truckers is required by them to reinforce containers damaged in transit, or

(9) The strapping is for closing fibre drums or hexagonal or octagonal fibre containers.

(10) The strapping is for use on telescope boxes by a clothing manufacturer for the shipment of clothing, and then only if he has customarily used it for the same type of container and shipment.

Miscellaneous Provisions

(c) *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.

(d) *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 for appeal.

(e) *Records.* All persons affected by this order shall keep for at least two years records concerning inventory, production, purchases and sales, and shall make reports on same if required.

(f) *Communications.* All reports required to be filed hereunder and all communications concerning this order or any schedule issued supplementary hereto shall, unless otherwise directed, be addressed to War Production Board, Containers Division, Washington 25, D. C., Ref.: M–261.

(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.

Issued this 20th day of December 1943.

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

[F. R. Doc. 43–20179; Filed, December 20, 1943; 11:02 a. m.]

PART 3293—CHEMICALS

[Conservation Order M–54, as Amended Dec. 20, 1943]

MOLASSES

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

§ 3293.91 *Conservation Order M–54*—(a) *Definitions.* For the purposes of this order:

(1) "Molasses" means any molasses, sirup, sugar solution, or any form of fermentative sugar (derived from sugar cane or sugar beets) and hydrol (corn sugar molasses). The term does not, however, include sugar as defined in Rationing Order No. 3 or sugar intended for and used for manufacture into sugar as so defined, or edible molasses as defined in Food Distribution Order No. 51. Blackstrap molasses is any final molasses produced in the manufacture of sugar from sugar cane or from the refining of raw sugar and includes all beet molasses produced in the manufacture of sugar from sugar beets. Invert molasses is any molasses made from sugar cane without extraction of sugars. For the purpose of this order one gallon of invert molasses is to be construed as one and a half gallons of blackstrap molasses and one gallon of hydrol is to be construed as one gallon of blackstrap molasses.

(2) "Producer" means any person engaged in the production of molasses and includes any person who has molasses produced for him pursuant to toll agreement.

(3) "Importer" means any person who transports molasses in any manner into the continental United States. Release from the bonded custody of the United States Bureau of Customs shall be deemed a transportation.

(4) "Primary distributor" means any person, other than an importer or a producer, who sells molasses which he has acquired (other than as broker) from an importer or a producer.

(5) "Secondary distributor" means any person, other than an importer, producer or primary distributor, who sells molasses which he has acquired (other than as broker) from some person other than an importer or producer.

(6) A person may, at the same time, be an importer, a producer, a primary distributor and a secondary distributor. His classification, in a particular case, will be determined by the source of the molasses involved; i. e., with respect to molasses imported, he will be an importer, with respect to molasses acquired from a producer, he will be a primary distributor, etc.

(7) "Broker" means any person who buys and sells molasses on a fee basis as agent either for the buyer or the seller or both.

(8) "Class 1 purchaser" means any person who requires molasses in the manufacture of any one or more of the following products:

(i) Insecticides (except as provision is made therefor in paragraphs (a) (14) and (d) (3) hereof).

(ii) Lactic acid.

(iii) Graphite paste.

(iv) Printing rollers.

(v) Dye stuffs.

(vi) Ink.

(vii) Ephedrine.

(viii) Sugar for human consumption (produced from beet molasses).

(ix) Denatured rum for flavoring.

(x) Biological and pharmaceutical products for human and veterinary uses.

and any person who requires molasses for any one or more of the following purposes.

(xi) Dust extraction.

(xii) Leather tanning.

(9) "Class 2 purchaser" means any person who requires molasses in the manufacture (including custom grinding) of mixed feeds (including molasses treated beet pulp).

(10) "Class 3 purchaser" means any person who requires molasses in the manufacture of any one or more of the following products:

(i) Yeast.

(ii) Citric acid.

(11) "Class 4 purchaser" means any person who requires molasses in the manufacture of vinegar and any person who requires molasses for foundry purposes.

(12) "Class 5 purchaser" means any person who requires molasses in the manufacture (including blending and/or packaging) of any one or more of the following products:

(i) Molasses (edible).

(ii) Sirup (edible).

(13) "Class 6 purchaser" means any person who requires molasses in the man-

ufacture of other products for human consumption (not specified above).

(14) "Class 7 purchaser" means any person who requires molasses for sale directly (without the intervention of any other handler) to persons who require the same for ensilage direct feed or insect control.

(15) "Calendar quarter" means the several three month periods of the year commencing January 1, April 1, July 1, and October 1.

(16) "Calendar quarterly supply" means a quantity of molasses not in excess of the quantity used by a purchaser listed above during a corresponding calendar quarter in the twelve month period ended June 30, 1941. Purchasers shall determine a calendar quarterly supply with respect to each use specified in the applicable subparagraph above. Quantity shall in all cases be computed on a blackstrap molasses basis.

(17) "30 day supply" means a quantity of molasses not in excess of one-twelfth of the quantity used by a purchaser listed above during the twelve month period ended June 30, 1941. Purchasers shall determine a 30 day supply with respect to each use specified in the applicable subparagraphs above. Quantity shall in all cases be computed on a blackstrap molasses basis.

(18) "Fiscal year" means the twelve month period commencing October 1 and ending September 30.

(19) "Yearly supply" means a quantity of molasses not in excess of the quantity used by a purchaser listed above during the twelve month period ended June 30, 1941. Purchasers shall determine a yearly supply with respect to each use specified in the applicable subparagraph above. Quantity shall in all cases be computed on a blackstrap molasses basis.

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

(c) *Restrictions on deliveries.* Anything in Priorities Regulation 1 to the contrary notwithstanding:

(1) No Class 1, 2, 3, 4, 5, 6 or 7 purchaser shall, during any calendar quarter (fiscal year in the case of a Class 3 or 5 purchaser), accept deliveries of molasses in excess of the quantity set forth below less any quantity in excess of a 30 day supply on hand on the first day of the calendar quarter (fiscal year in the case of a Class 3 or 5 purchaser) in which delivery is to be made:

(i) Class 1 purchaser—during any calendar quarter, 40% of a calendar quarterly supply if molasses is required for the manufacture of sugar for human consumption (produced from beet molasses); 100% of a calendar quarterly supply if molasses is required by such Class 1 purchaser for the manufacture of any other product.

(ii) Class 2 purchaser—during any calendar quarter, 50% of a calendar quarterly supply.

(iii) Class 3 purchaser—during a fiscal year, 130% of a yearly supply.

(iv) Class 4 purchaser—during any calendar quarter, 130 per cent of a calendar quarterly supply, if molasses is required for the manufacture of vinegar; 110 per cent of a calendar quarterly supply, if molasses is required for foundry purposes.

(v) Class 5 purchaser—during a fiscal year, 100% of a yearly supply.

(vi) Class 6 purchaser—during any calendar quarter, 100% of a calendar quarterly supply.

(vii) Class 7 purchaser—during any calendar quarter, 100% of a calendar quarterly supply.

(2) Prior to delivery of molasses, within the limitations of paragraph (c) (1) hereof, the prospective deliveree, if he be a Class 1, 2, 4, 6 or 7 purchaser, shall submit to the deliveror a certificate in substantially the following form, properly filled out and manually signed by a duly authorized official:

The delivery, in the calendar quarter ended , of gallons of molasses (blackstrap molasses basis), in connection with which this certificate is furnished, will not, taking into consideration molasses received and to be received during the same calendar quarter from all sources and inventory on hand on the first day of such calendar quarter, be in excess of per cent of a calendar quarterly supply to which the undersigned, as a Class purchaser, is entitled pursuant to General Preference Order No. M–54, amended, with the terms of which order the undersigned is familiar.
Dated:

(Name of purchaser)

By ---
(Duly authorized official)

Prior to delivery of molasses, within the limitations of paragraph (c) (1) hereof, the prospective deliveree, if he be a Class 3 or 5 purchaser, shall submit to the deliveror a certificate in substantially the following form, properly filled out and manually signed by a duly authorized official:

The delivery of gallons of molasses (blackstrap molasses basis), in connection with which this certificate is furnished, will not, taking into consideration molasses received and to be received during this fiscal year from all sources and inventory on hand on the first day of this fiscal year, be in excess of percent of a yearly supply to which the undersigned, as a Class purchaser, is entitled pursuant to General Preference Order No. M–54, amended, with the terms of which order the undersigned is familiar.
Dated:

(Name of purchaser)

By ---
(Duly authorized official)

(3) No person shall knowingly deliver molasses to any Class 1, 2, 3, 4, 5, 6 or 7 purchaser in violation of the terms of paragraphs (c) (1) and (2) hereof.

(4) Except as otherwise provided in paragraph (d) hereof, no deliveries of molasses shall be made by any producer, primary distributor, secondary distributor or importer unless the same shall have been specifically authorized by the War Production Board; and no person shall accept delivery of molasses if such delivery would be made in violation of the foregoing clause.

(5) [Revoked January 21, 1943.]

(d) *Permissive deliveries.* Subject to the provisions of Priorities Regulation No. 1, amended, (and more particularly the inventory provisions thereof) and paragraphs (f) and (g) hereof, the following deliveries of molasses shall not be subject to the provisions of paragraph (c) (4) hereof:

(1) Within the limitations of paragraphs (c) (1) and (2) hereof, deliveries to purchasers specified in paragraph (a) hereof.

(2) Deliveries to primary distributors and secondary distributors for purposes of resale. All quantities of molasses, delivery of which primary distributors and secondary distributors accept, shall be subject to allocation, re-distribution or re-delivery in accordance with specific directions which the War Production Board may from time to time hereafter issue.

(3) Deliveries by a Class 7 purchaser (of molasses to which he is entitled pursuant to paragraph (c) (1) (vii) hereof) to persons who require molasses for ensilage, direct feed or insect control.

(4) Deliveries of any one of the products specified in paragraph (a) (12) hereof which after manufacture (including blending and/or packaging) fall within the definition of molasses.

(5) Deliveries originating, completed and for use outside of the continental United States.

(6) Deliveries to an importer originating outside of the continental United States.

(e) *Restrictions on consumption.* Unless otherwise authorized by the War Production Board, no purchaser specified in paragraph (a) hereof shall, during any calendar quarter commencing with the month of January, 1942, use or consume more molasses:

(1) Than he would be permitted to receive during such calendar quarter, in the case of a Class 1, 2, 4, 6 or 7 purchaser (assuming that such purchaser had no molasses on hand on the first day of the calendar quarter).

(2) Than 130% of a calendar quarterly supply, in the case of a Class 3 purchaser.

(3) Than a calendar quarterly supply, in the case of a Class 5 purchaser.

(f) *Restrictions with respect to beverage spirits.* Except as may be otherwise provided by the War Production Board, after January 15, 1942, no person shall deliver, use, or accept delivery of molasses for the manufacture of beverage spirits.

(g) *Restrictions on export.* No molasses shall be exported by any person except upon express authorization of the War Production Board.

(h) *Intra-company transactions.* The prohibitions or restrictions contained in this order with respect to deliveries shall, in the absence of a contrary direction, apply not only to deliveries to other persons, including affiliates and subsidiaries, but also to deliveries from one branch, division or section of the same or any other enterprise owned or controlled by the same person.

(i) *Prior authorizations.* Specific mail or telegraphic authorizations heretofore issued by the War Production Board by way of relief from the provisions of this order as it existed prior to March 27, 1942, shall not be prejudiced or in any manner affected hereby.

(j) *Reports.* Reports shall be made at such times, on such forms and with respect to such matters as shall be prescribed by the Chemicals Division of the War Production Board. Importers shall notify the Chemicals Division of the War Production Board of the importation of molasses into the continental United States at least fifteen (15) days prior to movement of the same from the place of origin. The following persons shall fill out and file with the Chemicals Division of the War Production Board the forms set forth below at the times and in the manner prescribed in said forms:

Manufacturers (using molasses) of yeast, citric acid and edible sirup or molasses—Form PD–456.
Manufacturers (using molasses) of Alcohol—Form PD–457.
Producers, importers and primary distributors of molasses—Form PD–458.

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

(l) *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 priority assistance.

(m) *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.

(n) *Exemptions.* None of the restrictions, prohibitions or requirements contained in this order shall apply to the delivery, acceptance of delivery or use of molasses outside of the continental United States.

Issued this 20th day of December 1943.

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

[F. R. Doc. 43–20181; Filed, December 20, 1943; 11:02 a. m.]

Subchapter D—Office of the Rubber Director

PART 4600—RUBBER, SYNTHETIC RUBBER, BALATA AND PRODUCTS THEREOF

[Rubber Order R–1, Appendix III, Dec. 18, 1943]

Introductory. Appendix III to Rubber Order R–1 as amended is a compilation of supplementary orders and directives of general applicability which affect rubber and rubber products. In the past, these orders and directives have involved principally the conversion of products from crude rubber to synthetics and have been issued individually to the manufacturers of the particular products. The purpose of Appendix III is to issue these directives and miscellaneous supplementary orders in printed form.

The material in Appendix III is arranged in accordance with the following product classifications:

Mechanical goods: Wire and cable; Tires and tubes; Footwear; Heels and soles; Proofing and combining of fabrics; Medical, surgical, dental, drug sundries; and Miscellaneous.

Each of these product classifications has been assigned a section number commencing with § 4600.51. Supplementary orders and directives in each group are designated by letter.

§ 4600.50 *Applicability of Rubber Order R–1.* Supplementary orders and directives which appear in Appendix III shall govern in case of inconsistency with other provisions of Rubber Order R–1. These orders and directives may be incorporated in the Rubber Order from time to time, at the discretion of the War Production Board.

§ 4600.51 *Mechanical goods.* The following supplementary orders and directives are applicable to mechanical goods:

(a) *Vibration dampers.* Rubber Order R–1 incorporates by reference the provisions of conversion directive SA–135 (see Schedule A, Appendix I). The provisions of this directive follow:

No crude rubber or natural latex may be consumed in the manufacture of compression type of mountings or insulations of a Shore Durometer hardness of 40 and above. Crude rubber may, however, be used for bonding cements and for use in tie-gum compounds, which shall not exceed 1/32" thickness.

No crude rubber or natural latex may be consumed in the manufacture of plate or sandwich shear type mountings or insulations. This restriction covers mountings or insulations of a Shore Durometer hardness of 40 and above, and where the temperatures of application are minus 40 and above. Crude rubber may be used for bonding cements and tie-gum compounds, which shall not exceed 1/32" in thickness.

No crude rubber or natural latex may be consumed after January 1, 1944, in the manufacture of tubular shear type mounting or torsional vibration dampers.

(b) *Industrial abrasive implements.* Rubber Order R–1 incorporates by reference conversion directive SA–117 (see Schedule A, Appendix I) specifying mandatory dates for the conversion of industrial abrasive implements. The provisions of this directive follow:

(1) No crude rubber may be consumed in the manufacture of the following items:

Centerless feed wheels.
Snagging wheels, all types.
Centerless grinding wheels.
Wheels for grinding and fluting, drills, taps and dies, both roughing and finishing.
Plate mounted wheels.
Resilient wheels.
Pot balls.
Cam wheels.

(2) Crude rubber may be consumed in the manufacture of the following items, but only until January 1, 1944:

Cut-off wheels.
Race wheels.
Mounted points other than pot balls.
Any abrasive items not listed in (1) above.

(c) *Pipe rings.* After February 1, 1944, no crude rubber or natural latex may be consumed in the manufacture of pipe rings.

(d) *Milking machine inflations.* After February 1, 1944, no crude rubber or natural latex may be consumed in the manufacture of milking machine inflations.

§ 4600.52 *Wire and cable.* The following supplementary orders and directives are applicable to wire and cable:

(a) *Insulation.* After December 31, 1943, no crue rubber or nautral latex may be consumed in the manufacture of insulation for the following:

Wire:

Specification	*Type*
71–478	W–110–B
71–726 W–124, W–125 and	W–128
CW–1102	W–146

(b) *Shipboard cables.* After December 15, 1943, no crude rubber or natural latex may be consumed in the manufacture of, or applied to any type of shipboard cable for merchant or cargo vessels.

(c) *Splicing tape.* After December 15, 1943, no crude rubber may be consumed in the manufacture of splicing tape except as follows: Not exceeding 3½ pounds of crude rubber per 27,000 square inches of splicing tape.

Any manufacturer who is prepared to make the foregoing reduction in the crude rubber content of his splicing tape prior to December 15, 1943, is urged to do so in the interest of rubber conservation.

§ 4600.53 *Tires and tubes.* The following supplementary orders and directives are applicable to tires and tubes:

(a) *Airplane tires, 10 plies and up.* Rubber Order R–1 permits the manufacture of airplane tires using ten or more plies in either AA or BB crude rubber construction (whichever is designated opposite each respective size). After December 31, 1943, all airplane tires using ten or more plies (except beaching gear tires) shall be manufactured in accordance with the regulations for S–5 synthetic construction (or S–7 synthetic construction, subject to the approval of the procuring agency) as set forth in Appendix II, List 22, with the following exceptions:

(1) No maximum content crude rubber will be designated.

(2) The tire body for each size in the S–5 synthetic construction shall be of that grade of friction compound designated opposite that size in Appendix II, List 29.

(3) Each size in S–7 synthetic construction shall consume no more crude rubber than would be consumed in an S–5 synthetic construction tire of the same size, ply and tread type.

(b) *Industrial solid tires.* Rubber Order R–1 permits the manufacture of pressed-on industrial solid and industrial

tractor solid tires, using crude rubber tread stock of Grade C or better. After December 31, 1943, the consumption of crude rubber in the manufacture of pressed-on industrial solid and industrial tractor solid tires shall be limited to that amount permitted by Appendix II, List 24, subdivision b)(2)(i).

(c) *Fighter type and ice grip airplane tires.* Rubber Order R–1 requires that all four, six and eight ply airplane tires (except beaching gear tires) be manufactured in the S–5 or S–7 synthetic construction. Furthermore, after December 31, 1943, all airplane tires using ten or more plies (except beaching gear tires) must be manufactured in the S–5 or S–7 synthetic construction, as outlined in Appendix III, § 4600.53 (a). However, these provisions shall not apply to fighter type and ice grip airplane tires. All fighter type and ice grip airplane tires shall be manufactured using natural rubber compounds throughout the tire until further notice; the compound grades to be used shall be B friction and B tread on all sizes except the following which shall be A friction and A tread.

Size	Ply	Type
47	12	Smooth contour landing.
51	14	Do.
56	16	Do.
65	18	Do.
65	22	Do.
44 x 12	14	High pressure special duty.
46 x 13	16	Do.
17.00 x 20	12	Low pressure landing.
19.00 x 23	16	Do.

§ 4600.54 *Footwear.* All outstanding supplementary orders and directives relating to footwear have been superseded by Rubber Order R–1 as amended December 4, 1943.

§ 4600.55 *Heels and soles.* All outstanding supplementary orders and directives relating to heels and soles have been superseded by Rubber Order R–1 as amended December 4, 1943.

§ 4600.56 *Proofing and combining of fabrics.* All outstanding supplementary orders and directives relating to proofing and combining of fabrics have been superseded by Rubber Order R–1 as amended December 4, 1943.

§ 4600.57 *Medical, surgical, dental, drug sundries.* All outstanding supplementary orders and directives relating to medical, surgical, dental and drug sundries have been superseded by Rubber Order R–1 as amended December 4, 1943.

§ 4600.58 *Miscellaneous.* The following supplementary orders and directives are applicable to miscellaneous rubber products or materials:

(a) *Pressure sensitive tape.* Rubber Order R–1 permits the consumption of general purpose synthetics, reclaimed or scrap rubber in the manufacture of pressure sensitive tape for industrial purposes to fill Government and civilian orders. Schedule A of the order requires certification by the purchaser as to his end use.

(1) Uses which are classified as "industrial" are set forth in the certification.

(2) *Certification.* No person shall deliver or accept delivery of pressure sensitive tape (except high heat resistant and non-corrosive electric tape) unless the person acquiring the same shall certify to the seller and to the War Production Board in substantially the following form signed by an authorized official either manually or as provided in Priorities Regulation No. 7.

The undersigned hereby certifies to_____ (insert name of seller) and to the War Production Board that the pressure sensitive tape specified in the accompanying purchase order and future purchase orders will not be sold or used by him except for one or more of the following purposes:

1. Repair of transportation facilities.
2. Maintenance and manufacture of industrial and mining equipment.
3. The manufacture of the following products and parts thereof:
   (a) Aircraft.
   (b) Armored tanks.
   (c) Ships.
   (d) Army transport vehicles.
   (e) Guns.
   (f) Small arms.
   (g) Signalling devices.
   (h) Precision instruments.
   (i) Munitions.
   (j) Electrical equipment.
   (k) Machine tools.
   (l) Vehicles for common carriers and related transportation facilities.
4. Splicing cotton jacketed cellulose gaskets for sealing drums and paint pails.
5. Production and shipping of photographic and motion picture film and X-ray film.
6. Sealing containers used to maintain sterility or vacuum in the manufacture of medicine and drugs; industrial and wholesale packaging of drugs and chemicals.

Name_____
By_____
Address_____
City_____
Date_____

Certification in substantially the above form constitutes the approved form of certification required for deliveries of pressure sensitive tape.

The foregoing certification shall not be required for deliveries of pressure sensitive tape to a person who has already filed the certification with his supplier.

Certification of the purchaser may be relied upon by the seller unless the seller knows or has reason to believe that the certification is false.

(3) *Effective date.* Notwithstanding the provisions of Rubber Order R–1 as amended, the foregoing certification requirement shall not become effective until December 15, 1943.

(b) *Inflatable or pneumatic mattresses, cushions and pillows.* Rubber Order R–1 as amended does not permit the consumption of rubber or synthetic rubber in the manufacture of inflatable or pneumatic mattresses, cushions or pillows, to fill civilian orders.

In addition, the consumption of rubber or synthetic rubber in the manufacture of the foregoing products to fill Government orders is hereby prohibited except upon special authorization in writing by the War Production Board. (This supersedes SA–142.)

(c) *Shoe cements.* Notwithstanding the provisions of any quota directive 4–A or 4–B, no crude rubber or natural latex shall be consumed in the manufacture of shoe cements after December 31, 1943 without special authorization.

In order to receive adjustments of quota directives for this purpose, manufacturers should address a letter to the Manager of Allocations, Office of Rubber Director, Washington 25, D. C.

In this connection, it should be noted that Rubber Order R–1 as amended December 4, 1943 permits shoe cements containing crude rubber or natural latex only for shoe repairing after December 31, 1943.

(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; Pri. Reg. 1 as amended May 15, 1943, 8 F.R. 6727)

Issued this 18th day of December 1943.

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

[F. R. Doc. 43–20145; Filed, December 18, 1943; 11:12 a. m.]

Chapter XI—Office of Price Administration

PART 1302—ALUMINUM

[MPR 2,[1] Amdt. 5]

ALUMINUM SCRAP AND SECONDARY ALUMINUM INGOT

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.*

Maximum Price Regulation No. 2 is amended in the following respects:

1. Section 1, paragraph (c), is amended to read as follows:

(c) The provisions of this regulation shall apply to imports of aluminum scrap and secondary aluminum ingot into the forty-eight states of the United States and the District of Columbia and to the resale of any such imported material within that territory. However, nothing in this regulation or in any other regulation issued by the Office of Price Administration shall apply to the sale or delivery to the Metals Reserve Company, or its agents, of aluminum scrap or secondary aluminum ingot which is located at a point outside of the forty-eight states of the United States and the District of Columbia at the time the contract of sale is entered into.

2. Section 2 is amended to read as follows:

SEC. 2. *Prohibition against dealing in aluminum scrap at prices above the maximum.* (a) On and after December 23, 1943, regardless of any contract, agreement or other obligation, no person shall sell or deliver aluminum scrap (other than wrecked aircraft, unprepared, or drosses, skimmings, grindings, sweepings, sawings, and spatters), and no person in the course of trade or business shall buy or receive such aluminum scrap, at prices

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

[1] 8 F.R. 8495, 8948, 9330, 10899.

higher than the maximum prices set forth in Appendix A hereof, incorporated herein section 14; and no person shall agree, offer, solicit or attempt to do any of the foregoing: *Provided,* That contracts entered into prior to December 23, 1943, under the terms of, and at prices in conformance with Maximum Price Regulation No. 2 may be carried out at contract prices until January 22, 1944.

(b) On and after December 23, 1943, no person shall sell or deliver wrecked aircraft, unprepared, or aluminum drosses, skimmings, grindings, sweepings, sawings or spatters to a consumer and no consumer shall buy or receive such materials at prices higher than the maximum prices set forth in Appendix A hereof, incorporated herein as section 14; and no person shall agree, offer, solicit or attempt to do any of the foregoing: *Provided,* That contracts entered into prior to December 23, 1943, under the terms of, and at prices in conformance with, Maximum Price Regulation No. 2, may be carried out at contract prices until January 22, 1944. All other sales or deliveries of wrecked aircraft, unprepared, or of aluminum drosses, skimmings, grindings, sweepings, sawings or spatters are exempt from the provisions of this regulation and of the General Maximum Price Regulation.[2]

3. Section 4 is amended to read as follows:

SEC. 4. *Prohibition against dealing in secondary aluminum ingot at prices above the maximum.* On and after December 23, 1943, regardless of any contract, agreement, or other obligation, no person shall sell or deliver secondary aluminum ingot, and no person in the course of trade or business shall buy or receive secondary aluminum ingot, at prices higher than the maximum prices set forth in Appendix B, incorporated herein as section 15; and no person shall agree, offer, solicit or attempt to do any of the foregoing: *Provided,* That any person may sell and deliver, or deliver secondary aluminum ingot until January 22, 1944, at prices no higher than the maximum prices heretofore established for secondary aluminum ingot.

4. Section 14, paragraph (a), is amended to read as follows:

SEC. 14. *Appendix A: Maximum prices for aluminum scrap*—(a) *Schedule of prices.* (The maximum prices for aluminum scrap established in this section 14, with the exception of those established for wrecked aircraft and for drosses, skimmings, grindings, sweepings, sawings, and spatters are f. o. b. point of shipment. In the case of wrecked aircraft, and of drosses, skimmings, grindings, sweepings, sawings, and spatters, the maximum prices herein established are for such scrap delivered to the buyer's receiving point.)

Grade of aluminum scrap	Column I: Maximum price (cents per pound) for shipment at one time of less than 1,000 pounds	Column II: Maximum price (cents per pound) for shipment at one time of 1,000 to 20,000 pounds	Column III: Maximum price (cents per pound) for shipment at one time of 20,000 pounds or more
(1) Plant scrap, segregated:			
Solids:			
All S-type alloys (except 2S)	8½	9½	10
2S	8	9	9½
High Grade alloys	7	8	8½
Low Grade alloys (including #12 and piston alloys)	6½	7½	8
Borings and turnings:			
High-Grade alloys (including all S-type)	5½	6½	7
Low-Grade alloys (including #12 and piston alloys)	5	6	6½
(2) Plant scrap, mixed:			
All solids	6	7	7½
Borings and turnings	4	5	5½
(3) Obsolete scrap:			
Pure cable	8	9	9½
Old sheet and utensils (98% minimum aluminum)	7	8	8½
Old castings and forgings	6½	7	7½
Pistons free of struts	6½	7	7½
Pistons with struts	4½	5	5½
Old alloy sheets	5½	6	6½
(4) Wrecked aircraft (prepared):			
Having an aluminum alloy recovery of at least 90%	7 cents per pound of aluminum alloy recovered, irrespective of quantity.		
Having an aluminum alloy recovery of at least 70% but less than 90%	6 cents per pound of aluminum alloy recovered, irrespective of quantity.		
Having an aluminum alloy recovery of at least 50% but less than 70%	4 cents per pound of aluminum alloy recovered, irrespective of quantity.		
(5) Dresses, skimmings, grindings, sweepings, sawings and spatters:			
Containing 50% or more by weight of metallic aluminum as determined by fire assay, or for chemical purposes, by hydrogen evolution.	5¼ cents per pound of metallic aluminum contained, irrespective of quantity.		
Containing less than 50% by weight of metallic aluminum, as determined by fire assay, or for chemical purposes, by hydrogen evolution.	4½ cents per pound of metallic aluminum contained, irrespective of quantity.		

NOTE 1: *Meaning of terms.* (a) "Plant scrap" means scrap which is generated in the course of fabrication or manufacture and new material or parts rejected or discarded because defective, damaged in processing, part of surplus or idle inventory, or otherwise unfit for use.

(b) "Solids" and "Solid plant scrap" mean plant scrap generated by shearing, clipping, cutting, blanking, or similar process, also defective, rejected or otherwise discarded wrought aluminum parts, defective, rejected or otherwise discarded castings, and gates, sprues, risers or similar foundry scrap.

(c) Scrap shall not be deemed "segregated" whether in the form of solids or in the form of borings, turnings or other machinings, unless it consists of one alloy only and is so identified and handled as to be accepted for reprocessing into aluminum of the original alloy specifications without the necessity for other than routine examination by the processor. Compliance with this condition requires that the seller deliver to the buyer the War Production Board's Segregation Certificate PD-706 showing the alloy number and specification of the original material (for example, Alloy No. 142—46 A 15 Class 3) and that the scrap meets the specifications for that alloy.

(d) "Segregated low-grade alloy solids" include all alloys containing over 1% iron by weight (including free iron) except for alloy PM 754. "Segregated low-grade alloy borings and turnings" include all alloys containing over 1% iron by weight except for alloy PM 754.

(e) "Segregated S-type alloy solids" consist of scrap generated from the wrought or S-type alloys such as 17S or 24S.

(f) All segregated alloy solids which are not low-grade or S-type are "high-grade."

NOTE 2: *Iron, oil, moisture, etc.* If borings, turnings, and similar machinings or other grades of aluminum scrap contain oil, water or other forms of contamination, maximum prices may be paid only on the basis of the actual weight of aluminum or aluminum alloy contained. Moreover, if the aluminum or aluminum alloy content by weight is less than 85% of the weight of the material, the buyer may only pay delivery charges under paragraph (b) on that portion of the weight of the material represented by the weight of the aluminum or aluminum alloy content.

NOTE 3: *Quantity differentials.* The requisite quantities for which premiums are provided in Columns II and III, above, may consist of various grades of aluminum scrap, but other metals may not be included for the purpose of making up such quantities. In computing the weight necessary to obtain a quantity differential the actual weight of the material at the point of shipment, as determined by the public carrier, or as certified to and accepted by the public carrier, or as certified by a public weigher, is to be used. If the weight of the material at the point of shipment is not determined by any of the methods herein specified the actual weight of the material at the buyer's receiving point shall be used.

NOTE 4: *Aluminum foil.* Aluminum foil and light gauge aluminum sheet which does not exceed 0.006 of an inch in thickness is not considered within this regulation, but the provisions of the General Maximum Price Regulation shall apply to such scrap.

NOTE 5. *Wrecked aircraft.* The maximum prices established for wrecked aircraft (prepared) are for the actual aluminum alloy content of the ingot, or similar shape, recovered by the buyer's first melt of the entire shipment. By mutual agreement of the buyer and seller, 20% of the shipment by weight may be used as a representative sample in determining the amount of aluminum alloy recovered. Where less than 10,000 pounds of wrecked aircraft (prepared) are received in a shipment at one time the buyer may estimate the amount of aluminum alloy which will be recovered and make settlement on the basis of that estimate.

NOTE 6: *Premiums for special preparation.* Upon the sale of segregated solid aluminum plant scrap of any of the wrought aluminum or S-type alloys, except 2S and 3S, to the Aluminum Company of America, the Olin Corporation, or the Reynolds Metals Company, the following premiums may be charged, demanded, paid or offered:

	Premium (Cents per pound)
If such scrap is baled or packaged, suitable for briquetting	½
If such scrap is briquetted, or in large pieces too heavy to briquette	1

[2] 8 F.R. 3096, 3849, 4347, 4486, 4724, 4978, 4848, 6047, 6962, 8511, 9025, 9991, 11955, 15724.

The above premiums may also be charged, demanded, paid or offered upon the sale of segregated solid 17S, 24S, or 52S plant scrap to any other person, if, but only if, the sale is made pursuant to a specific authorization or directive from the War Production Board removing the sale from the restrictive provisions of Supplementary Order No. M–1–d.

Upon the sale of wrecked aircraft, prepared, a premium of one-half cent per pound of material may be charged, demanded, paid or offered if such scrap is baled by compression or briquetted.

Except as provided herein, the maximum prices established for aluminum scrap by this regulation shall not be increased by any charge or payment for special preparation.

5. Section 15, paragraph (a) (1) is amended to read as follows:

(1) *Maximum base price.* The maximum base price for secondary aluminum ingot shall be 12½ cents per pound. This maximum price applies to all alloys or grades of secondary aluminum ingot except as otherwise provided in paragraphs (b), (c), (d), (e) and (f) of this section.

6. Section 15, subparagraph (b) (1) is amended to read as follows:

(1) If the chemical specifications for an alloy of secondary aluminum ingot require a substantial content of chromium, magnesium, manganese, nickel, silicon, tin, titanium or vanadium, and if the scrap from which such ingot is produced does not contain these elements in sufficient quantity to meet the specifications upon remelting, so that it is necessary to introduce them by other means, the seller may apply to the Office of Price Administration, Washington, D. C., for permission to charge more than the maximum base price.

7. Section 15, paragraph (c), is amended to read as follows:

(c) *Maximum prices for primary grade ingot.*

	Maximum price (cents per pound)
142	15
355	15
195	14½

To be sold at this price, these alloys must meet the following specifications:

No.	Cu	Si	Fe	Mg	Mn	Zn	Ni	Cr	Ti	Total others	Each
142	3.5–4.5	0.50	0.50	1.2–1.8	0.1	0.1	1.7–2.3	0.25	0.20	0.15	0.05
355	1.0–1.5	4.5–5.5	.35	0.4–0.6	.1	.1	----------	.25	.20	.1	.05
195	4.0–5.0	1.2	.65	.03	.3	.1	----------	----------	.2	.15	.05

8. Section 15, paragraph (d), is amended to read as follows:

(d) *Maximum prices for low-grade ingot.*

	Maximum price (cents per pound)
(1) Low-grade piston alloy (No. 122 type)	12
(2) No. 12 foundry alloy (No. 2 grade)	12
(3) Chemical Warfare Service Ingot (92½% plus)	12
(4) Steel deoxidizing aluminum (including any aluminum ingot sold on aluminum content basis for other destructive uses or alloying purposes): [1]	
Grade 1 (95–97½% aluminum)	12¼
Grade 2 (92–95% aluminum)	12
Grade 3 (90–92% aluminum)	11½
Grade 4 (85–90% aluminum)	11
(5) Any other aluminum alloy ingot containing over 1% iron by weight, except PM 754 and hardeners	12

[1] Plus 2 cents extra for shapes other than notchbar, granulated or shot.

9. Section 15, paragraph (e) (4), is amended to read as follows:

(4) The foregoing provisions of this paragraph (e) shall not apply to sales of any hardener at a price previously reported to and approved by the Administrator in accordance with the provisions of this paragraph. Whenever the price proposed by any person for a particular hardener has been so reported, the price approved by the Administrator shall be the maximum price at which such person may thereafter sell such ingot. Nothing herein contained, however, shall be construed to prevent the Administrator from adjusting any price so approved when in his judgment adjustment is warranted. In order to bring the prices established under section 15 (e) of Maximum Price Regulation No. 2 into line with the level of prices established by this amendment, without requiring that they be resubmitted for approval, the prices so established are hereby each reduced by one and one-half cents per pound of aluminum content and as so reduced are hereby reapproved. If the seller of any such hardener believes that the price as so reduced is not in line with the level of prices established by this regulation, he may submit the hardener for approval as though it had never been submitted before.

10. Section 15, paragraph (f) (1) is amended to read as follows:

(1) The maximum price for any grade of secondary aluminum ingot (excluding primary-grade ingot for which provision is made in paragraph (c), the low-grade types for which provision is made in paragraph (d) and hardeners, for which provision is made in paragraph (e) of this section) which is produced in melts or heats of 250 pounds or less shall be:

(i) The highest price which the seller charged for the same grade of ingot delivered by him during March, 1942 reduced by 2½ cents per pound; or

(ii) If the seller did not deliver the same grade of ingot during March, 1942, the highest price quoted in the seller's price list reduced by 2½ cents per pound or, if he had no price list, the highest price which the seller regularly quoted in any other manner reduced by 2½ cents per pound for delivery of the same grade of ingot during March, 1942; or

(iii) If the maximum price for such ingot cannot be determined under the foregoing provisions of this paragraph (f), a price in line with the maximum prices established by this regulation and approved by the Administrator. The seller of any such ingot shall report such sale to the Office of Price Administration and obtain approval of a maximum price in the same manner as prescribed in paragraph (e) of this section for hardeners. For the purposes of this paragraph (f), the provisions of paragraph (e) shall apply in all respects, and shall be construed as though they referred to alloys produced in small quantities.

This amendment shall become effective December 23, 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 17th day of December 1943.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 43–20114; Filed, December 17, 1943; 12:05 p. m.]

PART 1362—CERAMIC PRODUCTS

[MPR 416,[1] Amdt. 3]

BASIC REFRACTORY PRODUCTS

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.*

Maximum Price Regulation 416 is amended in the following respects:

1. Section 1.4 (d) is hereby revoked.

2. Section 4.6 is amended to read as follows:

SEC. 4.6 *Packaging charges.* There may be added to the maximum prices of basic refractory brick computed in accordance with section 4.3 the following charges for domestic packaging:

	9" straights NT	9" sizes NT	Shapes per M 9" equivalent
Crates (30-9" equiv.)	$6.00	$7.00	$37.50
Crates (30-9" equiv.) with excelsior	7.00	8.00	42.50
Hardwood barrels with sawdust	10.00	11.00	60.00

3. Section 6.3 (a) is amended to read as follows:

SEC. 6.3 *Maximum prices for maintenance grade of dead-burned grain magnesite.* (a) The maximum price for maintenance grades of dead-burned grain magnesite in bulk shall be $22.00 per net ton, f. o. b. Chewelah, Washington. A delivered price in excess of the maximum f. o. b. Chewelah, Washington, prices may be charged, consisting of such maximum price plus the transportation charge in effect at the time of shipment computed at the lowest applicable rate from Chewelah to the point of delivery designated by the purchaser.

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

[1] 8 F.R. 8940, 13391.

Where the purchaser requires delivery from stock accumulated at some point other than the place of production, a delivered price in excess of the maximum f. o. b. Chewelah price may be charged, consisting of such maximum price plus the transportation charge computed at the railroad carload rate from Chewelah to the point of accumulation and the lowest applicable transportation charge from such point to the place of delivery designated by the purchaser plus $1.00 per net ton.

4. Section 7.2 is hereby revoked.

This amendment shall become effective December 23, 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 17th day of December 1943.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 43-20115; Filed, December 17, 1943; 12:04 p. m.]

PART 1377—WOODEN CONTAINERS

[RMPR 342 [1]]

NAIL KEGS AND NAIL KEG STAVES AND HEADING

Maximum Price Regulation No. 342—Nail Keg Staves and Heading—is redesignated Revised Maximum Price Regulation No. 342—Nail Kegs and Nail Keg Staves and Heading—and amended to read as follows:

In the judgment of the Price Administrator, the maximum prices established by this regulation are generally fair and equitable and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended, and Executive Order Nos. 9250 and 9328. A statement of the considerations involved in the issuance of this regulation has been issued simultaneously herewith and has been filed with the Division of the Federal Register.*

§ 1377.251 *Maximum prices for sales of nail kegs, staves and heading.* 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. 342 (Nail Kegs and Nail Keg Staves and Heading), which is annexed hereto and made a part hereof, is hereby issued.

AUTHORITY: § 1377.251 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.

REVISED MAXIMUM PRICE REGULATION NO. 342—NAIL KEGS AND NAIL KEG STAVES AND HEADING

ARTICLE I—PROHIBITIONS AND SCOPE OF REGULATION

Sec.
1. Sales of nail kegs and nail keg staves and headings at higher than maximum prices prohibited.
2. Products covered.

ARTICLE II—MAXIMUM PRICES AND TERMS OF SALE

Sec.
3. Maximum f. o. b. mill prices.
4. Items not specifically priced.
5. Delivered prices.

ARTICLE III—MISCELLANEOUS

6. Adjustable pricing.
7. Application for adjustment or petition for amendment.
8. Prohibited practices.
9. Records.
10. Enforcement.
11. Licensing.
12. Relation to General Maximum Price Regulation.

ARTICLE I—PROHIBITIONS AND SCOPE OF REGULATION

SECTION 1. *Sales of nail kegs and nail keg staves and heading at higher than maximum prices prohibited.* (a) On and after December 23, 1943, regardless of any contract or other obligation, no person shall sell or deliver and no person shall buy or receive any nail kegs, staves or heading at prices higher than those fixed by this regulation.

(b) Prices lower than those in the regulation may, of course, be charged and paid.

SEC. 2. *Products covered*—(a) *Staves.* This regulation covers all bilge sawn southern pine staves ⅜" thick and in lengths from 15" through 23".

(b) *Heading.* This regulation covers all circled southern pine heading 7/16" thick and in diameters from 9" through 12½".

(c) *Nail kegs.* This regulation covers all kegs made entirely or partially of bilge sawn staves covered by this regulation. Heading other than that covered by this regulation may be used.

ARTICLE II—MAXIMUM PRICES AND TERMS OF SALE

SEC. 3. *Maximum f. o. b. mill prices*—(a) *Staves.* The maximum f. o. b. mill prices for bilge sawn staves shall be as follows:

STAVES

Length:	*Per bundle of 400 inches*
15" through 16½"	$1.00
16⅝" through 17⅞"	1.05
18" through 18⅞"	1.08
19" through 20⅞"	1.13
21" through 23"	1.20

(b) *Heading.* The maximum f. o. b. mill prices for heading shall be as follows:

HEADING

Diameter:	*Per M sets*
9" through 9½"	$60.00
9⅝" through 10½"	63.00
10⅝" through 11½"	67.00
11⅝" through 12½"	72.00

(c) *Nail kegs.* The maximum prices, f. o. b. cooper shop, for nail kegs shall be as follows:

MAXIMUM PRICES FOR KEGS MADE OF BILGE SAWN STAVES

[2 steel (black) 2 wire (black) hoops. F. o. b. cooper shop per 100 kegs]

Keg size		Zone 1	Zone 2	Zone 3	Zone 4
Heads (planed, straight jointed)	Staves (rough, straight jointed)				
9" through 9½"	15" through 16½"	$32.00	$32.75	$33.00	$33.75
	16⅝" through 17⅞"	32.50	33.50	33.75	34.50
	18" through 18⅞"	32.75	33.75	34.00	34.75
9⅝" through 10½"	15" through 16½"	33.50	34.25	34.75	35.50
	16⅝" through 17⅞"	34.00	35.00	35.50	36.25
	18" through 18⅞"	34.50	35.50	35.75	36.75
	19" through 20⅞"	35.00	36.00	36.50	37.25
10⅝" through 11½"	15" through 16½"	35.00	36.00	36.50	37.25
	16⅝" through 17⅞"	35.75	36.75	37.25	38.00
	18" through 18⅞"	36.25	37.25	37.75	38.50
	19" through 20⅞"	36.75	38.00	38.50	39.25
	21" and over	40.50	41.75	42.25	43.00
11⅝" through 12½"	15" through 16½"	37.50	38.50	39.00	39.75
	16⅝" through 17⅞"	38.25	39.25	39.75	40.75
	18" through 18⅞"	38.75	39.75	40.25	41.25
	19" through 20⅞"	39.50	40.75	41.00	42.00
	21" and over	43.00	44.50	45.00	46.00

NOTES

1. If a cooper shop is operated on a purchaser's premises without the payment of rent, a minimum of $0.75 per C kegs shall be deducted from the above prices on all sales to such purchaser. If a purchaser supplies power, a minimum of $0.25 per C kegs shall be deducted. If a purchaser supplies both premises and power, a minimum of $1.00 per C kegs shall be deducted.

2. *Zone 1* includes the States of Alabama, Delaware, Florida, Georgia, Kentucky, Maryland, Mississippi, North Carolina, South Carolina, Tennessee, Virginia and West Virginia. *Zone 2* includes the States of Arkansas, Louisiana, New Jersey, Pennsylvania and Ohio. *Zone 3* includes the States of Illinois, Indiana, Michigan and Missouri. *Zone 4* includes the States of Connecticut, Iowa, Kansas, Maine, Massachusetts, Minnesota, Nebraska, New Hampshire, New York, North Dakota, Oklahoma, Rhode Island, South Dakota, Texas, Vermont and Wisconsin.

SEC. 4. *Items not specifically priced.* Any person desiring to sell any item covered by this regulation but not specifically priced herein must apply to the Lumber Branch, Office of Price Administration, Washington, D. C. for a price. The application must contain a complete description of the item to be priced, the requested selling price and any facts which the applicant may have in support thereof. The Office of Price Administration will by letter approve a specific price for the item. No deliveries may be made at the requested price until it has been approved by the Office of Price Administration.

SEC. 5. *Delivered prices.* If delivery is by common carrier the actual transportation costs paid or incurred by the seller may be added to the basic maximum prices. If shipment is by truck, owned or controlled by the seller, actual transportation costs may be added to the basic maximum prices. Such transportation

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

[1] 8 F.R. 3175.

cost may not exceed 80% of the common carrier charge for the same shipment.

ARTICLE III—MISCELLANEOUS

SEC. 6. *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, except that it may be given by letter or telegram when the contemplated revision will be the granting of an individual application for adjustment.

SEC. 7. *Petitions for amendment or applications for adjustment*—(a) *Government contracts.* (1) The term "Government contract" is here used to include any contract with the United States or any of its agencies or with the government or any governmental agency of any country whose defense the President deems vital to the defense of the United States under the terms of the Act f March 11, 1941, entitled "An Act to promote the Defense of the United States". The term also includes any subcontract under this kind of contract.

(2) Any person who has entered into or proposes to enter into a "Government contract," who believes that the maximum prices contained in this regulation impede or threaten to impede production of lumber of the species covered by this regulation essential to the war program, may file an application for adjustment in accordance with Procedural Regulation No. 6,[2] issued by the Office of Price Administration. As soon as the application is filed, contracts, deliveries, and payments may be made at the requested price, subject to refund if the requested price is disapproved or lowered. The seller must notify the buyer that the delivery is made subject to this refund.

(b) *Petition 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,[3] issued by the Office of Price Administration.

SEC. 8. *Prohibited practices.* Any practice which is a device to get the effect of a higher-than-ceiling price without actually raising the dollars and cents price is as much of a violation of this regulation as an outright over-ceiling price. This applies to devices making use of commissions, services, transportation arrangements, premiums, special privileges, tying-agreements, trade understandings, changes in discount practices and the like.

SEC. 9. *Records.* All persons making sales of products covered by this regulation must keep records for any month in which their total sales of these products amount to $250.00 or more. The records must show a complete description of the products sold, the name and address of the buyer, the date of sale, and the price. Buyers must keep similar records including the name and address of the seller. Such records must be kept for a period of two years for inspection by the Office of Price Administration.

SEC. 10. *Enforcement.* (a) Persons violating any provision of this regulation are subject to the criminal penalties, civil enforcement actions, suits for treble damages, and proceedings for suspension of licenses provided for by the Emergency Price Control Act of 1942, as amended.

(b) War procurement agencies and their contracting or paying finance officers are not subject to any liability, civil or criminal, imposed by this regulation. Persons who make sales covered by this regulation to war procurement agencies and buyers to whom products covered by this regulation have been allocated by any such agencies are, however, subject to all the liabilities imposed by this regulation. "War procurement agencies" include the War Department, the Navy Department, the United States Maritime Commission and the Lend-Lease Section in the Procurement Division of the Treasury Department, or any of their agencies. Such agencies are nevertheless subject to this regulation.

SEC. 11. *Licensing.* The provisions of Licensing Order No. 1,[4] licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 12. *Relation to General Maximum Price Regulation.*[5] Sales and purchases covered by this Revised Maximum Price Regulation No. 342 are not subject to the General Maximum Price Regulation.

This revised regulation shall become effective December 23, 1943.

NOTE: All 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 17th day of December 1943.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 43-20116; Filed, December 17, 1943; 12:05 p. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[MPR 288,[1] Amdt. 15]

CANNED VEGETABLES IN ALASKA

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.*

Section 1418.363 (o) Table XV is added to read as follows:

(o) *Table XV: Maximum prices for canned vegetables.*

Brand	Description	Container size or net weight	Ketchikan	Wrangell	Petersburg	Juneau Douglas	Skagway Haines	Sitka	Cordova	Valdez	Seward	Kodiak	Anchorage	Palmer	Fairbanks	Nome
Asparagus—Tin:																
Buon Gusto	Cut, all green	1 lb. 3 oz.	$0.21	$0.21	$0.21	$0.21	$0.21	$0.21	$0.22	$0.20	$0.22	$0.23	$0.25	$0.25	$0.28	$0.22
Del Monte	Salad parts	Picnic	.37	.37	.37	.38	.38	.38	.39	.35	.39	.40	.42	.42	.46	.37
Del Monte	Colossal, green tips	1 lb. (sq.)	.52	.52	.52	.52	.53	.53	.54	.48	.54	.54	.57	.56	.60	.50
Del Monte	Early green	1 lb. (sq.)	.49	.49	.49	.49	.50	.50	.51	.45	.51	.51	.53	.51	.56	.47
Del Monte	Early green	1 lb. 3 oz.	.38	.38	.38	.39	.39	.39	.40	.36	.40	.40	.42	.41	.45	.38
Del Monte	Mary Washington	1 lb. 3 oz.	.46	.46	.46	.47	.47	.47	.48	.43	.48	.49	.51	.50	.54	.45
Del Monte	Early grown, all green	1 lb. 3 oz.	.43	.43	.43	.43	.43	.43	.45	.40	.45	.45	.47	.47	.50	.42
Del Monte	Colossal	No. 2	.43	.43	.43	.43	.43	.43	.45	.40	.45	.45	.47	.47	.50	.42
Garden grown	Bottom cut	14½ oz.	.17	.17	.17	.17	.17	.17	.18	.16	.18	.19	.21	.21	.22	.18
Garden grown	Standard, bottom cut	1 lb. 3 oz.	.18	.19	.19	.19	.19	.19	.20	.18	.20	.20	.23	.23	.26	.20
Happy Home	Small, all green	10 oz.	.28	.28	.28	.28	.28	.28	.29	.26	.29	.29	.30	.30	.32	.27
Happy Home	Small, green tips	1 lb. (sq.)	.42	.42	.42	.42	.42	.42	.43	.39	.43	.43	.46	.45	.49	.40
Happy Home	Medium, white tips	1 lb. (sq.)	.47	.48	.48	.48	.48	.48	.49	.48	.49	.49	.52	.51	.55	.50
Happy Home	Large, green tips	1 lb. (sq.)	.44	.44	.44	.44	.44	.44	.45	.40	.45	.46	.48	.47	.51	.42
Happy Home	Mammoth, green tips	1 lb. (sq.)	.43	.43	.43	.43	.44	.44	.45	.40	.45	.45	.47	.46	.50	.42
Happy Home	Mammoth, white tips	1 lb. (sq.)	.46	.46	.46	.46	.46	.46	.48	.43	.48	.48	.50	.49	.53	.44
Happy Home	Small, all green	1 lb. 3 oz.	.39	.39	.39	.40	.40	.40	.41	.37	.41	.41	.44	.43	.47	.39
Happy Home	Medium, all green	1 lb. 3 oz.	.43	.43	.43	.43	.44	.44	.45	.40	.45	.45	.48	.47	.51	.42
Happy Home	Large, all green	1 lb. 3 oz.	.44	.44	.44	.44	.45	.45	.46	.41	.46	.46	.49	.48	.52	.43
Happy Home	Mammoth, all green	1 lb. 3 oz.	.45	.45	.45	.45	.45	.46	.47	.42	.46	.47	.50	.49	.53	.44

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

[1] 7 F.R. 10581, 11012; 8 F.R. 23, 567, 2158, 2445, 6964, 3844, 8184, 12549, 13166, 14305, 16514.

[2] 7 F.R. 5087, 5664; 8 F.R. 6173, 6174, 12024.

[3] 7 F.R. 8961; 8 F.R. 3315, 3533, 6173, 1186, 11806.

[4] 8 F.R. 13240.

[5] 8 F.R. 3096, 3849, 4347, 4486, 4724, 4978, 4848, 6047, 6962, 8511, 9025, 9991, 11955, 13924.

Brand	Description	Container size or net weight	Ketchikan	Wrangell	Petersburg	Juneau Douglas	Skagway Haines	Sitka	Cordova	Valdez	Seward	Kodiak	Anchorage	Palmer	Fairbanks	Nome
Asparagus—Tin—Con.																
Hillsdale	Standard, spears	10½ oz	$0.30	$0.30	$0.30	$0.30	$0.30	$0.30	$0.31	$0.28	$0.31	$0.31	$0.33	$0.32	$0.34	$0.29
Hillsdale	Standard, center cut spears	1 lb. 3 oz	.17	.17	.17	.17	.17	.17	.18	.16	.18	.19	.20	.20	.24	.18
I. G. A		lb. 3 oz	.42	.42	.42	.42	.43	.43	.44	.39	.44	.44	.47	.46	.50	.41
Inland Valley	Cut spears	14½ oz	.23	.24	.24	.24	.24	.24	.25	.23	.25	.25	.27	.27	.29	.24
Inland Valley	Cut spears & tips	1 lb. 3 oz	.30	.30	.30	.30	.30	.30	.32	.28	.32	.32	.34	.34	.37	.30
Inland Valley	Choice cut spears	1 lb. 3 oz	.28	.28	.28	.28	.28	.29	.30	.27	.30	.30	.32	.32	.35	.29
Libby	All green tips	1 lb. (sq.)	.53	.53	.53	.54	.54	.54	.55	.49	.55	.55	.58	.57	.60	.51
Libby	All green	1 lb. 3 oz	.48	.48	.48	.48	.48	.48	.50	.45	.50	.50	.53	.51	.55	.47
Libby	Blended spears	1 lb. 3 oz	.41	.41	.41	.41	.41	.41	.43	.38	.43	.43	.45	.44	.48	.40
Pierce	Large	1 lb. 3 oz	.44	.44	.44	.44	.45	.45	.46	.41	.46	.46	.49	.48	.52	.43
Reliance	Small	Picnic	.28	.28	.28	.28	.28	.28	.29	.26	.29	.29	.31	.30	.32	.27
Rialto		1 lb. 3 oz	.43	.43	.43	.43	.43	.43	.45	.40	.45	.45	.48	.46	.50	.42
Seaport	Center cut	No. 2	.25	.25	.25	.26	.26	.26	.27	.24	.27	.27	.30	.30	.33	.26
Shurfine	Blended	1 lb. 3 oz	.51	.51	.51	.51	.52	.52	.53	.48	.53	.53	.56	.54	.59	.50
Shurfine	Small	1 lb. 3 oz	.38	.38	.38	.38	.38	.38	.39	.35	.39	.40	.42	.41	.45	.37
Shurfine	Large	1 lb. 3 oz	.42	.42	.42	.42	.43	.43	.44	.39	.44	.44	.46	.45	.49	.44
Topside	Ungraded	1 lb. 3 oz	.31	.31	.31	.32	.32	.32	.33	.30	.33	.33	.36	.36	.39	.31
Walla Walla	Small	10½ oz	.25	.25	.25	.25	.25	.25	.26	.23	.26	.26	.27	.26	.29	.24
Walla Walla	Medium	10½ oz	.26	.26	.26	.26	.26	.26	.27	.24	.27	.27	.29	.28	.30	.25
Walla Walla	Medium	14½ oz	.33	.33	.33	.33	.33	.33	.35	.31	.35	.35	.37	.37	.40	.33
Walla Walla	Large	14½ oz	.34	.34	.34	.34	.35	.35	.36	.32	.36	.36	.38	.38	.40	.34
Walla Walla	Small	1 lb. 3 oz	.40	.40	.40	.40	.40	.40	.42	.37	.42	.42	.45	.44	.48	.39
Walla Walla	Medium	1 lb. 3 oz	.42	.42	.42	.42	.43	.43	.44	.39	.44	.44	.47	.46	.50	.41
Walla Walla	Large, green	1 lb. 3 oz	.44	.44	.44	.44	.45	.45	.46	.41	.46	.46	.49	.48	.52	.43
Whopper	Large	14½ oz	.34	.34	.34	.34	.34	.35	.36	.32	.36	.36	.39	.38	.42	.34
Whopper	Colossal	1 lb. 3 oz	.42	.42	.42	.42	.43	.43	.44	.39	.44	.44	.47	.46	.49	.41
Asparagus—glass:																
Amocat	Medium, all green	1 lb. 3 oz	.46	.47	.47	.47	.47	.47	.49	.44	.49	.49	.52	.54	.58	.46
Honor	Small	1 lb. 3 oz	.41	.41	.41	.41	.42	.42	.43	.39	.43	.43	.48	.49	.52	.41
New West	Blended, all green	1 lb. 3 oz	.44	.44	.44	.44	.45	.45	.47	.42	.47	.47	.53	.53	.56	.44
New West	Mammoth, all green	1 lb. 3 oz	.48	.49	.49	.49	.49	.49	.51	.45	.51	.51	.56	.56	.60	.48
Red Spark	Standard	1 lb. 3 oz	.23	.23	.23	.23	.24	.24	.25	.23	.25	.26	.31	.32	.34	.25
Red & White	Large	1 lb. 3 oz	.47	.47	.47	.47	.47	.48	.49	.44	.49	.50	.55	.55	.59	.47
Baked Beans—Tin:																
Dennison	With pork	1 lb. 3 oz	.14	.14	.14	.15	.15	.15	.16	.16	.16	.16	.17	.18	.19	.17
Heinz	Vegetarian	18 oz	.18	.19	.19	.19	.19	.19	.20	.20	.20	.20	.22	.23	.25	.21
I. G. A	With pork	20 oz	.14	.14	.14	.14	.14	.14	.15	.15	.15	.16	.18	.19	.21	.17
I. G. A	With pork	1 lb. 14 oz	.17	.17	.17	.17	.18	.18	.19	.19	.19	.19	.23	.24	.27	.22
Baked beans—glass:																
B & M	With pork	19 oz	.24	.25	.25	.25	.25	.25	.26	.26	.26	.27	.29	.31	.31	.28
B & M	With pork	28 oz	.32	.33	.33	.33	.33	.34	.36	.36	.36	.36	.38	.40	.41	.39
Dennison	With pork	17 oz	.22	.22	.22	.22	.23	.23	.24	.24	.24	.24	.27	.28	.29	.26
Heinz	Vegetarian	17½ oz	.22	.22	.22	.22	.22	.22	.24	.24	.24	.24	.26	.26	.29	.26
Van Camp	With pork	No. 2½	.30	.31	.31	.31	.31	.31	.34	.34	.34	.34	.38	.41	.42	.37
Wax and Green Beans—Tin:																
Atlantic	Choice cut	1 lb. 3 oz	.19	.19	.19	.19	.20	.20	.21	.21	.21	.21	.24	.25	.27	.23
Big Six	String	1 lb. 3 oz	.19	.19	.19	.19	.19	.20	.21	.21	.21	.21	.24	.25	.26	.22
Brimful	Short cut standard	1 lb. 3 oz	.22	.22	.22	.22	.22	.22	.23	.23	.23	.24	.26	.27	.28	.25
Buon Gusto	Cut	1 lb. 3 oz	.21	.21	.21	.21	.21	.21	.22	.23	.23	.23	.25	.26	.29	.24
Carnation Valley	Cut	1 lb. 3 oz	.18	.18	.18	.18	.18	.18	.20	.20	.20	.20	.22	.23	.25	.21
Clipper	Ex. standard-cut-flat pod	1 lb. 3 oz	.20	.20	.20	.20	.20	.20	.22	.22	.22	.22	.24	.25	.27	.23
Cottage (Blue Lake)	Cut	1 lb. 3 oz	.23	.23	.23	.24	.24	.24	.25	.25	.25	.25	.28	.29	.30	.27
Del Monte	Whole	10 oz	.15	.15	.15	.15	.15	.15	.15	.15	.15	.16	.17	.17	.18	.16
Del Monte	Whole	15½ oz	.21	.21	.21	.21	.21	.21	.22	.22	.22	.23	.24	.25	.26	.24
Del Monte	Whole	No. 2	.22	.22	.22	.22	.23	.23	.24	.24	.24	.24	.26	.27	.29	.25
Dewkist	Cut	1 lb. 3 oz	.21	.21	.21	.22	.22	.22	.23	.23	.23	.23	.25	.27	.28	.25
Emporium (Blue Lake)	Cut	No. 2	.23	.23	.23	.23	.23	.24	.25	.25	.25	.25	.27	.28	.30	.27
Everson	Cut, string	1 lb. 4 oz	.21	.21	.21	.21	.22	.22	.23	.23	.23	.23	.25	.27	.28	.25
Family	Cut standard	1 lb. 3 oz	.17	.18	.18	.18	.18	.18	.19	.19	.19	.19	.22	.23	.24	.21
Fernbrook	Standard cut	1 lb. 3 oz	.22	.22	.22	.23	.23	.23	.24	.24	.24	.24	.27	.28	.30	.26
Garden Patch	Standard	1 lb. 3 oz	.17	.18	.18	.18	.18	.18	.19	.19	.19	.19	.22	.23	.24	.21
Golden Harvest	String, red pod	1 lb. 3 oz	.21	.21	.21	.21	.22	.22	.23	.23	.23	.23	.26	.27	.28	.24
Good Day	Standard cut	1 lb. 3 oz	.21	.22	.22	.22	.22	.22	.23	.23	.23	.23	.25	.27	.28	.25
Green Spot	Standard	15½ oz	.17	.17	.17	.17	.17	.17	.18	.18	.18	.19	.21	.21	.24	.20
Happy Home	1 sieve, whole	1 lb. 3 oz	.27	.27	.27	.27	.27	.28	.29	.29	.29	.29	.32	.33	.34	.31
Happy Home	Cut	1 lb. 3 oz	.20	.21	.21	.21	.21	.21	.22	.22	.22	.22	.25	.26	.28	.24
Happy Vale	Standard cut	1 lb. 3 oz	.16	.16	.16	.16	.16	.16	.17	.17	.17	.17	.20	.21	.22	.19
I. G. A	Whole	1 lb. 4 oz	.25	.25	.25	.25	.25	.25	.26	.26	.26	.27	.29	.30	.32	.28
I. G. A	Cut	1 lb. 4 oz	.21	.21	.21	.21	.21	.21	.22	.22	.22	.23	.25	.26	.28	.24
Indian River	Ex. standard, string	1 lb. 3 oz	.20	.20	.20	.20	.20	.20	.21	.21	.21	.22	.24	.25	.27	.23
Killian	French style	No. 2	.24	.25	.25	.25	.25	.25	.26	.26	.26	.27	.29	.30	.31	.28
Libby	2 sieve, whole	1 lb. 3 oz	.23	.23	.23	.23	.23	.24	.25	.25	.25	.25	.27	.28	.30	.27
Libby	3 sieve cut	1 lb. 3 oz	.21	.21	.21	.21	.21	.21	.22	.22	.22	.23	.25	.26	.28	.24
Libby	3 sieve whole	1 lb. 3 oz	.22	.22	.22	.22	.23	.23	.24	.24	.24	.24	.26	.27	.29	.26
Libby	Asparagus style	No. 2	.25	.25	.25	.25	.26	.26	.27	.27	.27	.27	.29	.30	.33	.29
Mountain	Standard	1 lb. 3 oz	.19	.19	.19	.19	.20	.20	.21	.21	.21	.21	.23	.24	.26	.23
Mountain Fresh		1 lb. 3 oz	.20	.20	.20	.21	.21	.21	.22	.22	.22	.22	.25	.26	.28	.24
Nooksack	Standard cut string	1 lb. 4 oz	.16	.16	.16	.16	.16	.16	.17	.17	.17	.18	.20	.21	.23	.19
Norwest	Standard 5 sieve cut	1 lb. 3 oz	.20	.20	.20	.20	.20	.20	.22	.22	.22	.22	.24	.25	.27	.23
Old Homestead	Cut	1 lb. 3 oz	.21	.21	.21	.21	.22	.22	.23	.23	.23	.23	.25	.26	.28	.25
Osage	Ex. standard cut	1 lb. 3 oz	.21	.21	.21	.21	.21	.21	.22	.22	.22	.23	.25	.25	.28	.24
Palmdale	Choice, julienne	15½ oz	.22	.23	.23	.23	.23	.23	.24	.24	.24	.24	.26	.27	.28	.25
Palmdale	Choice, cut wax	1 lb. 3 oz	.24	.24	.24	.24	.24	.24	.25	.25	.25	.25	.28	.29	.30	.27
Pellaco	Standard 4 sieve	1 lb. 3 oz	.21	.21	.21	.21	.21	.22	.23	.23	.23	.23	.25	.27	.28	.24
Puget Maid	6 sieve	No. 2	.17	.17	.17	.17	.18	.18	.19	.19	.19	.19	.21	.22	.24	.21
Puyallup	Cut	1 lb. 3 oz	.19	.19	.19	.19	.19	.19	.20	.20	.20	.20	.23	.24	.25	.22
Rainier	2-3-4 sieve short cut	No. 2	.19	.20	.20	.20	.20	.20	.21	.21	.21	.21	.24	.25	.26	.23
Rainier	Seconds cut 6 sieve	1 lb. 3 oz	.18	.18	.18	.18	.18	.18	.19	.19	.19	.19	.22	.23	.24	.21
Rayeroft	Standard wax cut	1 lb. 3 oz	.19	.19	.19	.19	.19	.19	.20	.20	.20	.21	.23	.24	.26	.22
Red and White	Cut	1 lb. 3 oz	.21	.21	.21	.21	.22	.22	.23	.23	.23	.23	.25	.26	.28	.25
Red and White	Whole	1 lb. 3 oz	.23	.23	.23	.24	.24	.24	.25	.25	.25	.25	.28	.29	.30	.27
Reliance	Wax	1 lb. 3 oz	.22	.22	.22	.22	.22	.22	.23	.23	.23	.24	.26	.27	.29	.25
Ruskel	String	1 lb. 3 oz	.20	.21	.21	.21	.21	.21	.22	.22	.22	.22	.25	.26	.27	.24
S & W	Cut	1 lb. 3 oz	.27	.27	.27	.27	.28	.28	.29	.29	.29	.29	.31	.33	.34	.31
S & W	Small, whole	1 lb. 3 oz	.31	.31	.31	.31	.31	.31	.33	.33	.33	.33	.35	.36	.38	.34
Seaport	Cut, Blue Lake	No. 2	.20	.21	.21	.21	.21	.21	.22	.22	.22	.22	.25	.26	.27	.24
Shaver	Standard	1 lb. 3 oz	.23	.24	.24	.24	.24	.24	.25	.25	.25	.25	.28	.29	.30	.27
Shurfine	Cut	1 lb. 3 oz	.22	.22	.22	.22	.22	.22	.23	.23	.23	.24	.25	.26	.28	.25
Shurfine	French cut	1 lb. 3 oz	.23	.24	.24	.24	.24	.24	.25	.25	.25	.25	.27	.28	.30	.27
Silver Falls	Standard cut	1 lb. 3 oz	.19	.19	.19	.19	.19	.19	.20	.20	.20	.21	.23	.23	.26	.22
Sunburst	Standard cut	1 lb. 3 oz	.17	.18	.18	.18	.18	.18	.19	.19	.19	.19	.22	.23	.25	.21
Table	Cut	1 lb. 3 oz	.22	.22	.22	.22	.22	.22	.24	.24	.24	.24	.26	.26	.29	.25
Tastewell	Cut	1 lb. 3 oz	.19	.19	.19	.19	.19	.19	.20	.20	.20	.20	.22	.23	.25	.22
Tilton	Short cut	1 lb. 3 oz	.16	.16	.16	.16	.16	.16	.17	.17	.17	.18	.20	.21	.23	.19
Valley	Cut standard	1 lb. 3 oz	.18	.19	.19	.19	.19	.19	.20	.20	.20	.20	.22	.23	.25	.22
What-Com	Cut	1 lb. 3 oz	.16	.16	.16	.16	.17	.17	.18	.18	.18	.18	.20	.22	.23	.19
West Farms	Standard cut	1 lb. 3 oz	.22	.22	.22	.22	.22	.22	.23	.23	.23	.24	.26	.27	.29	.25
White Tag	Standard 6 sieve	1 lb. 3 oz	.19	.19	.19	.20	.20	.20	.21	.21	.21	.21	.23	.24	.26	.23

Brand	Description	Container size or net weight	Ketchikan	Wrangell	Petersburg	Juneau Douglas	Skagway Haines	Sitka	Cordova	Valdez	Seward	Kodiak	Anchorage	Palmer	Fairbanks	Nome
Green Beans—Glass:																
Blue and White	Cut	1 lb.	$0.24	$0.24	$0.24	$0.24	$0.24	$0.24	$0.26	$0.26	$0.26	$0.26	$0.28	$0.30	$0.30	$0.28
Del Monte		1 lb.	.23	.24	.24	.24	.24	.24	.25	.25	.25	.26	.28	.29	.30	.28
Osage	Ex. standard cut stringless	1 lb. 3 oz.	.20	.21	.21	.21	.21	.21	.22	.22	.22	.22	.25	.27	.27	.24
Osage	Green cut, ex. standard	1 lb. 3 oz.	.22	.23	.23	.23	.23	.23	.25	.25	.25	.25	.30	.32	.33	.27
Red and White	Cut	1 lb. 3 oz.	.24	.24	.24	.24	.24	.25	.26	.26	.26	.26	.31	.33	.35	.29
Lima Beans—Tin:																
Del Monte	Green	Picnic	.17	.17	.17	.17	.17	.17	.18	.18	.18	.18	.19	.20	.21	.19
Del Monte	Early garden	1 lb.	.21	.21	.21	.22	.22	.22	.23	.23	.23	.23	.25	.26	.27	.24
Del Monte	Green, early garden	1 lb. 4 oz.	.24	.25	.25	.25	.25	.25	.26	.26	.26	.27	.29	.30	.32	.28
Del Monte	Green, 1 sieve	1 lb. 4 oz.	.27	.27	.27	.27	.27	.27	.28	.28	.28	.29	.31	.32	.34	.30
Garden Grown	Standard, green & white	1 lb.	.18	.18	.18	.18	.18	.18	.19	.20	.19	.20	.21	.22	.24	.21
Old Homestead	Green, medium	1 lb. 4 oz.	.20	.20	.20	.20	.20	.21	.22	.22	.22	.22	.24	.25	.27	.24
Red Dart		1 lb. 4 oz.	.19	.19	.19	.19	.19	.19	.20	.20	.20	.21	.23	.24	.26	.22
Red & White	Green, midget	1 lb. 4 oz.	.31	.31	.31	.31	.31	.31	.32	.33	.32	.33	.35	.36	.38	.34
Reliance	Tiny, fresh green	No. 2	.27	.27	.27	.27	.28	.28	.29	.29	.29	.29	.31	.33	.34	.31
Walla Walla	Green, 1-2-3 sieve	Picnic	.18	.19	.19	.19	.19	.19	.20	.20	.20	.21	.23	.24	.26	.22
Walla Walla	Green, small sieve	No. 303	.22	.22	.22	.22	.23	.23	.24	.24	.24	.24	.26	.27	.28	.26
Beets—Tin:																
Blue Tag	Whole	1 lb. 4 oz.	.26	.26	.26	.27	.26	.26	.27	.26	.27	.28	.30	.30	.33	.29
Dewkist		No. 2	.25	.25	.25	.25	.25	.25	.27	.26	.27	.27	.29	.29	.32	.29
Fernbrook	Standard, sliced	1 lb. 4 oz.	.15	.15	.15	.16	.16	.16	.17	.16	.17	.17	.20	.20	.22	.19
Good-day	Standard, diced	1 lb. 4 oz.	.14	.14	.14	.14	.14	.14	.15	.15	.15	.16	.18	.18	.20	.17
Green Tag	Sliced	1 lb. 4 oz.	.16	.17	.17	.17	.17	.17	.18	.17	.18	.18	.21	.21	.24	.20
Happy Home	Small whole	1 lb. 4 oz.	.28	.28	.28	.28	.28	.28	.30	.28	.30	.30	.32	.32	.35	.32
Happy Home	Sliced	1 lb. 4 oz.	.20	.20	.20	.20	.20	.20	.22	.21	.22	.22	.24	.24	.27	.24
Lien	Whole pickled	1 lb. 4 oz.	.23	.23	.23	.23	.23	.23	.24	.23	.24	.25	.26	.27	.30	.26
Lien	Ungraded whole	1 lb. 4 oz.	.21	.21	.21	.21	.21	.21	.23	.21	.23	.23	.25	.25	.28	.24
Old Homestead	Diced	8 oz.	.08	.08	.08	.08	.08	.08	.09	.08	.09	.09	.10	.10	.11	.09
Old Homestead	Tiny whole	1 lb. 4 oz.	.29	.29	.29	.29	.29	.29	.30	.31	.30	.31	.33	.34	.36	.32
Old Homestead	Diced	1 lb. 4 oz.	.16	.16	.16	.16	.17	.17	.18	.17	.18	.18	.21	.21	.24	.20
Old Homestead	Shoestring	1 lb. 4 oz.	.15	.15	.15	.15	.16	.16	.17	.16	.17	.17	.20	.20	.23	.19
Old Homestead	Sliced	1 lb. 4 oz.	.20	.20	.20	.20	.20	.20	.22	.21	.22	.22	.24	.24	.27	.24
Old Homestead	Whole-ruby	1 lb. 4 oz.	.22	.22	.22	.22	.22	.22	.23	.23	.24	.24	.26	.26	.29	.26
Old Homestead	Whole-pickled 25 count	1 lb. 4 oz.	.22	.22	.22	.22	.23	.23	.24	.23	.24	.24	.27	.27	.30	.26
Paulas	Diced	1 lb. 4 oz.	.16	.16	.16	.17	.16	.16	.17	.17	.18	.18	.21	.21	.24	.19
Ray Mal	Sliced	1 lb. 4 oz.	.19	.19	.19	.19	.19	.20	.21	.20	.21	.21	.23	.24	.26	.23
Ray Mal	Diced	No. 2	.16	.16	.16	.17	.17	.17	.18	.17	.18	.18	.21	.21	.23	.20
Red & White	Shoestring	1 lb. 4 oz.	.16	.16	.16	.16	.16	.17	.18	.17	.18	.18	.20	.21	.23	.19
Red & White	Sliced	1 lb. 4 oz.	.20	.20	.20	.20	.20	.20	.22	.21	.22	.22	.24	.24	.27	.24
Red & White	Tiny whole	1 lb. 4 oz.	.27	.27	.27	.27	.27	.27	.28	.27	.28	.29	.31	.31	.34	.30
Red & White	Pickled	1 lb. 4 oz.	.22	.22	.22	.22	.23	.23	.24	.23	.24	.24	.27	.27	.30	.26
Red Tag	Sliced	No. 2	.17	.17	.17	.17	.18	.18	.19	.18	.19	.19	.22	.22	.24	.21
Reliance	Midget whole	No. 2	.30	.30	.30	.30	.31	.31	.32	.31	.32	.32	.34	.34	.37	.34
Reliance	Medium whole	No. 2	.17	.17	.17	.17	.17	.17	.19	.18	.19	.19	.21	.21	.24	.20
S & W	Diced	8¼ oz.	.08	.08	.08	.08	.08	.08	.09	.08	.09	.09	.10	.10	.11	.10
S & W	Small whole	1 lb. 4 oz.	.27	.27	.27	.28	.28	.28	.29	.28	.29	.29	.32	.32	.35	.31
Signet	Diced	1 lb.	.20	.20	.20	.20	.20	.20	.21	.21	.21	.22	.23	.23	.25	.23
Stanwood	Sliced	1 lb. 4 oz.	.15	.15	.15	.15	.16	.16	.17	.16	.17	.17	.20	.20	.23	.19
White tag	Sliced	1 lb. 4 oz.	.15	.15	.15	.15	.15	.15	.17	.16	.17	.17	.19	.19	.22	.18
White tag	Diced	1 lb. 4 oz.	.15	.15	.15	.15	.15	.15	.16	.16	.16	.17	.19	.20	.22	.18
Beets—Glass:																
Del Monte	Whole	1 lb.	.23	.23	.23	.23	.23	.23	.25	.24	.25	.25	.27	.27	.30	.27
Del Monte	Sliced	1 lb.	.21	.20	.20	.21	.21	.21	.23	.22	.23	.23	.25	.25	.27	.25
Del Monte	Diced	1 lb.	.18	.18	.18	.18	.18	.18	.20	.19	.20	.21	.22	.23	.24	.22
Dewkist	Baby whole	No. 303	.24	.24	.24	.24	.24	.24	.25	.24	.25	.26	.27	.27	.29	.27
Dewkist	Sliced	1 lb.	.18	.18	.18	.18	.18	.18	.20	.19	.20	.20	.22	.22	.24	.22
Carrots—Tin:																
Diamond A	Diced	1 lb. 4 oz.	.15	.15	.15	.15	.16	.16	.17	.17	.17	.17	.19	.21	.22	.18
Old Homestead	Shoestring	1 lb. 4 oz.	.12	.12	.12	.12	.13	.13	.14	.14	.14	.14	.16	.17	.19	.16
Raymal	Diced	1 lb. 4 oz.	.15	.15	.15	.15	.16	.16	.17	.17	.17	.17	.19	.21	.22	.18
Red & White	Shoetstring	1 lb. 4 oz.	.12	.12	.12	.12	.13	.13	.14	.14	.14	.14	.16	.17	.19	.16
Red & White	Diced	1 lb. 4 oz.	.12	.12	.12	.12	.13	.13	.14	.14	.14	.14	.16	.17	.19	.16
Signet	Diced	15½ oz.	.17	.17	.17	.17	.18	.18	.18	.19	.18	.19	.21	.21	.23	.20
Corn—Tin:																
Custer	Golden sweet	1 lb. 4 oz.	.16	.16	.17	.17	.17	.17	.18	.18	.18	.18	.20	.22	.23	.20
De Lite	Ex. standard-golden cream sweet.	1 lb. 4 oz.	.19	.18	.19	.19	.19	.19	.20	.20	.20	.20	.22	.23	.24	.22
Del Maiz	Cream style	1 lb.	.17	.16	.17	.17	.17	.18	.19	.19	.19	.19	.20	.21	.22	.20
Del Monte	Yellow whole kernel v. packed.	12 oz.	.20	.19	.20	.20	.20	.20	.21	.21	.21	.21	.22	.23	.24	.22
Del Monte	Golden bantam—cream	1 lb.	.18	.17	.18	.18	.18	.19	.20	.20	.20	.20	.21	.22	.24	.21
Del Monte	Golden bantam—cream	1 lb. 4 oz.	.19	.18	.19	.19	.19	.19	.21	.21	.21	.21	.23	.24	.26	.22
Deloro	Bantam	1 lb. 4 oz.	.22	.22	.23	.23	.23	.23	.24	.24	.24	.24	.27	.28	.30	.26
Dodge White	Cream	1 lb. 4 oz.	.21	.21	.21	.22	.22	.22	.23	.23	.23	.23	.24	.25	.26	.25
Everglade	Whole kernel	1 lb. 4 oz.	.21	.20	.21	.21	.22	.22	.23	.23	.23	.23	.25	.26	.28	.25
Fernbrook	Standard - cream - golden sweet.	1 lb.	.16	.15	.16	.16	.17	.17	.18	.18	.18	.18	.19	.20	.21	.19
Fernbrook	Standard - cream - golden-sweet.	1 lb. 4 oz.	.18	.18	.19	.19	.19	.19	.20	.20	.20	.20	.23	.24	.25	.22
Fernbrook	Standard-whole kernel	1 lb. 4 oz.	.21	.20	.21	.21	.21	.21	.23	.23	.23	.23	.25	.26	.28	.24
Garden Patch	Ex. standard-whole kernel	12 oz.	.15	.15	.15	.15	.16	.16	.16	.16	.16	.17	.17	.17	.19	.18
Great Northern		1 lb. 4 oz.	.16	.16	.17	.17	.17	.17	.18	.18	.18	.18	.21	.22	.23	.20
Happy Home	V. packed whole kernel	12 oz.	.19	.18	.19	.19	.19	.19	.20	.20	.20	.20	.21	.22	.23	.21
Happy Home	Cream-golden sweet	1 lb. 4 oz.	.21	.20	.21	.21	.21	.21	.22	.22	.22	.23	.25	.26	.28	.24
Happy Home	On cob	No. 2 tall	.25	.24	.25	.25	.25	.25	.27	.27	.27	.27	.27	.28	.30	.29
Happy Home	Sweet kernel	1 lb. 4 oz.	.21	.20	.21	.21	.22	.22	.23	.23	.23	.23	.25	.26	.28	.25
Happy Home	Whole kernel	1 lb. 4 oz.	.22	.21	.22	.22	.22	.22	.23	.24	.23	.24	.26	.27	.29	.25
I. G. A	Whole kernel—V. packed	12 oz.	.17	.17	.17	.18	.18	.18	.19	.19	.19	.19	.20	.21	.22	.20
I. G. A	Whole kernel—in brine	1 lb. 3 oz.	.21	.20	.21	.21	.21	.21	.22	.22	.22	.23	.25	.26	.28	.24
I. G. A	Golden bantam	1 lb. 4 oz.	.20	.19	.20	.20	.20	.20	.21	.21	.21	.22	.24	.25	.27	.23
I. G. A Royal Guest.	Cream style	1 lb. 4 oz.	.21	.20	.21	.21	.22	.22	.23	.23	.23	.23	.25	.27	.28	.25
Libby	Golden sweet	No. 303	.19	.19	.19	.19	.20	.20	.21	.21	.21	.21	.23	.23	.25	.23
Libby	Whole kernel	No. 303	.20	.20	.21	.21	.21	.21	.22	.22	.22	.22	.24	.25	.27	.24
Libby	Golden bantam—cream	1 lb. 4 oz.	.21	.20	.21	.21	.22	.22	.23	.23	.23	.23	.25	.26	.28	.24
Libby	Whole kernel	1 lb. 4 oz.	.23	.22	.23	.23	.23	.23	.24	.24	.24	.25	.26	.26	.28	.26
Libby	On cob	No. 2½	.23	.22	.23	.24	.24	.24	.25	.26	.25	.26	.29	.30	.33	.28
Mt. Jefferson	Ex. standard cream	1 lb. 4 oz.	.19	.18	.19	.19	.20	.20	.21	.21	.21	.21	.23	.24	.26	.23
Muehmore	Yellow—cream—standard	No. 2	.19	.18	.19	.19	.19	.20	.21	.21	.21	.21	.23	.25	.26	.22
Niblets	Whole kernel—Mexicorn	12 oz.	.21	.20	.21	.21	.22	.22	.22	.22	.22	.23	.25	.25	.27	.24
Niblets	Whole kernel	12 oz.	.18	.18	.18	.19	.19	.19	.20	.20	.20	.20	.21	.22	.23	.21
Niblet ears	On cob	1 lb. 4 oz.	.25	.24	.25	.25	.26	.26	.27	.27	.27	.27	.30	.31	.33	.29
Old Homestead	Cream	11 oz.	.15	.15	.15	.15	.16	.16	.16	.16	.16	.16	.18	.18	.19	.17
Old Homestead	Vacuum pack	12 oz.	.18	.18	.19	.19	.19	.19	.20	.20	.20	.20	.21	.22	.23	.21
Old Homestead	Cream	1 lb. 4 oz.	.20	.20	.20	.20	.21	.21	.22	.22	.22	.22	.24	.25	.27	.24
Old Homestead	Whole kernel in brine	1 lb. 4 oz.	.21	.21	.22	.22	.22	.22	.23	.23	.23	.23	.25	.27	.28	.25
Old Yellowstone		1 lb.	.16	.15	.16	.16	.16	.16	.17	.17	.17	.18	.19	.20	.21	.19

Brand	Description	Container size or net weight	Ketchikan	Wrangell	Petersburg	Juneau Douglas	Skagway Haines	Sitka	Cordova	Valdez	Seward	Kodiak	Anchorage	Palmer	Fairbanks	Nome
Corn—Tin—Con.																
Old Yellowstone	Whole grain	1 lb. 4 oz.	$0.18	$0.17	$0.18	$0.18	$0.18	$0.18	$0.19	$0.19	$0.19	$0.19	$0.22	$0.23	$0.24	$0.21
Palmdole	Ex. standard G. bantam	1 lb. 4 oz.	.25	.24	.25	.25	.26	.26	.27	.27	.27	.27	.30	.31	.33	.29
Pride of Butler	Standard	1 lb. 4 oz.	.19	.18	.19	.19	.19	.19	.20	.20	.20	.21	.23	.24	.26	.22
Quality Hall	Golden bantam	10 oz.	.14	.13	.14	.14	.14	.14	.15	.15	.15	.15	.16	.16	.18	.17
Red & White	Cream	1 lb.	.16	.15	.16	.16	.16	.16	.17	.17	.17	.17	.18	.18	.19	.18
Red & White	Cream	1 lb. 4 oz.	.20	.20	.20	.21	.21	.21	.22	.22	.22	.22	.25	.26	.28	.24
Red & White	Whole kernel	1 lb. 4 oz.	.21	.21	.22	.22	.22	.22	.23	.23	.23	.23	.26	.27	.29	.25
Reliance		11 oz.	.15	.15	.15	.15	.15	.15	.16	.16	.16	.16	.18	.18	.19	.17
Reliance	Whole kernel—V packed	12 oz.	.19	.18	.19	.19	.20	.20	.20	.21	.21	.21	.23	.25	.26	.23
Reliance	Cream	1 lb.	.19	.19	.19	.19	.20	.20	.21	.21	.21	.21	.22	.23	.24	.23
Reliance	Whole kernel	1 lb. 4 oz.	.21	.21	.21	.22	.22	.22	.23	.23	.23	.23	.25	.27	.28	.25
Reliance	Cream—white	1 lb. 4 oz.	.21	.20	.21	.21	.21	.21	.22	.22	.22	.23	.25	.26	.28	.24
Reliance	Cream	1 lb. 4 oz.	.20	.20	.20	.20	.21	.21	.22	.22	.22	.22	.24	.25	.27	.24
Richland	Cream—standard	1 lb. 3 oz.	.19	.18	.19	.19	.19	.20	.21	.21	.21	.21	.23	.24	.26	.22
Seaport	Cream—standard	1 lb.	.16	.15	.16	.16	.16	.16	.17	.17	.17	.17	.19	.20	.21	.19
Scenic	Golden sweet	1 lb.	.16	.15	.16	.16	.17	.17	.18	.18	.18	.18	.19	.20	.21	.19
Shurfine	Cream	1 lb.	.18	.18	.18	.18	.19	.19	.20	.20	.20	.20	.21	.22	.24	.22
Shurfine	Whole kernel	1 lb.	.19	.18	.19	.19	.19	.20	.21	.21	.21	.21	.22	.23	.25	.22
Shurfine	On cob	1 lb. 4 oz.	.23	.22	.23	.23	.23	.23	.24	.24	.24	.25	.27	.27	.30	.26
Shurfine	Whole kernel	1 lb. 4 oz.	.20	.19	.20	.20	.21	.21	.22	.22	.22	.22	.24	.25	.27	.24
Shurfine	Cream	1 lb. 4 oz.	.19	.19	.19	.19	.20	.20	.21	.21	.21	.21	.23	.24	.26	.23
Silver Bar	Ex. standard—yellow cream	No. 303	.17	.16	.17	.17	.17	.17	.18	.18	.18	.18	.20	.21	.22	.20
Table		1 lb. 4 oz.	.20	.20	.21	.21	.21	.21	.22	.22	.22	.22	.25	.26	.28	.24
Tastewell	Standard—whole kernel	1 lb.	.17	.17	.17	.17	.18	.18	.19	.19	.19	.19	.20	.21	.23	.21
Tastewell	Standard—cream	1 lb. 4 oz.	.17	.17	.17	.18	.18	.18	.19	.19	.19	.19	.21	.21	.23	.21
Corn—Glass:																
Amocat	Whole kernel	1 lb. 4 oz.	.22	.21	.22	.22	.23	.23	.24	.24	.24	.25	.29	.31	.33	.27
Amocat	Cream	1 lb. 4 oz.	.21	.20	.21	.21	.22	.22	.23	.23	.23	.24	.28	.30	.32	.26
Del Monte	Whole kernel	1 lb.	.22	.21	.22	.22	.23	.23	.24	.24	.24	.24	.26	.28	.29	.25
Del Monte		1 lb. 4 oz.	.21	.20	.21	.21	.22	.22	.23	.23	.23	.24	.28	.30	.32	.26
Niblets	On cob	1 lb. 4 oz.	.32	.31	.32	.33	.33	.33	.36	.36	.36	.37	.38	.40	.42	.41
Red and White	Whole kernel	1 lb. 4 oz.	.22	.21	.22	.22	.23	.23	.24	.24	.24	.25	.29	.31	.33	.27
Mixed Vegetables—Tin:																
Dinnette	Salad vegetables	1 lb. 4 oz.	.21	.21	.21	.21	.21	.22	.23	.23	.23	.23	.26	.27	.29	.24
Happy Home		1 lb. 4 oz.	.18	.19	.19	.19	.19	.19	.20	.20	.20	.20	.22	.23	.24	.22
Larsen	Layer pack	1 lb.	.25	.25	.25	.25	.25	.25	.27	.27	.27	.27	.28	.29	.30	.28
Larsen	Veg-all	1 lb.	.19	.19	.19	.20	.20	.20	.21	.21	.21	.21	.23	.23	.25	.23
Red & White		1 lb. 4 oz.	.18	.18	.18	.18	.19	.19	.20	.20	.20	.20	.22	.22	.24	.22
Reliance		1 lb. 4 oz.	.18	.18	.18	.18	.19	.19	.20	.20	.20	.20	.22	.23	.25	.22
Mixed Vegetables—Glass:																
Larsen	Veg-all	1 lb.	.19	.20	.20	.20	.20	.20	.21	.21	.21	.22	.23	.24	.25	.23
Larsen	Layer-pack	1 lb.	.25	.25	.25	.26	.26	.26	.27	.27	.27	.28	.32	.35	.36	.30
Peas—Tin:																
B. C. G	6 sieve	1 lb. 4 oz.	.21	.19	.21	.21	.21	.21	.22	.23	.22	.23	.25	.26	.28	.24
Blue Heaven	Sweet choice	1 lb.	.15	.15	.16	.16	.16	.16	.17	.17	.17	.17	.18	.19	.21	.21
Blue & White	5 sieve	1 lb. 4 oz.	.18	.17	.18	.19	.19	.19	.20	.20	.20	.20	.23	.24	.26	.22
Buon Gusto	4 sieve	1 lb.	.16	.15	.16	.16	.16	.16	.17	.17	.17	.18	.19	.20	.22	.19
Buon Gusto	3 sieve	1 lb. 4 oz.	.19	.18	.19	.19	.20	.20	.21	.21	.21	.21	.23	.24	.27	.23
Buon Gusto	4 sieve	1 lb. 4 oz.	.19	.18	.19	.19	.20	.20	.21	.21	.21	.21	.24	.24	.27	.23
Buon Gusto	5 sieve	1 lb. 4 oz.	.18	.17	.18	.18	.19	.19	.20	.20	.20	.20	.22	.23	.26	.22
Century	Ex. standard	1 lb. 4 oz.	.19	.18	.19	.19	.19	.19	.21	.21	.21	.21	.23	.24	.26	.23
Carnation	6 sieve	1 lb. 4 oz.	.17	.16	.18	.18	.18	.18	.19	.19	.19	.19	.22	.23	.24	.21
Cottage	5 sieve	1 lb. 4 oz.	.19	.18	.19	.19	.19	.20	.21	.21	.21	.21	.24	.25	.27	.22
De Lite	Ungraded	1 lb. 4 oz.	.20	.19	.20	.20	.20	.20	.22	.22	.22	.22	.25	.26	.28	.23
Del Monte	3 sieve	1 lb.	.17	.16	.17	.17	.18	.18	.19	.19	.19	.19	.20	.21	.23	.21
Del Monte	1 sieve	1 lb. 4 oz.	.27	.26	.27	.28	.28	.28	.29	.29	.29	.29	.32	.33	.35	.31
Del Monte	Early garden	1 lb. 4 oz.	.24	.23	.24	.24	.24	.25	.26	.26	.26	.26	.29	.30	.31	.28
Dykeland	5 sieve	1 lb. 4 oz.	.17	.16	.17	.18	.18	.18	.19	.19	.19	.19	.22	.23	.24	.21
Emporium	Ex. standard	No. 303	.17	.16	.17	.17	.17	.17	.18	.18	.18	.19	.20	.21	.22	.20
Emporium	4 sieve	1 lb. 4 oz.	.22	.21	.22	.22	.23	.23	.24	.24	.24	.24	.27	.28	.30	.26
Evergreen State	4 sieve	1 lb. 4 oz.	.19	.18	.19	.19	.19	.19	.20	.20	.20	.21	.23	.24	.26	.22
Evergreen State	1 sieve	1 lb. 4 oz.	.23	.21	.23	.23	.23	.23	.25	.25	.25	.25	.27	.28	.30	.26
Fernbrook	5 sieve standard	1 lb. 4 oz.	.17	.16	.17	.17	.18	.18	.19	.19	.19	.19	.21	.22	.24	.20
Flavor Crest	Ex. standard 5–6 sieve	1 lb. 4 oz.	.17	.16	.17	.17	.17	.17	.18	.18	.18	.19	.21	.22	.24	.20
Flavor Crest	Ex. standard 4 sieve	1 lb.	.15	.14	.15	.15	.15	.15	.16	.16	.16	.17	.19	.19	.22	.18
Flavor Crest	Ex. standard 5–6 sieve	1 lb.	.15	.14	.15	.15	.16	.16	.17	.17	.17	.17	.18	.19	.21	.18
Flavor Crest	Ex. fancy 4 sieve	1 lb.	.16	.15	.16	.16	.16	.16	.17	.17	.17	.17	.19	.20	.21	.19
Flavor Crest	Ex. standard 5 sieve	1 lb.	.15	.14	.15	.15	.15	.15	.16	.16	.16	.17	.18	.19	.21	.18
Garden Grown	Standard 5 sieve	10½ oz.	.11	.10	.11	.11	.11	.11	.12	.12	.12	.12	.13	.14	.15	.13
Garden Grown	Standard 5–6 sieve	1 lb.	.14	.13	.14	.14	.14	.14	.15	.15	.15	.16	.17	.18	.19	.17
Garden Grown	Standard 5–6 sieve	1 lb. 4 oz.	.16	.15	.16	.16	.16	.17	.18	.18	.18	.18	.20	.21	.23	.19
Green Giant	Fancy	1 lb.	.23	.22	.23	.23	.24	.24	.25	.25	.25	.25	.27	.28	.29	.27
Green Lake		1 lb.	.15	.14	.15	.15	.15	.15	.17	.17	.17	.17	.18	.19	.21	.18
Happy Home	Superfine 1 sieve	1 lb. 4 oz.	.23	.22	.23	.24	.24	.24	.25	.25	.25	.25	.28	.29	.31	.27
Happy Home	Early June 2 sieve	1 lb. 4 oz.	.23	.21	.23	.23	.23	.23	.24	.24	.24	.24	.27	.28	.30	.26
Happy Home	Tender sweet 4 sieve	1 lb. 4 oz.	.19	.18	.19	.19	.20	.20	.21	.21	.21	.21	.24	.25	.26	.23
Happy Vale	Standard, large sweet	1 lb.	.15	.14	.15	.15	.15	.15	.17	.17	.17	.17	.18	.19	.21	.18
Happy Vale	Standard, large sweet	1 lb. 4 oz.	.16	.15	.16	.16	.16	.16	.17	.17	.17	.18	.20	.21	.22	.19
Honor		1 lb. 4 oz.	.19	.18	.19	.19	.19	.20	.21	.21	.21	.21	.23	.25	.26	.22
I. G. A	Sugar peas	No. 2	.19	.18	.19	.19	.19	.20	.21	.21	.21	.21	.23	.25	.26	.22
I. G. A	Sifted s. w., wrinkled, 2 sieve.	1 lb. 3 oz.	.20	.19	.20	.20	.20	.20	.22	.22	.22	.22	.24	.25	.27	.23
I. G. A	Ex. sifted, sweet, wrinkled	1 lb. 4 oz.	.21	.20	.21	.21	.22	.22	.23	.23	.23	.23	.25	.27	.28	.25
Inland Valley	Ex. standard, 3 sieve	1 lb. 4 oz.	.18	.17	.18	.18	.19	.19	.20	.20	.20	.20	.22	.23	.25	.21
Inland Valley	Ex. standard, 4 sieve	No. 2	.17	.16	.17	.17	.18	.18	.19	.19	.19	.20	.21	.22	.24	.20
Inland Valley	Ex. standard, 4 sieve	No. 303	.16	.15	.16	.16	.16	.16	.17	.17	.17	.18	.19	.20	.22	.19
Island Belle	Ex. standard, sweet	1 lb. 4 oz.	.18	.17	.18	.18	.18	.18	.19	.19	.19	.19	.22	.23	.24	.21
Kool Air	5 sieve	1 lb. 3 oz.	.18	.17	.18	.18	.18	.18	.19	.19	.19	.19	.22	.23	.25	.21
La Connor	Standard 5 sieve	No. 303	.15	.15	.16	.16	.16	.16	.17	.17	.17	.17	.19	.20	.21	.19
La Connor	Standard 5 sieve	1 lb. 4 oz.	.17	.16	.17	.17	.18	.18	.19	.19	.19	.19	.22	.23	.24	.20
Libby	Garden sweet	10½ oz.	.14	.14	.14	.15	.15	.15	.15	.15	.15	.15	.17	.18	.18	.16
Libby	Garden	1 lb. 4 oz.	.21	.19	.21	.21	.21	.21	.22	.22	.22	.23	.25	.25	.28	.24
Libby	2 sieve	1 lb. 4 oz.	.24	.22	.24	.24	.24	.24	.26	.26	.26	.26	.28	.29	.31	.27
Libby	3 sieve	1 lb. 4 oz.	.21	.19	.21	.21	.21	.21	.22	.22	.22	.23	.25	.25	.28	.24
Libby	2 sieve	1 lb.	.21	.19	.21	.21	.21	.21	.22	.22	.22	.23	.24	.24	.27	.24
Libby	3 sieve	1 lb.	.19	.18	.19	.19	.19	.19	.20	.20	.20	.21	.22	.22	.25	.22
Libby	5 sieve	1 lb.	.17	.16	.17	.17	.18	.18	.19	.19	.19	.19	.20	.21	.23	.21
Libby	Jumbo, fancy, green	1 lb.	.20	.19	.20	.20	.20	.20	.21	.21	.21	.22	.23	.24	.25	.23
Magic Valley	Sweet, 4 sieve	1 lb. 4 oz.	.18	.17	.18	.18	.18	.18	.19	.19	.19	.20	.22	.23	.25	.21
Magic Valley	4 sieve	1 lb.	.16	.15	.16	.16	.17	.17	.18	.18	.18	.18	.19	.20	.22	.20
Magic Valley	4 sieve	10½ oz.	.12	.11	.12	.12	.12	.12	.13	.13	.13	.13	.14	.15	.16	.13
Nutradiet		13 oz.	.21	.20	.21	.22	.22	.22	.23	.23	.23	.23	.26	.27	.28	.25
Old Faithful	Ex. Standard 3 sieve	No. 2	.18	.17	.19	.19	.19	.19	.20	.20	.20	.20	.23	.24	.25	.22
Old Homestead	Early June	1 lb. 4 oz.	.20	.19	.21	.21	.21	.21	.22	.22	.22	.23	.25	.26	.28	.24
Old Homestead	Small Garden	1 lb. 4 oz.	.21	.20	.21	.21	.22	.22	.23	.23	.23	.23	.25	.27	.28	.25
Orcas	Ex. Standard 5 sieve	1 lb. 4 oz.	.18	.17	.18	.18	.18	.18	.19	.19	.19	.20	.22	.23	.25	.21

Brand	Description	Container size or net weight	Ketchikan	Wrangell	Petersburg	Juneau Douglas	Skagway Haines	Sitka	Cordova	Valdez	Seward	Kodiak	Anchorage	Palmer	Fairbanks	Nome
Peas—Tin—Continued.																
Our Value		1 lb. 4 oz.	$0.19	$0.18	$0.19	$0.19	$0.19	$0.19	$0.20	$0.20	$0.20	$0.21	$0.23	$0.24	$0.26	$0.22
Our Value		No. 303	.14	.13	.14	.14	.14	.14	.15	.15	.15	.15	.17	.17	.18	.16
Palmdale	Ex. Standard	1 lb.	.17	.16	.17	.17	.17	.17	.18	.18	.18	.19	.20	.21	.22	.20
Red & White	Tiny	1 lb. 4 oz.	.22	.21	.23	.23	.23	.23	.24	.24	.24	.24	.27	.28	.30	.26
Reliance	Dinner 4 sieve	No. 303	.17	.16	.17	.17	.17	.18	.19	.19	.19	.19	.20	.21	.23	.20
Rosedale	Garden Sweet	1 lb.	.15	.15	.16	.16	.16	.16	.17	.17	.17	.17	.19	.20	.21	.19
Rosedale	Ex. Standard Garden sweet.	1 lb. 4 oz.	.17	.16	.17	.17	.18	.18	.19	.19	.19	.19	.21	.22	.24	.21
S & W	Medium	10½ oz.	.13	.12	.13	.13	.13	.13	.14	.14	.14	.14	.15	.16	.17	.14
S & W	Medium	1 lb. 4 oz.	.23	.22	.23	.23	.24	.24	.25	.25	.25	.25	.27	.28	.30	.27
S & W	Mixed sizes	1 lb. 4 oz.	.20	.19	.20	.20	.20	.20	.21	.21	.21	.22	.24	.25	.27	.23
Salt Air	Sweet 2 sieve select	1 lb. 4 oz.	.21	.20	.21	.21	.22	.22	.23	.23	.23	.23	.25	.26	.28	.25
Sea Blown	4 sieve	1 lb. 4 oz.	.19	.18	.19	.19	.19	.19	.20	.20	.20	.21	.23	.24	.26	.22
Sea Charm	1 sieve	1 lb. 4 oz.	.20	.19	.20	.20	.20	.20	.21	.21	.21	.22	.24	.25	.27	.23
Sea Charm	Ex. standard 2 sieve	1 lb. 4 oz.	.19	.18	.19	.19	.20	.20	.21	.21	.21	.21	.24	.25	.27	.23
Sea Charm	4 sieve	1 lb. 4 oz.	.19	.18	.19	.19	.19	.20	.21	.21	.21	.21	.23	.25	.27	.22
Sea Harvest		No. 2	.17	.16	.17	.17	.18	.18	.19	.19	.19	.19	.21	.22	.24	.22
San Juan	2 sieve, ex. standard	1 lb. 4 oz.	.21	.19	.21	.21	.21	.21	.22	.22	.22	.22	.25	.26	.27	.24
Seaport	Ex. standard	No. 303	.15	.14	.15	.15	.15	.15	.16	.16	.16	.16	.18	.19	.20	.18
Seaport	Ex. standard 5 sieve	1 lb. 4 oz.	.18	.17	.18	.18	.19	.19	.20	.20	.20	.20	.22	.24	.25	.21
Shurfine	3 sieve	1 lb.	.17	.16	.17	.17	.18	.18	.19	.19	.19	.19	.20	.21	.23	.21
Silver Shield	Choice 4 sieve tender, sweet.	1 lb. 4 oz.	.19	.18	.20	.20	.20	.20	.21	.21	.21	.21	.23	.24	.26	.23
Silver Shield	Choice 3 sieve early June	1 lb. 4 oz.	.18	.17	.18	.18	.19	.19	.20	.20	.20	.20	.22	.23	.25	.21
Sunladen	6 sieve	1 lb.	.16	.15	.16	.16	.16	.16	.17	.17	.17	.17	.19	.20	.21	.19
Sunshine Valley	5 sieve	1 lb.	.15	.14	.15	.15	.15	.15	.16	.16	.16	.17	.18	.19	.21	.18
Sweet Blossom		1 lb.	.15	.14	.15	.15	.16	.15	.17	.17	.17	.17	.18	.19	.20	.18
Sweet Island		1 lb.	.15	.14	.15	.15	.15	.15	.17	.17	.17	.17	.18	.19	.20	.18
Tastewell	Standard	1 lb. 4 oz.	.16	.15	.16	.16	.17	.17	.18	.18	.18	.18	.20	.21	.23	.20
Third Mate	Standard	1 lb. 4 oz.	.17	.16	.17	.18	.18	.18	.19	.19	.19	.19	.21	.22	.24	.21
Valley Prime	Standard sweet	1 lb. 4 oz.	.18	.17	.18	.18	.18	.18	.19	.19	.19	.19	.22	.23	.24	.21
Walla Walla	3 sieve	10½ oz.	.13	.12	.13	.13	.13	.13	.14	.14	.14	.14	.15	.16	.17	.14
Walla Walla	3 sieve	1 lb.	.18	.17	.18	.18	.18	.19	.20	.20	.20	.20	.21	.22	.24	.21
Walla Walla	2 sieve	1 lb.	.19	.18	.19	.19	.19	.20	.21	.21	.21	.21	.22	.23	.25	.22
Walla Walla	1 seive, sweet	1 lb. 4 oz.	.22	.21	.22	.22	.23	.23	.24	.24	.24	.24	.27	.28	.30	.26
Walla Walla	2 sieve, sweet	1 lb. 4 oz.	.21	.20	.21	.21	.22	.22	.23	.23	.23	.23	.25	.26	.28	.25
Walla Walla	3 sieve, sweet	1 lb. 4 oz.	.20	.19	.20	.20	.20	.20	.21	.22	.21	.22	.24	.25	.27	.23
Wesco	4 sieve	1 lb. 4 oz.	.19	.18	.19	.19	.19	.19	.20	.20	.20	.21	.23	.24	.26	.22
Westreat	Standard sweet	1 lb. 4 oz.	.18	.17	.18	.18	.18	.18	.19	.19	.19	.20	.22	.23	.25	.21
Wimail	Standard sweet	1 lb. 4 oz.	.16	.15	.16	.16	.16	.17	.18	.18	.18	.18	.20	.21	.23	.19
Peas—Glass:																
Amocat	Tender	1 lb. 4 oz.	.23	.21	.23	.23	.23	.23	.25	.25	.25	.25	.30	.32	.34	.27
Del Monte		1 lb.	.25	.24	.25	.25	.26	.26	.27	.27	.27	.28	.30	.31	.32	.29
Del Monte	Early green	1 lb.	.24	.23	.25	.25	.26	.26	.26	.26	.26	.26	.28	.28	.31	.28
Red & White		1 lb. 4 oz.	.23	.21	.23	.23	.23	.23	.25	.25	.25	.25	.30	.32	.33	.27
Peas and Carrots—Tin:																
Happy Home		1 lb. 4 oz.	.19	.19	.19	.20	.20	.20	.21	.21	.21	.21	.24	.25	.26	.23
I. G. A		No. 2	.21	.21	.21	.21	.21	.21	.22	.23	.22	.23	.25	.26	.28	.24
Libby		1 lb. 4 oz.	.20	.20	.20	.20	.20	.20	.21	.21	.21	.22	.24	.25	.26	.23
Magic Valley	4 sieve	1 lb.	.17	.17	.17	.17	.17	.17	.18	.18	.18	.19	.20	.21	.23	.20
Red & White		1 lb. 4 oz.	.19	.19	.19	.19	.20	.20	.21	.21	.21	.21	.23	.25	.26	.23
Seaport	Standard	1 lb. 4 oz.	.17	.17	.17	.17	.17	.18	.18	.18	.18	.18	.21	.22	.24	.20
Shurfine	4 sieve	1 lb. 4 oz.	.18	.18	.18	.18	.19	.19	.20	.20	.20	.20	.22	.23	.25	.22
Sunset	5 sieve	1 lb.	.16	.16	.16	.16	.16	.16	.17	.17	.17	.17	.19	.20	.21	.19
Third Mate	Standard	1 lb. 4 oz.	.16	.16	.16	.16	.17	.17	.18	.18	.18	.18	.20	.21	.23	.20
Walla Walla	3 sieve	10½ oz.	.13	.13	.13	.13	.13	.13	.13	.13	.13	.14	.15	.16	.17	.14
Walla Walla	4 sieve	10½ oz.	.12	.12	.12	.12	.12	.12	.12	.12	.12	.13	.14	.15	.16	.13
Walla Walla		No. 303	.21	.21	.21	.21	.21	.21	.23	.23	.23	.23	.24	.25	.27	.24
Walla Walla	3 sieve	1 lb. 4 oz.	.20	.20	.20	.20	.20	.20	.21	.21	.21	.22	.24	.25	.27	.23
Walla Walla	5 sieve	1 lb. 4 oz.	.17	.17	.17	.17	.17	.17	.18	.18	.18	.19	.21	.21	.24	.20
Pumpkin—Tin:																
Del Monte		1 lb. 4 oz.	.14	.14	.14	.14	.14	.14	.15	.15	.15	.15	.16	.17	.19	.17
Del Monte		1 lb. 13 oz.	.19	.19	.19	.19	.19	.19	.20	.20	.20	.21	.22	.24	.26	.24
Diamond A		1 lb. 13 oz.	.19	.19	.19	.20	.20	.20	.22	.22	.22	.22	.23	.25	.27	.24
Libby		1 lb. 13 oz.	.18	.18	.18	.18	.19	.19	.20	.20	.20	.20	.21	.22	.25	.23
Old Homestead		1 lb. 13 oz.	.19	.19	.19	.19	.19	.20	.21	.21	.21	.21	.22	.24	.26	.24
Ray Mal		1 lb. 13 oz.	.17	.17	.17	.18	.18	.18	.20	.20	.20	.20	.21	.23	.25	.22
Red & White		1 lb. 13 oz.	.18	.18	.18	.18	.19	.19	.20	.20	.20	.20	.22	.23	.25	.23
Reliance		1 lb. 13 oz.	.20	.20	.20	.21	.21	.21	.23	.23	.23	.23	.24	.25	.28	.26
S & W		1 lb. 12 oz.	.19	.19	.19	.19	.19	.20	.21	.21	.21	.21	.22	.24	.26	.24
Shurfine		1 lb. 13 oz.	.13	.14	.14	.14	.14	.14	.15	.15	.15	.15	.16	.16	.18	.17
Spencer		1 lb. 4 oz.	.13	.13	.13	.13	.14	.14	.15	.15	.15	.15	.15	.16	.18	.14
Washington		1 lb. 13 oz.	.15	.15	.15	.15	.16	.16	.17	.17	.17	.18	.19	.21	.23	.20
Spinach—Tin:																
Del Monte		1 lb. 2 oz.	.21	.21	.21	.22	.22	.22	.23	.23	.23	.23	.25	.25	.27	.25
Happy Home		1 lb. 2 oz.	.20	.20	.20	.20	.20	.20	.21	.21	.21	.22	.23	.23	.25	.23
Happy Home		1 lb. 11 oz.	.23	.23	.23	.24	.24	.24	.25	.25	.25	.26	.29	.31	.33	.28
Honor		1 lb. 2 oz.	.18	.19	.19	.19	.19	.19	.20	.20	.20	.20	.22	.22	.24	.22
Hume		1 lb. 11 oz.	.24	.25	.25	.25	.25	.25	.27	.27	.27	.27	.30	.32	.34	.29
I. G. A		1 lb. 12 oz.	.23	.24	.24	.24	.24	.24	.26	.26	.26	.26	.30	.31	.34	.28
Old Homestead		1 lb. 11 oz.	.25	.25	.25	.25	.25	.25	.27	.27	.27	.27	.31	.32	.35	.30
Red & White		1 lb. 2 oz.	.18	.19	.19	.19	.19	.19	.20	.20	.20	.21	.22	.22	.24	.22
Red & White		1 lb. 11 oz.	.25	.25	.25	.25	.25	.26	.27	.27	.27	.28	.31	.32	.35	.30
Reliance		1 lb. 11 oz.	.27	.27	.27	.27	.27	.27	.29	.29	.29	.29	.32	.34	.36	.31
Walla Walla		1 lb. 11 oz.	.22	.22	.22	.23	.23	.23	.25	.25	.25	.25	.28	.28	.32	.27
Tomatoes—Tin:																
Blue & White	With puree	1 lb. 11 oz.	.23	.21	.21	.23	.22	.24	.25	.25	.25	.25	.27	.28	.32	.28
Bozley	Standard	1 lb. 12 oz.	.23	.22	.22	.24	.23	.25	.27	.27	.27	.28	.28	.30	.35	.31
Brimful	Solid pack	1 lb. 11 oz.	.21	.20	.20	.22	.20	.22	.23	.23	.23	.24	.25	.26	.31	.26
Buon Gusto	Standard	1 lb. 12 oz.	.23	.21	.21	.23	.22	.24	.25	.25	.25	.25	.27	.28	.33	.28
Columbus	Standard, in puree	1 lb. 3 oz.	.17	.16	.16	.18	.17	.18	.19	.19	.19	.19	.20	.22	.25	.21
Contadino	Peeled	1 lb. 12 oz.	.27	.25	.25	.27	.26	.28	.29	.29	.29	.30	.31	.32	.37	.32
Cosmos	Standard, in puree	1 lb. 12 oz.	.22	.20	.20	.22	.21	.22	.24	.24	.24	.24	.26	.27	.32	.27
Cottage	With puree	1 lb. 2 oz.	.18	.17	.17	.18	.17	.18	.20	.20	.20	.20	.20	.21	.25	.21
Cottage	Standard, with puree	1 lb. 12 oz.	.22	.20	.20	.22	.21	.22	.24	.24	.24	.24	.26	.27	.31	.27
Del Monte	Solid pack	1 lb. 3 oz.	.21	.20	.20	.22	.20	.22	.23	.23	.23	.23	.24	.25	.28	.25
Del Monte		1 lb. 12 oz.	.26	.25	.25	.26	.26	.27	.29	.29	.29	.29	.30	.30	.36	.31
Del Monte	Solid pack	1 lb. 12 oz.	.28	.27	.27	.29	.27	.29	.31	.31	.31	.31	.32	.34	.38	.33
Emporium	Solid pack, extra standard	No. 2½	.22	.21	.21	.22	.21	.23	.24	.24	.24	.24	.26	.27	.31	.27
Flava Crest	Extra standard	No. 2½	.21	.20	.20	.21	.20	.22	.23	.23	.23	.24	.25	.26	.31	.26
Happy Home	Solid pack	1 lb. 3 oz.	.22	.20	.20	.22	.21	.22	.23	.23	.23	.24	.24	.26	.29	.25
Happy Home	Solid pack	1 lb. 12 oz.	.29	.27	.27	.29	.28	.30	.31	.31	.31	.32	.33	.34	.39	.34
I. G. A	Solid pack	1 lb. 3 oz.	.22	.21	.21	.23	.21	.23	.24	.24	.24	.24	.25	.26	.30	.26
I. G. A	Solid pack	1 lb. 12 oz.	.28	.26	.26	.28	.27	.29	.30	.30	.30	.31	.32	.33	.38	.33
Libby	Solid pack	1 lb. 12 oz.	.27	.25	.25	.27	.26	.28	.29	.29	.29	.29	.30	.31	.37	.32
Likewell	With puree	1 lb. 12 oz.	.22	.21	.21	.22	.21	.23	.24	.24	.24	.24	.26	.27	.31	.27
Madrona	Standard	1 lb. 3 oz.	.18	.17	.17	.18	.17	.19	.19	.20	.20	.20	.20	.22	.25	.22

Brand	Description	Container size or net weight	Ketchikan	Wrangell	Petersburg	Juneau Douglas	Skagway Haines	Sitka	Cordova	Valdez	Seward	Kodiak	Anchorage	Palmer	Fairbanks	Nome
Tomatoes—Tin—Con.																
Madrona	Standard	1 lb. 12 oz.	0$. 22	$0. 21	$0. 21	$0. 23	$0. 21	$0. 23	$0. 24	$0. 24	$0. 24	$0. 25	$0. 26	$0. 27	$0. 32	$0. 27
Mission	Standard	1 lb. 12 oz.	.20	.19	.19	.21	.20	.21	.23	.23	.23	.23	.24	.25	.31	.26
Mt. Meadow	Ex. standard	1 lb. 12 oz.	.22	.21	.21	.22	.21	.23	.24	.24	.24	.24	.26	.28	.32	.27
Norwest	Standard	1 lb. 12 oz.	.22	.21	.21	.22	.21	.23	.24	.24	.24	.24	.26	.28	.32	.27
Nugget	Solid pack	10 oz.	.19	.18	.18	.19	.18	.19	.20	.20	.20	.20	.21	.21	.27	.25
Old Homestead	Solid pack	1 lb. 2 oz.	.22	.21	.21	.22	.21	.23	.24	.24	.24	.24	.24	.25	.29	.26
Old Homestead	Solid pack	1 lb. 12 oz.	.28	.26	.26	.29	.27	.29	.30	.30	.30	.31	.32	.33	.38	.33
Our Value	With puree	1 lb. 12 oz.	.22	.21	.21	.22	.21	.23	.24	.24	.24	.24	.26	.27	.31	.27
Palmdale	Solid pack	1 lb. 3 oz.	.20	.19	.19	.20	.20	.21	.22	.22	.22	.22	.23	.24	.27	.24
Palmdale	Solid pack	1 lb. 12 oz.	.24	.23	.23	.25	.24	.25	.27	.27	.27	.27	.28	.30	.34	.29
Premium	Puree	No. 2	.17	.16	.16	.18	.17	.18	.19	.19	.19	.19	.20	.21	.24	.21
Premium	Standard, with puree	No. 2½	.22	.21	.21	.22	.21	.23	.24	.24	.24	.25	.26	.27	.32	.27
Red & White		1 lb. 3 oz.	.22	.21	.21	.22	.21	.23	.24	.24	.24	.24	.24	.25	.29	.26
Red & White		1 lb. 12 oz.	.28	.26	.26	.29	.27	.29	.30	.30	.30	.31	.32	.33	.38	.33
Reliance	Solid pack	1 lb. 3 oz.	.22	.21	.21	.22	.21	.22	.24	.24	.24	.24	.24	.25	.29	.26
Reliance	Solid pack	1 lb. 12 oz.	.27	.25	.25	.28	.26	.28	.30	.30	.30	.30	.31	.32	.37	.32
Richvale	Solid pack	1 lb. 12 oz.	.21	.20	.20	.22	.20	.22	.23	.23	.23	.24	.25	.26	.31	.26
S & W	Puree—concentrated	1 lb. 12 oz.	.22	.21	.21	.23	.21	.23	.24	.25	.25	.25	.26	.28	.32	.27
S & W	Small—whole—pecled—Italian type.	1 lb. 12 oz.	.29	.27	.27	.29	.28	.29	.31	.31	.31	.32	.33	.35	.40	.35
San Felipe	Standard	1 lb. 12 oz.	.22	.20	.20	.22	.21	.22	.24	.24	.24	.24	.26	.27	.31	.26
Seaport	Standard	1 lb. 3 oz.	.17	.16	.16	.17	.16	.18	.19	.19	.19	.19	.20	.21	.24	.21
Seaport	Standard	1 lb. 12 oz.	.22	.20	.20	.22	.21	.22	.24	.24	.24	.24	.26	.27	.31	.26
Shurfine		10 oz.	.16	.15	.15	.17	.17	.17	.18	.18	.18	.18	.18	.19	.22	.19
Shurfine		15½ oz.	.16	.15	.15	.17	.16	.17	.18	.18	.18	.18	.18	.19	.22	.19
Shurfine		1 lb. 3 oz.	.21	.20	.20	.21	.20	.22	.22	.22	.22	.23	.23	.24	.28	.25
Shurfine		1 lb. 12 oz.	.27	.25	.25	.27	.26	.28	.29	.29	.29	.30	.30	.31	.38	.33
Silver Bar		1 lb. 4 oz.	.18	.17	.17	.18	.17	.19	.20	.20	.20	.21	.22	.24	.28	.23
Silver Bar	Puree	1 lb. 12 oz.	.22	.21	.21	.22	.21	.23	.24	.24	.24	.24	.26	.28	.32	.27
Silverdale	Standard	1 lb 3 oz.	.17	.16	.16	.17	.17	.18	.19	.19	.19	.19	.20	.20	.25	.21
Silverdale	Standard	1 lb. 12 oz.	.21	.19	.19	.21	.20	.22	.23	.23	.23	.23	.25	.26	.31	.25
Silver shield	Solid pack	1 lb. 12 oz.	.24	.22	.22	.24	.23	.24	.26	.26	.26	.26	.27	.29	.33	.28
Silvertone	Standard	1 lb. 3 oz.	.17	.16	.16	.17	.16	.18	.19	.19	.19	.19	.20	.21	.24	.20
Tastewell	Standard	1 lb. 3 oz.	.17	.16	.16	.17	.16	.18	.19	.19	.19	.19	.19	.20	.24	.20
Tastewell	Standard	1 lb. 12 oz.	.21	.20	.20	.21	.20	.22	.23	.23	.23	.23	.25	.25	.32	.27
Top Side	Solid pack	1 lb. 3 oz.	.26	.25	.25	.27	.25	.27	.28	.28	.28	.28	.29	.29	.34	.30
Vallejo	Standard	1 lb. 12 oz.	.22	.21	.21	.22	.21	.23	.24	.24	.24	.24	.26	.28	.32	.27
Val Vita	Italian	15½ oz.	.16	.16	.16	.17	.16	.17	.18	.18	.18	.18	.19	.19	.25	.22
Walla Walla Valley	Standard	1 lb. 12 oz.	.21	.19	.19	.21	.20	.22	.23	.23	.23	.24	.25	.25	.32	.27
Washington	Ex. standard	No. 2½	.21	.20	.20	.21	.20	.22	.23	.23	.23	.24	.25	.26	.31	.26
Yalo	Standard	1 lb. 3 oz.	.18	.17	.17	.18	.17	.18	.20	.20	.20	.20	.20	.21	.25	.21
Yalo	Standard	1 lb. 12 oz.	.21	.19	.19	.21	.20	.22	.23	.23	.23	.23	.25	.26	.30	.25
Zuyder Zee	Standard	1 lb. 12 oz.	.22	.21	.21	.22	.21	.23	.24	.24	.24	.24	.26	.28	.32	.27
Tomatoes—Glass:																
Amocat		1 lb. 3 oz.	.22	.21	.21	.23	.22	.23	.25	.25	.25	.26	.29	.32	.35	.28
Our Value	Standard	1 lb. 12 oz.	.22	.20	.20	.22	.21	.23	.24	.24	.24	.25	.27	.29	.33	.27

This amendment shall become effective as of December 13, 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 17th day of December 1943.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 43-20117; Filed, December 17, 1943; 12:04 p. m.]

PART 1334—SUGAR, CONFECTIONERY, AND SOFT DRINKS

[RPS 16,[1] Amdt. 8]

RAW CANE SUGARS

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

Revised Price Schedule 16 is amended in the following respect:

1. Section 1334.9 (a) (4) is amended by adding thereto the following:

Sales at 3.54 cents or less, and sales upon the same terms as previously approved for a term contract under subparagraph (6), may be made without submission for specific approval.

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

[1] 7 F.R. 1239, 2133, 2132, 8948; 8 F.R. 6842.

This amendment shall become effective December 23, 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 17th day of December 1943.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 43-20130; Filed, December 18, 1943; 9:07 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 427,[1] Amdt. 2]

PROCESSED BEANS, MACARONI PRODUCTS AND NOODLE PRODUCTS

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

Section 14a is added to read as follows:

SEC. 14a. *Transfers of business or stock in trade.* If the business, assets or stock in trade of any business are sold or otherwise transferred on and after April 28, 1942, and the transferee carries on the business, or continues to deal in processed beans, macaroni products or noodle products, in an establishment separate from any other establishment previously owned or operated by him, the maximum prices of the transferee shall be the same as those to which his transferor would have been subject if no such transfer had taken place, and his obligation to keep records sufficient to verify such prices shall be the same. The transferor shall either preserve and make available, or turn over, to the transferee all records of transactions prior to the transfer which are necessary to enable the transferee to comply with the record provisions of section 13.

This amendment shall become effective December 23, 1943.

NOTE: All record-keeping 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 17th day of December 1943.

CHESTER BOWLES,
Administrator.

[F. R. Doc.43-20132; Filed, December 18, 1943; 9:06 a. m.]

[1] 8 F.R. 9775, 12620.

[RPS 88,[1] Amdt. 146]

PART 1340—FUEL

PETROLEUM AND PETROLEUM PRODUCTS

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

[1] 8 F.R. 9365, 9530, 9774, 9876, 10901, 10731.

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

Section 1340.159 (c) (3) (xxxiv) (*a*) is amended by correcting the maximum prices at the towns or cities listed below to read as follows:

	Cents
Barrington	9.3
Dover	9.3
Durham	9.3
Farmington	9.6
Lee	9.3
Madbury	9.3
Middleton	9.6
Milton	9.6
New Durham	9.6
Nottingham	9.3
Rochester	9.6
Rollinsford	9.3
Somersworth	9.3
Wakefield	10.4

This amendment shall become effective December 24, 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 18th day of December 1943.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 43-20155; Filed, December 18, 1943; 4:10 p. m.]

PART 1340—FUEL

[RPS 88,[1] Amdt. 147]

PETROLEUM AND PETROLEUM PRODUCTS

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.*

Section 1340.159 (b) (10) is amended by adding the following headnote to subparagraph (10) "Sales to governmenal agencies pursuant to public bidding" and adding a new inferior subdivision (*c*) to § 1340.159 (b) (10) (i) to read as follows:

(*c*) If bids are taken by a particular governmental agency on an f. o. b. shipping point price basis, then if the bidder is a reseller, other than a refiner, and maximum prices at the shipping point from which the reseller makes shipment are established under § 1340.159 (b) (1) or § 1340.159 (c), an amount not in excess of the established maximum price of the refiner f. o. b. the refinery from which shipment is made plus .25 of a cent per gallon, provided the laid-down cost to such governmental agency does not exceed the sum of the maximum f. o. b. price of each person participating in the particular bidding as determined by other provisions of this price schedule at the shipping point from which each bidder proposes to make shipment plus the actual cost of transportation that would be incurred from such point to destination by such person.

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

[1] 8 F.R. 9365, 9530, 9774, 9876, 10901, 10731.

This amendment shall become effective December 24, 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 18th day of December 1943.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 43-20167; Filed, December 18, 1943; 4:09 p. m.]

PART 1340—FUEL

[RPS 88,[1] Amdt. 148]

PETROLEUM AND PETROLEUM PRODUCTS

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.*

Section 1340.159 (c) (3) (xxxviii) is added to read as follows:

(xxxviii) *Maine.* The maximum tankwagon prices of Nos. 2 and 3 fuel oil to consumers in the following townships and cities in the State of Maine shall be as follows:

(*a*) For single lot deliveries of 100 gallons or more:

City or town:	Cents per gallon
Abbott	10.0
Academy West	10.5
Acton	9.3
Adamstown	11.2
Addison	10.1
Albany	9.7
Albion	9.9
Alexander	10.2
Alfred	9.0
Allagash Pl	11.5
Alna	9.4
Alton	9.1
Amherst	9.1
Amity	10.8
Andover	10.0
Anson	10.1
Appleton	9.1
Argyle	9.1
Arrowsic	9.4
Ashland	11.5
Askwith	10.5
Athens	10.1
Atkinson	10.0
Attean	11.1
Auburn	9.1
Augusta	9.2
Aurora	9.1
Avon	10.1
Baileyville	10.2
Bald Mountain	10.3
Baldwin	9.7
Bancroft	10.8
Bangor	9.1
Bar Harbor	9.7
Baring	10.2
Barnard Pl	10.0
Batchelders Grant	9.7
Bath	9.4
Beals	10.1
Beddington	10.1
Belfast	9.6
Belgrade	9.2
Belmont	9.6
Benedicta	10.8
Benton	9.9
Berwick	9.2
Bethel	10.0
Biddeford	9.0
Bigelow Pl	10.3
Big Squaw	10.5
Bingham	10.3
Blaine	11.1
Blanchard	10.0
Blue Hill	9.7
Boothbay	9.4
Boothbay Harbor	9.4
Bowdoin	9.4
Bowdoinham	9.4
Bowerbank	10.0
Bowmantown	11.2
Bowtown	10.3
Bradford	9.1
Bradley	9.1
Fremen	9.1
Brewer	9.1
Bridgewater	11.1
Bridgton	9.7
Brighton Pl	10.1
Bristol	9.4
Brooklin	9.7
Brooks	9.6
Brooksville	9.7
Brookton	10.8
Brownfield	9.7
Brownville	10.0
Brunswick	9.4
Buckfield	9.7
Bucksport	9.1
Burlington	10.1
Burnham	9.9
Buxton	9.0
Byron	10.0
Calais	10.2
Cambridge	9.8
Camden	9.1
Canaan	10.1
Canton	10.1
Cape Elizabeth	9.0
Caratunk Pl	10.3
Caribou	11.1
Carmel	9.1
Carroll	10.1
Carrying Place	10.3
Carthage	10.0
Cary Pl	10.8
Casco	9.0
Castine	9.1
Castle Hill	11.5
Caswell Pl	11.1
Centerville	10.1
Chapman	11.1
Charleston	9.1
Charlotte	10.2
Chase	11.1
Chelsea	9.2
Cherryfield	10.1
Chester	10.1
Chesterville	10.1
China	9.2
Clifton	9.1
Clinton	9.9
Codyville	10.8
Columbia	10.1
Columbia Falls	10.1
Concord Pl	10.3
Connor	11.1
Cooper	10.2
Coplin Pl	11.1
Corinna	9.8
Corinth	9.1
Cornish	9.7
Cornville	10.1
Cox Patent	11.1
Cranberry Isles	9.7
Crawford	10.2
Crockertown	10.3
Crystal	10.8
Cumberland	9.0
Cushing	9.1
Cutler	10.2

[1] 8 F.R. 3718.

City or town—Continued.	Cents per gallon
Cyr Pl	11.5
Dallas Pl	11.1
Damariscotta	9.4
Danforth	10.8
Davidson	10.8
Davis	11.1
Dayton	9.0
Dead River Pl	10.3
Dablois	10.1
Dedham	9.1
Deer Isle	10.7
Denmark	9.7
Dennistown Pl	11.1
Dennysville	10.2
Detroit	9.8
Devereaux	10.1
Dexter	9.8
Dixfield	10.0
Dixmont	9.1
Dover-Foxcroft	10.0
Dresden	9.2
Drew	10.8
Dudley	10.8
Durham	9.1
Dyer Brook	10.8
Eagle Lake	11.5
Eastbrook	9.7
East Machias	10.2
East Millinocket	10.5
East Moxie	10.3
East Wilton	10.1
Easton	11.1
Eastport	10.2
Eddington	9.1
Edgecomb	9.4
Edinburg	10.1
Edmunds	10.2
Eliot	9.2
Elliottsville Pl	10.0
Ellsworth	9.7
Embden	10.3
Enfield	10.1
Etna	9.1
Eustis	11.1
Exeter	9.1
Fairfield	9.9
Falmouth	9.0
Farmingdale	9.2
Farmington	10.1
Fayette	9.2
Flagstaff Pl	11.1
Forest	10.8
Forkstown	10.8
Fort Fairfield	11.1
Fort Kent	11.5
Frankfort	9.1
Franklin	9.7
Freedom	9.9
Freeman	10.1
Freeport	9.0
Frenchville	11.5
Friendship	9.1
Fryeburg	9.7
Gardiner	9.2
Garfield Pl	11.5
Garland	9.1
Georgetown	9.4
Gilead	10.0
Glenburn	9.1
Glenwood Pl	10.8
Gorham	9.0
Gouldsborough	10.1
Grafton	10.0
Grand Isle	11.5
Grand Lake Stream Pl	10.2
Gray	9.0
Greenbush	9.1
Greene	9.1
Greenfield	9.1
Greenville	10.5
Greenwood	9.7
Grindstone	10.5
Guilford	10.0
Hallowell	9.2
Hamlin Pl	11.5
Hammond Pl	10.8
Hampden	9.1
Hancock	9.7
Hanover	10.0
Harmony	9.8
Harpswell	9.4
Harrington	10.1
Harrison	9.7
Hartford	9.7
Hartland	9.8
Haynesville	10.8
Hebron	9.7
Hermon	9.1
Hersey	10.8
Hibberts Gore	9.1
Highland Pl	10.3
Hiram	9.7
Hodgdon	10.8
Holden	9.1
Hollis	9.0
Hope	9.1
Hopkins Academy Grant	10.5
Houlton	10.8
Howland	10.1
Hudson	9.1
Indian	10.2
Indian Purchase	10.5
Indian Stream	10.3
Industry	10.1
Island Falls	10.8
Islesford	9.7
Jackman Pl	11.1
Jackson	9.1
Jay	10.1
Jefferson	9.2
Jerusalem	10.3
Jonesboro	10.1
Jonesport	10.1
Kenduskeag	9.1
Kennebunk	9.0
Kennebunkport	9.0
Kingfield	10.3
Kingman	10.1
Kingsbury Pl	10.1
Kittery	9.2
Knox	9.6
Kossuth	10.8
Lagrange	9.1
Lake View Pl	10.0
Lakeville Pl	10.1
Lambert Lake	10.8
Lamoine	9.7
Lang	11.1
Lebanon	9.3
Lee	10.1
Leeds	9.1
Levant	9.1
Lewiston	9.1
Lexington Pl	10.3
Liberty	9.1
Lily Bay	10.5
Limerick	9.7
Limestone	11.1
Limington	9.7
Lincoln	10.1
Lincoln Pl	11.2
Lincolnville	9.1
Linneus	10.8
Lisbon	9.1
Litchfield	9.2
Little Squaw	10.5
Littleton	10.8
Livermore	10.1
Livermore Falls	10.1
Long Island	9.0
Long Island Pl	9.7
Long Pond	11.1
Lovell	9.7
Lowell	10.1
Lower Cupsuptic	11.2
Lubec	10.2
Ludlow	10.8
Lyman	9.0
Lynchtown	11.2
Machias	10.2
Machiasport	10.2
Macwahoc Pl	10.1
Madawaska	11.5
Madison	10.1
Madrid	10.1
Magalloway Pl	11.2
Manchester	9.2
Mapleton	11.1
Mariaville	9.7
Marion	10.2
Mars Hill	11.1
Marshfield	10.2
Masardis	11.5
Mason Pl	9.7
Mattawamkeag	10.1
Mayfield Plantation	10.1
Mechanic Falls	9.1
Meddybemps	10.2
Medford	10.0
Medway	10.5
Mercer	10.1
Merrill	10.8
Mexico	10.0
Milbridge	10.1
Milford	9.1
Millinocket	10.5
Milo	10.0
Milton	10.1
Milton Pl	10.0
Minot	9.1
Misery	11.1
Misery Gore	10.5
Molunkus	10.1
Monmouth	9.2
Monroe	9.1
Monson	10.0
Monticello	10.8
Montville	9.6
Moose River Pl	11.1
Moro Pl	10.8
Morrill	9.6
Moscow	10.3
Mount Abram	10.3
Mount Chase Pl	10.8
Mount Desert	9.7
Mount Vernon	9.2
Moxie Gore	10.3
Naples	9.7
Nashville Pl	11.5
New Canada Pl	11.5
New Gloucester	9.1
New Limerick	10.8
New Portland	10.3
New Sharon	10.1
New Sweden	11.1
New Vineyard	10.1
Newburgh	9.1
Newcastle	9.4
Newfield	9.7
Newport	9.8
Newry	10.0
Nobleborough	9.4
Norridgewock	10.1
North Andover	10.0
North Berwick	9.2
North Haven	11.0
North Kennebunkport	9.0
North Yarmouth (Aroostock County)	10.8
North Yarmouth	9.0
Northfield	10.2
Northport	9.6
Norway	9.7
Oakfield	10.8
Oakland	9.9
Old Orchard	9.0
Old Town	9.1
Orient	10.8
Orland	9.1
Orneville	10.0
Orono	9.1
Orrington	9.1
Osborn Pl	9.7
Otis	9.7
Otisfield	9.7
Owl's Head	9.1
Oxbow Pl	11.5
Oxbow	11.2
Oxford	9.7

City or town—Continued.	Cents per gallon
Palermo	9.2
Palmyra	9.8
Paris	9.7
Parkertown	11.2
Parkman	10.0
Parlin Pond	11.1
Parmachenec	11.2
Parsonsfield	9.7
Passadumkeag	10.1
Patten	10.8
Pembroke	10.2
Penobscot	9.1
Perham	11.1
Perkins	10.0
Perry	10.2
Peru	10.0
Phillips	10.1
Phippsburg	9.4
Pittsfield	9.8
Pittson	9.2
Pleasant Ridge Pl	10.3
Plymouth	9.8
Poland	9.1
Portage Lake	11.5
Porter	9.7
Portland	9.0
Pownal	9.0
Prentiss	10.1
Presque Isle	11.1
Princeton	10.2
Prospect	9.1
Randolph	9.2
Rangeley	11.1
Rangeley Pl	11.1
Raymond	9.0
Readfield	9.2
Redington	10.1
Reed Pl	10.8
Richardsontown	11.2
Richmond	9.2
Riley	10.0
Ripley	9.8
Robbinston	10.2
Rockland	9.1
Rockport	9.1
Rockwood Strip	10.5
Rogue Bluffs	10.2
Rome	9.9
Roxbury	10.0
Rumford	10.0
Saco	9.0
Saint Agatha	11.5
Saint Albans	9.8
Saint Croix	10.8
Saint Francis Pl	11.5
Saint George	9.1
Saint John Pl	11.5
Salem	10.1
Sandwich Acad. Grant	11.1
Sandy Bay	11.1
Sandy River Pl	11.1
Sanford	9.3
Sangerville	10.0
Sapling Township	10.5
Scarboro	9.0
Searsmont	9.6
Searsport	9.6
Sebago	9.7
Sebec	10.0
Sedgwick	9.7
Shapleigh	9.3
Sherman	10.8
Shirley	10.5
Sidney	9.2
Silver Ridge Pl	10.8
Skowhegan	10.1
Smithfield	9.9
Smyrna	10.8
Solon	10.3
Somerville Pl	9.2
Sorrento	9.7
Sou Berwick	9.2
South Bristol	9.4
Southport	9.4
South Portland	9.0
South Thomaston	9.1
Southwest Harbor	9.7
Springfield	10.1
Squaretown	10.3
Stacyville Pl	10.8
Standish	9.0
Starks	10.3
Stetson (Penobscot County)	9.1
Stetson (Rangely County)	11.1
Steuben	10.1
Stockholm	11.1
Stockton Springs	9.6
Stoneham	9.7
Stonington	10.7
Stow	9.7
Strong	10.1
Sullivan	9.7
Sumner	9.7
Surry	9.7
Swansville	9.6
Swan's Island	9.7
Sweden	9.7
Talmage	10.2
Temple	10.1
The Forks Pl	10.3
Thomaston	9.1
Thorndike	9.9
Tim Pond	11.1
Topsfield	10.8
Topsham	9.4
Tremont	9.7
Trenton	9.7
Trescott	10.2
Troy	9.9
Turner	9.1
Union	9.1
Unity	9.9
Unity Pl	9.9
Upper Cupsuptic	11.2
Upper Molunkus	10.8
Upton	11.2
Van Buren	11.5
Vanceboro	10.8
Vassalborough	9.2
Veazie	9.1
Verona	9.1
Vienna	9.2
Vinalhaven	11.0
Wade	11.1
Wat	10.2
Waldo	9.6
Waldoboro	9.1
Wales	9.1
Wallagrass Pl	11.5
Waltham	9.7
Warren	9.1
Washburn	11.1
Washington	9.1
Waterboro	9.0
Waterford	9.7
Waterville	9.9
Wayne	9.2
Webbertown	10.8
Webster	9.1
Webster Pl	10.1
Weld	10.0
Wellington	9.8
Wells	9.2
Wesley	10.2
West Bath	9.4
Westbrook	9.0
Westfield	11.1
West Andover	10.0
West Forks Pl	11.1
West Gardiner	9.2
Westman Land Pl	11.1
Weston	10.8
Westport	9.4
Whitefield	9.2
Whiting	10.2
Whitneyville	10.2
Williamsburg	10.0
Willimantic	10.0
Windham	9.0
Windsor	9.2
Winn	10.1
Winslow	9.9
Winter Harbor	10.1
Winterport	9.1
Winterville Pl	11.5
Winthrop	9.2
Wiscasset	9.4
Woodland	11.1
Woodstock	9.7
Woolwich	9.4
Yarmouth	9.0
York	9.2
TAR2	10.8
TAR7	10.5
TAR8	10.5
TAR9	10.5
TC	10.0
TCR2	10.8
TD	10.0
TDR2	11.1
TE	10.0
TIR3	10.3
TIR5	10.8
TIR6	11.1
TIR13	10.5
T2R4	10.8
T2R4	10.3
T2R6	11.1
T3R1	10.1
T3R3	10.8
T3R7	10.8
T4R1	11.1
T4R2	11.1
T5R7	10.8
T5R9	10.0
T6	10.0
T6R7	10.8
T6R9	10.0
T7R5	10.8
T7SD	10.1
T8R3	10.8
T8R4	10.8
T8R5	10.8
T8SD	9.7
T9R4	11.5
T9R5	11.5
T9SD	10.1
T10R3	10.8
T10R4	11.5
T10R6	11.5
T10SD	10.1
T11R3	10.8
T11R4	11.5
T13R5	11.5
T15R6	11.5
T16MD	10.1
T16R4	11.1
T16R6	11.5
T18ED	10.2
T18MD	10.1
T19ED	10.2
T19MD	10.1
T22MD	10.1
T24MD	10.1
T25MD	10.1
Plantation 21	10.2
Plantation 14	10.2
E Plantation	11.1

NOTE: Section 1340.159 (b) (9), providing for an increase of .3 of a cent per gallon on tankwagon and certain container deliveries does not apply to the maximum prices established herein; there are no additions to be made to such prices.

(*b*) For single lot deliveries of less than 100 gallons, the maximum price at each point listed in inferior subdivision (*a*) above shall be increased by .5 of a cent per gallon.

This amendment shall become effective December 24, 1943.

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

Issued this 18th day of December 1943.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 43-20156; Filed, December 18, 1943; 4:10 p. m.]

PART 1340—FUEL

[RPS 88,[1] Amdt. 149]

PETROLEUM AND PETROLEUM PRODUCTS

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.*

Section 1340.160 (a) (6) is added to read as follows:

(6) 80-Octane A. S. T. M. All-Purpose gasoline on sales to the United States Government or any agency thereof.

This amendment shall become effective December 24, 1943.

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

Issued this 18th day of December 1943.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 43-20157; Filed, December 18, 1943; 4:10 p. m.]

PART 1341—CANNED AND PRESERVED FOODS

[MPR 409,[2] Corr. to Amdt. 6]

FROZEN FRUITS, BERRIES AND VEGETABLES (1943 PACK AND AFTER)

The sentence, "This increase shall apply to sales of the varieties listed below, except sales of corn, peas, snap beans, tomatoes and tomato products, peaches and pears to other than government procurement agencies", in section 3 (c) (1) is corrected to read as follows: "This increase shall apply to sales of the varieties listed below, except sales of corn, peas, snap beans, peaches and pears to other than government procurement agencies."

(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 18th day of December 1943.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 43-20158; Filed, December 18, 1943; 4:12 p. m.]

PART 1362—CERAMIC PRODUCTS, STRUCTURAL CLAY PRODUCTS AND OTHER MASON MATERIALS

[MPR 116,[3] Amdt. 5]

CHINA AND POTTERY

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.*

Maximum Price Regulation No. 116 is amended in the following respects:

1. Section 1362.57 (c) is hereby revoked.

2. Section 1362.61 (c) is amended to read as follows:

(c) *New articles.* (1) The maximum price for the sale of any article other than an article for which a maximum price is established under paragraph (a) or (b) of this section, shall be priced as set forth below.

(i) If a similar article was offered for sale by the manufacturer in the period October 1 to October 15, 1941, the maximum price for the new article shall be in line with the established price of the similar article on the basis of body, glaze, decoration, shape and size for sales to the same general class of purchaser.

(ii) If no similar article was offered for sale by the manufacturer in the period October 1 to October 15, 1941, and if the manufacturer during that period had sold comparable commodities for which maximum prices had been established under Maximum Price Regulation No. 116, the maximum price for the new article shall be a price which bears the same relation to the manufacturer's cost of materials and direct labor for such new articles as the manufacturer's cost for materials and labor had to the maximum price of the comparable article.

(iii) If the manufacturer was not in business during October 1 to October 15, 1941 or if he did not fabricate an article for which a maximum price was determined under Maximum Price Regulation No. 116, the maximum price for the new article shall be a price in line with the level of maximum prices established by this Maximum Price Regulation No. 116 and specifically authorized by the Office of Price Administration.

(2) *Reporting of maximum prices for articles priced under paragraph* (c). Prior to first offering the article for which a maximum price is established by paragraph (c) of this section for sale, the manufacturer shall submit to the Office of Price Administration, Washington, D. C., a report applying for specific authorization of a maximum price. The report shall contain:

(i) A description of the article in detail,

(ii) A description of the manufacturing process,

(iii) A current cost breakdown according to his own system of accounts to show all major cost components, e. g., direct costs of material and labor, factory burden, selling and administrative expense, and

(iv) The proposed maximum price with a detailed explanation of its computation.

Upon receipt of the authorization, the manufacturer may offer the article for sale in accordance with the terms of the authorization. Such approval may also establish maximum prices for sellers of the articles generally, which may include wholesalers and retailers of the article.

This amendment shall become effective December 24, 1943.

NOTE: The reporting and record-keeping requirement 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 18th day of December 1943.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 43-20164; Filed, December 18, 1943; 4:08 p. m.]

PART 1362—CERAMIC PRODUCTS, STRUCTURAL CLAY PRODUCTS, AND OTHER MASON MATERIALS

[RMPR 206,[1] Amdt. 1]

VITRIFIED CLAY SEWER PIPE AND ALLIED PRODUCTS

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

Revised Maximum Price Regulation No. 206 is amended by adding Article XII incorporating sections 12.1 to 12.3 inclusive, all to read as set forth below:

ARTICLE XII—MAXIMUM PRICES FOR VITRIFIED CLAY SEWER PIPE AND ALLIED PRODUCTS, WHEN SOLD FOR DELIVERY OUTSIDE A FACTORY'S NORMAL MARKET AREA

SEC. 12.1 *Application.* The provisions of this article provide a method whereby sewer pipe products may be shipped outside a manufacturer's normal market area to a Government Agency, or to a contractor or subcontractor of such Agency, at prices in excess of the maximum prices established in Articles V to XI, inclusive, of this regulation. For all other shipments outside the manufacturer's normal market area, for use on a project other than one controlled by a Government Agency, the maximum price established in Articles V to XI, inclusive, for the geographical areas designated therein, shall apply.

SEC. 12.2 *Maximum prices for sewer pipe products sold by a manufacturer to a Government Agency, and shipped outside its normal market area up to July 1, 1944.* (a) Requirements which must be met by a manufacturer in order to use out-of-area maximum prices. A manufacturer may use the pricing method set forth in the next paragraph only when:

(1) He is selling to a Government Agency, or to a contractor or subcontractor with a Government Agency, for use on a project controlled by any such agency: *Provided,* That a manufacturer may sell to any person who re-sells to any of the foregoing at prices not in excess of the maximum prices established by this section.

(2) The seller must compute transportation charges on the basis of rail carload quantities.

(3) He secures and retains for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains

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

[1] 8 F.R. 9365, 9530, 9774, 9876, 10901, 10731.
[2] 8 F.R. 5358, 9298, 11034, 11080, 11952.
[3] 7 F.R. 3036, 3858, 6474, 7203, 8939, 8948.
[1] 8 F.R. 14231.

in effect, a certificate signed by the purchaser in the following form:

CERTIFICATE FORM

(Form OPA 678-655)

Place_____

Date_____

Project:_____
(Identify: number, location, etc.)

Government agency_____

Purchaser:_____
(Area Engineer; Purchasing Agent; Contractor; Subcontractor)

Quantity and description of sewer pipe products required:

_____
_____
_____
_____
_____
_____
_____

The quantity of sewer pipe products listed above are required for the construction of the project named above. Diligent effort has been made to secure the necessary products from the sources of supply normally servicing the area where the project is located. Such sources are unable to supply the required products within the time allotted for construction. Therefore, it becomes necessary to purchase the required products from _____ Company (indicate whether distributor or manufacturer), whose office is located at _____. The products so purchased will not be used on any project other than one controlled by a Government agency except products that have been rejected for cause.

_____
(Name of purchaser)

By_____
(Title)

(4) The following form of endorsement shall be made by the seller if he is not the manufacturer of the sewer pipe products. Such endorsement may be made on the reverse side of purchaser's certificate.

ENDORSEMENT FORM

(Form OPA 678-656)

The undersigned has received an order from_____ of_____, which is covered by the certificate on the reverse side, or attached hereto. The undersigned is unable and will be unable to supply the requirements of the purchaser from our own stock of vitrified clay sewer pipe, or allied products, in the time allotted for delivery. It is therefore necessary to order from _____ of _____ the requirements of purchaser as listed on the certificate. Prices charged the purchaser by the undersigned do not exceed the maximum prices established in section 12.2 of Revised Maximum Price Regulation No. 206.

_____

By _____
(Title)

(b) Maximum prices for sewer pipe products sold by any person and shipped from a factory prior to July 1, 1944, to a destination which is outside the normal market area of such factory may be determined in the following manner:

(1) A price f. o. b. factory not in excess of 95 percent of the f. o. b. plant price for straight or mixed carload shipments.

(i) The following methods shall be used in determining the f. o. b. plant price which shall apply to manufacturers who wish to use this section.

(*a*) For those manufacturers who sell on an f. o. b. plant basis, the price so established in this Revised Maximum Price Regulation No. 206.

(*b*) For those manufacturers who sell at a delivered price based on geographical zones, the price as established in this Revised Maximum Price Regulation No. 206 for the zone within which the factory is located, less the weighted average freight paid by the manufacturer, during the calendar year 1941, for delivery in the zone in which the factory is located.

For those manufacturers who determine their price in accordance with this subdivision (*b*) the weighted average freight shall be determined in the following manner: From the total amount of freight paid during the year 1941 for rail delivery of sewer pipe products to the zone within which the factory is located, deduct that amount of freight applicable to dunnage only, that is, to crating, bracing, or other material carried for the protection of the product. Divide the balance by the total amount of tons of sewer pipe products delivered by rail, during the calendar year 1941, in the zone in which the factory is located. The result will be the weighted average freight per ton paid during the year 1941 for delivery by rail of sewer pipe products in the zone in which the factory is located.

(*c*) For manufacturers located in the Eastern Area, who sell at a delivered price based on freight rate zones, the price as established in this Revised Maximum Price Regulation No. 206 in the first or 10¢ zone, less the highest amount of freight from Akron, for delivery to the first, or 10¢ zone.

(2) A delivered price may be charged under this provision not higher than the maximum price established in this section, f. o. b. factory plus the actual freight charges incurred by the manufacturer in making delivery to the point of destination.

(3) Material purchased in accordance with the provisions of this section which is in excess of requirements, or which is rejected by the purchaser for cause, may be re-sold to any person at the prices established by the General Maximum Price Regulation, for the same grade or quality for the area in which the product is ultimately used.

SEC. 12.3 *Reports.* Every manufacturer who makes a sale pursuant to this article in any month shall make a report to the Office of Price Administration, Washington, D. C., on or before the fifteenth day of the following month, setting forth a list of all sales which resulted in sewer pipe products being shipped to points outside his normal market area during the preceding calendar month, showing the name and address of the purchaser, the point of shipment and the point of delivery, the quantity and classification of products sold, the price charged, and the method of computing such price.

When used in this Revised Maximum Price Regulation No. 206, the term:

"Normal market area" for any factory means that area in which sewer pipe products were regularly offered for sale during the period January 1, 1940 to January 1, 1942; for the purposes of this definition, sewer pipe products will be deemed to have been "regularly offered for sale" only in that area in which the factory had salesmen traveling at regular intervals and/or customarily quoted for shipment during the above mentioned period.

This amendment shall become effective December 24, 1943.

NOTE: The reporting requirements of this regulation 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 18th day of December 1943.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 43-20159; Filed, December 18, 1943; 4:10 p. m.]

PART 1404—RATIONING OF FOOTWEAR

[RO 17,[1] Amdt. 48]

SHOES

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

Ration Order 17 is amended in the following respects:

1. Section 2.11 (a) (10) is amended to read as follows:

(10) Ballet slippers which were manufactured before January 1, 1944 or which, if manufactured after that date, have no cattle hide leather in the uppers and no cattle hide grain leather in the outsoles (other than heads, bellies, shins and shanks of 5 iron or less).

2. Section 2.11 (a) (17) is added, to read as follows:

(17) Women's and misses' evening slippers manufactured before December 18, 1943, which at the time of manufacture were made with trimming of gold or silver leather or imitation leather with gold or silver finish, or which were made with uppers principally of one or a combination of the following materials: metallic mesh, metallic fabric, brocade, satin, crepe, moire, faille, or any material with sequin or rhinestone applique.

3. Section 2.11 (a) (18) is added, which reads as follows:

(18) Men's patent leather shoes.

4. The definition of "house slippers" in section 3.13 (a) is amended by inserting the words "cattle hide" before the words "grain leather outsoles."

This amendment shall become effective December 18, 1943.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421 and 507, 77th Cong.;

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

[1] 8 F.R. 15834.

W.P.B. Dir. 1, 7 F.R. 562, Supp. Dir. 1-T, 8 F.R. 1727; E.O. 9125, 7 F.R. 2719)

Issued this 18th day of December 1943.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 43-20160; Filed, December 18, 1943; 4:11 p. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[RO 3,[1] Amdt. 107]

SUGAR RATIONING REGULATIONS

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

Ration Order No. 3 is amended in the following respect:

Section 1407.71 (d) is amended by deleting the last two sentences and inserting in place thereof the following:

However, a person who does not have a War Ration Book One may submit, instead of such a book, his War Ration Book Four together with a statement in writing that he does not have a War Ration Book One. He shall also submit in writing a statement of the amount of sugar he has already obtained under paragraphs (c) and (d) of this section. If the board finds that the statements are true, it shall issue coupons or a certificate to the consumer in weight value equal to his total requirements less any amounts which the consumer has already obtained under paragraphs (c) and (d) of this section. The weight value of the coupons or certificate issued, however, shall in no event exceed 25 pounds less any amounts which the consumer has already obtained under paragraphs (c) and (d). The board shall note on the cover of the War Ration Book Four of each such person for whom application is made, the weight value of the coupons or certificate issued to such person under this paragraph and the date of issuance.

This amendment shall become effective December 23, 1943.

(Pub. Law 421, 77th Cong.; E.O. 9125, 7 F.R. 2719; E.O. 9280, 7 F.R. 10179; WPB Dir. No. 1 and Supp. Dir. No. 1E, 7 F.R. 662, 2965; Food Dir. No. 3, 8 F.R. 2005)

Issued this 18th day of December 1943.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 43-20165; Filed, December 18, 1943; 4:09 p. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[MPR 373,[2] Amdt. 28]

MAXIMUM PRICES IN THE TERRITORY OF HAWAII

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.*

Maximum Price Regulation 373 is amended in the following respects:

1. Section 3 (a) (b) and (c) are amended by deleting the phrase "in the tables set forth".

2. The table following section 21 (c) (1) is amended by changing the wholesale price of Onions, red, yellow and white from "$3.35 per 50 lb. bag" to "$3.30 per 50 lb. bag"; by deleting all institutional prices; by amending the prices of celery; and by adding the item cabbage; all to read as follows:

	Wholesale maximum prices	Retail maximum prices
Celery	$6.80 per crate	$0.20 per lb.
Cabbage	5.75 per crate	.09 per lb.

3. The table following section 21 (d) (1) is amended by changing the item "Apples: Newton Pippin extra fancy and fancy" to read "Apples: California Newton Pippin"; by adding three new items to the category "Apples"; and by amending the prices of lemons, all to read as follows:

	Wholesale maximum prices	Special institutional maximum prices	Retail maximum prices
Apples:			
North West Newton	*Per box*	*Per doz.*	*Per lb.*
Pippin	$4.70	None	$0.15
North West Delicious	5.00	None	.16
Winesap	5.00	None	.16
Lemons:			*Per doz.*
300's	7.15	$0.32	$0.38
360's	7.15	.27	.32
432's	7.15	.23	.26

4. Section 21 (e) (5) is amended by changing the prices of item 7 to read as follows:

Item	Grade	Maximum price at wholesale	Maximum price at retail
7. Bananas, bunch (stem limited to 8 inches above first hand where hand joins stem):		*Per lb.*	*Per lb.*
Bunches	MQ	$0.0475	
Hands	MQ	.0625	$0.085

5. Section 22 (b) (6) and (7) are added to read as follows:

(6) Seventy-five cents per gallon for shipments of gasoline, kerosene, and diesel fuel by barge from Honolulu to Lahaina.

(7) One and one-quarter cents per gallon for shipments of gasoline, kerosene and diesel fuel by barge from Honolulu to Honuapo.

This amendment shall become effective as follows:

(a) As to section 3 (a), (b) and (c), and section 22 (b) (6) and (7), as of December 23, 1943.

(b) As to sections 21 (c) (1) and 21 (d) (1), as of November 16, 1943.

(c) As to section 21 (e) (5), as of November 5, 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 17th day of December 1943.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 43-20163; Filed, December 18, 1943; 4:08 p. m.]

PART 1420—BREWERY, DISTILLERY AND WINERY PRODUCTS

[MPR 445,[1] Amdt. 8]

DISTILLED SPIRITS AND WINES

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

Maximum Price Regulation No. 445 is amended as follows:

1. Section 2.5a is added to Article II thereof to read as follows:

SEC. 2.5a *Provisions relating to certain distributions of bulk domestic distilled spirits*—(a) *Notice requirements.* Any corporation, unincorporated association, cooperative association, company or partnership transferring or distributing bulk domestic distilled spirits (in the form of warehouse receipts or otherwise) to its shareholders or members or to representatives of its shareholders or members, shall give notice of the maximum prices applicable to sales of such bulk domestic distilled spirits to each shareholder or member or distributee entitled to receive or to participate therein. Such notice shall be given on or before the date of the transfer or distribution and shall be in writing stating substantially as follows:

Under OPA regulations, ceiling prices for sales of (specify type or types of domestic distilled spirits being transferred or distributed, such as bulk domestic whiskey, bulk domestic brandy, bulk domestic neutral spirits, etc.) are as follows:

(Here set forth applicable maximum prices determined pursuant to sections 2.3 (c) (1) or 2.3 (c) (2) of MPR 445 or such other sections or regulations as may apply.)

These ceiling prices are for sales in bond and apply to your resales of (specify type or types of domestic distilled spirits as above) being distributed by this company. Where sales are made tax paid, applicable U. S. excise taxes which you pay may be added. If you sell or transfer in bulk the domestic distilled spirits distributed by this company, a report of the sale must be filed within ten days thereafter, with the district office of OPA having jurisdiction over the territory in which you reside or in which your place of business is located.

OPA requires you to keep this notice for examination.

Name of company

(b) *Application requirements.* If the maximum price for which the bulk domestic distilled spirits may be sold by the shareholders, members or distributees must be determined by application to the OPA, the corporation, unincorporated association, cooperative associa-

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

[1] 8 F.R. 14820, 15368, 15489.

[2] 8 F.R. 5388, 6359, 6849, 7200, 7457, 8064, 8550, 10270, 10666, 10984, 11247, 11437, 11849, 12299, 12703, 13023, 13342, 13500, 14139.

[1] 8 F.R. 11161, 11851, 13496, 13500, 13845, 14016, 14400.

tion, company or partnership shall, prior to making the transfer or distribution, apply to the Office of Price Administration, Beverage Section, Washington, D. C., for the establishment of such price, and shall state the price established pursuant to the application in the notice required to be given by paragraph (a).

(c) *Prohibition.* No corporation, unincorporated association, cooperative association, company or partnership shall pay to or for the account of a shareholder, member or distributee receiving or entitled to receive bulk domestic distilled spirits as the result of a corporate distribution or otherwise, as consideration for a transfer or surrender of the shareholder's, member's or distributee's rights therein, money or property exceeding in value the maximum price for a sale of the particular bulk domestic distilled spirits by the shareholder, member or distributee.

(d) *Report to be filed by shareholder, member or distributee.* Every person who receives bulk domestic distilled spirits (in the form of warehouse receipts or otherwise) as the result of a transfer or distribution thereof by a corporation, unincorporated association, cooperative association, company or partnership and thereafter sells or transfers the same, shall file a report of the sale or transfer with the district office of the Office of Price Administration having jurisdiction of the territory in which he resides or in which his place of business is located. Such report shall be in writing, signed by the seller, and shall be filed within ten days after the sale or transfer is made, and shall contain:

1. The name and address of the seller.
2. The name and address of the buyer.
3. The date of the sale.
4. A description sufficient to identify the character and quantity of each type of bulk domestic distilled spirits sold or transferred including, in the case of bulk domestic whiskey, the date of entry into bond as shown by the warehouse receipt, and in the case of bulk domestic brandy, the date of original gauge as shown on the barrel.
5. The total price which the buyer has paid or contracted to pay for the purchase of the bulk domestic distilled spirits described in the report.
6. The amount of any commission, brokerage or fee which the seller has contracted to pay in connection with the sale or transfer and the name and address of each person to whom payment thereof is to be or has been made.
7. Whether, to the seller's knowledge, the buyer has paid or contracted to pay any commission, brokerage or fee in connection with the sale or transfer, and, if known by the seller, the amount thereof and the name and address of each person to whom payment thereof is to be or has been made. If the seller has no knowledge of such commission, brokerage or fee which the buyer has paid or contracted to pay, the report shall so state.

This amendment shall become effective December 20, 1943.

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

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

Issued this 18th day of December 1943.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 43-20166; Filed, December 18, 1943; 4:09 p. m.]

PART 1340—FUEL

[MPR 120,[1] Amdt. 76]

BITUMINOUS COAL DELIVERED FROM MINE OR PREPARATION PLANT

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.*

Maximum Price Regulation No. 120 is amended in the following respects:

1. In § 1340.222 (b) (5) a new sentence is added to read as follows:

The prices of all other mines may be increased by no more than 5 cents per ton.

2. In § 1340.222 (b), new subparagraph (6) is added to read as follows:

(6) Notwithstanding the provisions of subparagraphs (1), (4) and (5) of this paragraph (b), the maximum prices for shipments of coals in Size Groups Nos. 1–8, inclusive, for uses other than locomotive fuel use shall in no case be less than the maximum prices for coals in such respective size groups for locomotive fuel use.

This amendment shall become effective December 16, 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 16th day of December 1943.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 43-20131; Filed, December 18, 1943; 9:07 a. m.]

PART 1364—FRESH, CURED, AND CANNED MEAT AND FISH PRODUCTS

[MPR 303, Revocation]

FROZEN CANADIAN SMELTS

For the reasons set forth in the statement of considerations issued simultaneously herewith* and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, *It is hereby ordered,* That Maximum Price Regulation 303—Frozen Canadian Smelts—(§ 1364.851 to 1364.862 inclusive) be and it hereby is revoked subject to the provisions of Supplementary Order No. 40.[1]

This order shall become effective December 17, 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 17th day of December 1943.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 43-20133; Filed, December 18, 1943; 9:06 a. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[MPR 364,[2] Amdt. 9]

FROZEN FISH AND SEAFOOD

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

Maximum Price Regulation No. 364 is amended in the following respects:

1. Section 3 (b) is amended to read as follows:

(b) *Net cost.* The wholesaler's "net cost" is the amount he paid for the particular item of frozen fish or seafood delivered at his customary receiving point, less all discounts allowed him except the discount for prompt payment, and excluding any charge for local trucking and unloading. Any wholesaler who buys frozen fish and seafood and processes them by a style of processing for which a price is fixed in section 14, determines his "net cost" by adding the difference between the processor's price set in section 14 for the frozen fish in the condition in which they are purchased by the wholesaler and the price set in section 14 for the fish in the condition they are after processing by the wholesaler to the amount he paid for the particular item of frozen fish or seafood delivered at his customary receiving point, less all discounts allowed him except the discount for prompt payment, and excluding any charge for local trucking and unloading.

2. Section 3 (d) (1) is amended by deleting "; who do not sell to individual retail stores or purveyors of meals and who do not customarily deliver".

3. Section 3 (d) (4) is amended to read as follows:

(4) *Service and delivery wholesalers.* This class includes wholesalers who distribute frozen fish and seafood to retail stores and purveyors of meals and whose sales are made on a delivered basis to the customer's usual receiving point by means other than a common carrier. The mark-up for this class of wholesaler is 25 percent.

4. Section 3 (e) is amended by adding after the words "in place of the actual

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

[1] 8 F.R. 14560, 15256, 15455.

[1] 8 F.R. 4325.

[2] 8 F.R. 4640, 5566, 7592, 11175, 12023, 12446, 12792, 14079, 15191, 15662.

freight." the sentence "However, where frozen Atlantic Coast smelts are imported for resale in the United States, the freight from the point of shipment to the wholesaler's warehouse, not to exceed the carload rail freight rate if such rate is available, may be added.

5. In the table of base prices in section 14, Schedule No. 60A is added to read as follows:

Sched. No.	Name	Item No.	Style of processing	Size	Base price per pound
Sched. 60A	Smelts, Atlantic Coast (Osmerus Mordax):				
	(a) Jumbo	1	Round	8¼ in. and over	$0.28
	(b) Extra	2	Round	7 to 8¼ in	.24
	(c) No. 1	3	Round	5 ½ to 7 in	.16
	(d) No. 2 (Medium)	4	Round	4 to 5½ in	.09
	(e) No. 1	5	Dressed	5½ to 7 in	.26½

This amendment shall become effective December 17, 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 17th day of December 1943.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 43-20134; Filed, December 18, 1943; 9:06 a. m.]

PART 1429—POULTRY AND EGGS

[MPR 333,[1] Amdt. 19]

EGGS AND EGG PRODUCTS

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.*

Maximum Price Regulation 333 is amended in the following respects:

1. The first sentence of § 1429.65 (s) (1) is amended to read as follows:

Except as specifically provided herein with respect to sales of procurement grades of eggs by licensed ship suppliers to the operators of ships operating under the jurisdiction of the War Shipping Administration, the grades, sizes, weight classes, and standards promulgated by the U. S. Department of Agriculture in the publication entitled "Tentative U. S. Standards and Weight Classes for Consumer Grades for Shell Eggs" or from the effective date of this amendment to December 27, 1943, inclusive, the standards and grades promulgated by the Department of Agriculture in the publication entitled "Tentative U. S. Standards and Weights for Wholesale Grades for Shell Eggs" shall be the respective grades, sizes, weight classes and standards for all shell eggs sold to any purchaser other than the United States or any agency thereof.

2. The fifth sentence of § 1429.65 (s) (1) is amended to read as follows:

The standards and grades set forth in the publication entitled "Tentative U. S. Procurement Grades" shall not be used as the standards and grades for shell eggs purchased by retailers or by commercial, industrial, institutional or non-federal governmental users or other civilian purchasers, except that ship suppliers licensed by the Food Distribution Administration and who purchase shell eggs through the War Shipping Administration may purchase such eggs in procurement grades for immediate resale to the operators of ships under the jurisdiction of the War Shipping Administration.

3. A new § 1429.67 (m) is added to read as follows:

(m) *Maximum prices for consumer grades of eggs sold by licensed ship suppliers to ship operators.* The maximum prices for shell eggs of consumer grades obtained through the War Shipping Administration by ship suppliers licensed by the Food Distribution Administration and sold by the ship suppliers to the operators of ships under the jurisdiction of the War Shipping Administration, shall be 2½¢ per dozen more than the maximum prices for the particular grade and size when sold to an independent retailer as provided in § 1429.67.

4. A new § 1429.69a is added to read as follows:

§ 1429.69a *Maximum prices for procurement grades of eggs sold by ship suppliers to ship operators.* The maximum prices for procurement grades of shell eggs obtained through the War Shipping Administration by ship suppliers licensed by the Food Distribution Administration and sold to the operators of ships under the jurisdiction of the War Shipping Administration, shall be 3¢ per dozen more than the maximum prices for the particular grade when sold to the United States or any agency thereof as provided in the preceding § 1429.69.

This amendment shall become effective December 17, 1943, and its provisions shall continue in effect until twelve o'clock midnight on January 31, 1944, at which time, the provisions of amended Maximum Price Regulation No. 333 which were in effect prior to the effective date of this amendment, shall be reinstated automatically and without further order of the Administrator and the provisions of this amendment shall cease and terminate.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

Issued this 17th day of December 1943.

CHESTER BOWLES,
Administrator.

Approved: December 17, 1943.

MARVIN JONES,
War Food Administrator.

[F. R. Doc. 43-20135; Filed, December 18, 1943; 9:07 a. m.]

Chapter XIII—Petroleum Administration for War

[Recommendation 40, Partial Revocation]

PART 1504—PROCESSING AND REFINING

REFINING AND DISTRIBUTION OF AUTOMOTIVE LUBRICANTS CONTAINING ADDITIVES

Section 1504.45, as amended August 17, 1943 (8 F.R. 11387), is hereby revoked, effective immediately.

(E.O. 9276, 7 F.R. 10091)

Issued this 18th day of December 1943.

RALPH K. DAVIES,
Deputy Petroleum Administrator for War.

[F. R. Doc. 43-20148; Filed, December 18, 1943; 1:43 p. m.]

TITLE 43—PUBLIC LANDS: DEPARTMENT OF THE INTERIOR

Chapter I—General Land Office (Appendix [1])

[Public Land Order 196]

ARIZONA

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

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Subject to valid existing rights, the public lands within the following-described areas are hereby withdrawn from all forms of appropriation under the public-land laws, including the mining and mineral-leasing laws, and reserved for the use of the War Department as a camp site and training area:

GILA AND SALT RIVER MERIDIAN

T. 9 N., R. 9 W.,
Secs. 7, 18, 19, 20, and secs. 28 to 31, inclusive.
T. 8 N., R. 10 W.,
Secs. 2 to 8, inclusive, unsurveyed.
T. 9 N., R. 10 W.
T. 10 N., R. 10 W.,
Secs. 31 to 35, inclusive.
T. 8 N., R. 11 W.,
Secs. 1 to 22, inclusive, and secs. 29 to 31, inclusive, unsurveyed.
T. 9 N., R. 11 W.
T. 10 N., R. 11 W.,
Sec. 7, secs. 17 to 22, inclusive, and secs. 25 to 36, inclusive.

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

[1] 8 F.R 2488, 3002, 3070, 3735, 5342, 5839, 6182, 6476, 6626, 7457, 9027, 9879, 11381.

[1] Formerly Part 298.

T. 7 N., R. 12 W.,
Secs. 1 to 11, inclusive, and secs. 15 to 18, inclusive, unsurveyed.
Tps. 8 and 9 N., R. 12 W., partly unsurveyed.
T. 10 N., R. 12 W.,
Secs. 10 to 17, inclusive, and secs. 19 to 36, inclusive.
T. 6 N., R. 13 W.,
Sec. 6, unsurveyed.
T. 7 N., R. 13 W.,
Secs. 1 to 23, inclusive, and secs. 28 to 32, inclusive, partly unsurveyed.
Tps. 8 and 9 N., R. 13 W., partly unsurveyed.
T. 10 N., R. 13 W.,
Secs. 25, 26, and secs. 32 to 36, inclusive.
T. 6 N., R. 14 W.,
Secs. 1 to 12, inclusive, secs. 14 to 18, inclusive, secs. 20 to 23, inclusive, and secs. 27 and 28, unsurveyed.
Tps. 7 and 8 N., R. 14 W., partly unsurveyed.
T. 9 N., R. 14 W.,
Secs. 11 to 16, inclusive, and secs. 19 to 36, inclusive, unsurveyed.
T. 6 N., R. 15 W.,
Secs. 1, 2, and 12.
T. 7 N., R. 15 W.,
Secs. 1 to 18, inclusive, secs. 20 to 28, inclusive, and secs. 34 to 36, inclusive.
T. 8 N., R. 15 W.,
Secs. 1 to 5, inclusive, and secs. 8 to 36, inclusive, unsurveyed.
T. 9 N., R. 15 W.,
Secs. 25, 26, and secs. 33 to 36, inclusive, unsurveyed.
T. 7 N., R. 16 W.,
Sec. 1, unsurveyed.
T. 8 N., R. 16 W.,
Secs. 24, 25, 26, 35, and 36, unsurveyed.

The areas described, including both public and nonpublic lands, aggregate 352,300 acres.

This order is subject to the withdrawal for power purposes made under section 24 of the act of June 10, 1920 (41 Stat. 1063, 1075; U.S.C., title 16, sec. 818) by the filing of an application, on February 19, 1927, with the Federal Power Commission (Project No. 767).

This order shall take precedence over but not modify the order of July 30, 1941, of the Secretary of the Interior, establishing Arizona Grazing District No. 3, so far as such order affects any lands in the above-described areas.

This order is subject to the condition that employees of the Bureau of Reclamation, Department of the Interior, shall be allowed to enter the area at any time to service and repair the transmission line traversing a portion of the area, the right-of-way for which was granted to the Bureau of Reclamation under application Phoenix 080582, map approved July 20, 1942.

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 (55 Stat. 1647). Thereupon, jurisdiction over the lands hereby reserved shall be vested in the Department of the Interior, and 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.

DECEMBER 8, 1943.

[F. R. Doc. 43-20137; Filed, December 18, 1943; 9:22 a. m.]

TITLE 46—SHIPPING

Chapter II—Coast Guard: Inspection and Navigation

Subchapter O—Regulations Applicable to Certain Vessels and Shipping During Emergency

PART 153—BOATS, RAFTS, AND LIFESAVING APPLIANCES; REGULATIONS DURING EMERGENCY

Correction

Section 153.7a of F. R. Doc. 43-9252, appearing on page 7777 of the issue for Thursday, June 30, 1943, should read as follows:

§ 153.7a *Equipment for life rafts approved on and after 15 March 1943.* The provisions of § 59.52 of this chapter, with respect to equipment for life rafts on ocean and coastwise vessels, are suspended for the duration of the emergency insofar as they were applicable to life rafts approved on and after 15 March 1943. Life rafts approved on and after 15 March 1943 shall be equipped as follows:

Chapter IV—War Shipping Administration

[Rev. G. O. 6, Supp. 4]

PART 305—INSURANCE

OPTIONAL CANCELLATION OF POLICY

Pursuant to the authority contained in the act approved June 29, 1940 (54 Stat. 689), as amended, and Executive Order 9054, February 7, 1942 (7 F.R. 837), subpart A—Cargo Insurance, of General Order 6, Revised, is supplemented by adding the following section:

§ 305.201 *Optional cancellation clause.* In lieu of canceling a Warshipopencargo Policy effective on a fixed date, the policy-holder may elect to have his Warshipopencargo Policy canceled in accordance with the terms of the following endorsement:

Notwithstanding any of the terms of the Warshipopencargo Policy form or any provisions set forth in the regulations to a contrary effect, it is understood and agreed that cancellation of this policy is effected with respect to shipments:

(a) Under Ocean Bills of Lading dated on or after ————, or

(b) If Ocean Bills of Lading not issued, under equivalent shipping documents dated on and after said date, or

(c) If no Ocean Bills of Lading or equivalent shipping documents are issued or the same are undated, laden on overseas vessel on and after said date.

Whenever the policy-holder has signed a letter requesting that cancellation be arranged on the basis set forth in § 305.-201, the underwriting agent is permitted to arrange cancellation of the policy accordingly, provided such letter is filed in the office of the underwriting agent or in the office of the duly authorized representative of the underwriting agent prior to the date to be inserted in said endorsement.

[SEAL] E. S. LAND,
Administrator.

DECEMBER 20, 1943.

[F. R. Doc. 43-20191; Filed, December 20, 1943; 11:29 p. m.]

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communication Commission

PART 3—STANDARD AND HIGH-FREQUENCY BROADCAST STATIONS

NORMAL LICENSE PERIOD

The Commission on December 14, 1943, effective with respect to licenses granted on and after December 15, 1943, amended § 3.34 to read as follows:

§ 3.34 *Normal license period.* All standard broadcast station licenses will be issued for a normal license period of 3 years. Licenses will be issued to expire at the hour of 3 a. m., eastern standard time, in accordance with the following schedule, and at three-year intervals thereafter:

(a) For stations operating on the frequencies 640, 650, 660, 670, 680, 690, 700, 710, 720, 730, 740, 750, 760, 770, 780, 800, 810, 820, 830, 840, 850, 860, 870, 880, 890, 900, 940 kilocycles, November 1, 1946.

(b) For stations operating on the frequencies 990, 1000, 1010, 1020, 1030, 1040, 1050, 1060, 1070, 1080, 1090, 1100, 1110, 1120, 1130, 1140, 1160, 1170, 1180, 1190, 1200, 1210, 1220, 1500, 1510, 1520, 1530, 1540, 1550, 1560, 1570, 1580 kilocycles, May 1, 1945.

(c) For stations operating on the frequencies 550, 560, 570, 580, 590, 600, 610, 620, 630, 790 kilocycles, May 1, 1946.

(d) For stations operating on the frequencies 910, 920, 930, 950, 960, 970, 980, 1150, 1250 kilocycles, May 1, 1947.

(e) For stations operating on the frequencies 1370, 1380, 1390, 1410, 1420, 1430, 1440, 1460, 1470, 1480, 1590, 1600 kilocycles, November 1, 1947.

(f) For stations operating on the frequencies 1370, 1380, 1390, 1410, 1420, 1430, 1440, 1460, 1470, 1480, 1590, 1600 kilocycles, November 1, 1947.

(g) For stations operating on the frequency 1230 kilocycles, February 1, 1946.

(h) For stations operating on the frequency 1240 kilocycles, August 1, 1946.

(i) For stations operating on the frequency 1340 kilocycles, February 1, 1947.

(j) For stations operating on the frequency 1400 kilocycles, August 1, 1947.

(k) For stations operating on the frequency 1450 kilocycles, February 1, 1948.

(l) For stations operating on the frequency 1490 kilocycles, August 1, 1948.

(Sec. 4 (i), 48 Stat. 1068; 47 U.S.C. 154 (i))

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE, *Secretary.*

[F. R. Doc. 43-20199; Filed, December 20, 1943; 12:01 p. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

Subchapter C—Carriers by Water

[Ex Parte No. 157]

PART 316—SMALL CRAFT; REMOVAL FROM STATUTORY EXEMPTION

Sec.
316.1 Definitions.
316.2 Application of part III to certain transportation by small craft.
316.3 Notice.

AUTHORITY: §§ 316.1 to 316.3, inclusive, issued under 54 Stat. 932, 49 U.S.C. 903 (g).

At a session of the Interstate Commerce Commission, Division 4, held at its office in Washington, D. C., on the 6th day of December, A. D. 1943.

It appearing that on June 10, 1943, the Commission, division 4, upon its own motion instituted a proceeding of investigation and inquiry to determine whether, and if so the extent to which, application of the provisions of part III of the Interstate Commerce Act to transportation performed by water carriers by small craft of not more than 100 tons carrying capacity or not more than 100 indicated horsepower is necessary to carry out the national transportation policy declared in the act.

It further appearing that a full investigation of the matters and things involved has been made, and that the division, on the date hereof, has made and filed a report containing its findings of fact and conclusions thereon, which report is hereby referred to and made a part hereof: [1]

It is ordered, That the following regulations shall take effect and be in force from and after February 20, 1944.

§ 316.1 *Definitions; small and large craft.* The term "small craft", as used herein, means a vessel or vessels of not more than 100 tons carrying capacity or not more than 100 indicated horsepower, and the term "large craft", as used herein, means a vessel or vessels of greater carrying capacity and power.

§ 316.2 *Application of part III to certain transportation by small craft.* The application of the provisions of part III of the Interstate Commerce Act to transportation as described hereinafter by small craft is hereby declared necessary to carry out the national transportation policy declared in the act and the provisions of said part, except section 303 (g) insofar as that section applies to transportation by small craft, shall apply to (a) transportation of property by small craft by common carriers by water which are engaged also in the transportation of property partly by railroad or motor vehicle and partly by water under common control, management, or arrangement; (b) transportation of property by small craft by common or contract carriers by water which are engaged also in the transportation of property by large craft between common points or within a common territory; and (c) transportation of property by small craft by common or contract carriers by water which are engaged also in the transportation of passengers subject to the provisions of part III of the act by vessels equipped to carry more than 16 passengers.

§ 316.3 *Notice.* Service of this order shall be made by mailing a copy thereof to all carriers by water subject to parts I or III of the Interstate Commerce Act, and by posting one copy in the office of the Secretary of this Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 4.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 43-20177; Filed, December 20, 1943; 10:54 a. m.]

[1] Filed as part of the original document.

Chapter II—Office of Defense Transportation

[Gen. Order ODT 16, Amdt. 1]

PART 502—DIRECTION OF TRAFFIC MOVEMENT

FREIGHT SHIPMENTS TO OR WITHIN PORT AREAS IN THE UNITED STATES

Pursuant to Executive Order 8989, as amended, the effective date of Amendment 1 to General Order ODT 16 (8 F.R. 16220), relating to the transportation of carload and truckload shipments of government domestic or import freight to or within port areas for storage in public warehouses, be, and it is hereby, postponed from December 20, 1943, to January 10, 1944.

(E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183)

Issued at Washington, D. C., this 20th day of December 1943.

C. D. YOUNG,
Deputy Director,
Office of Defense Transportation.

[F. R. Doc. 43-20178; Filed, December 20, 1943; 11:09 a. m.]

Notices

DEPARTMENT OF THE INTERIOR.

Coal Mines Administration.

[Order CMA-7]

H. C. BONNER CO., ET AL.

ORDER TERMINATING GOVERNMENT POSSESSION

I have been advised that no strikes or stoppages have occurred since October 25 or are threatened in the coal mines of the mining companies listed in Appendix A. Based on such advice, and after consideration of all the circumstances, I find that the possession by the Government of such mines is not required for the furtherance of the war program.

Accordingly, I order and direct that the possession by the Government of the mines of the mining companies listed in Appendix A, attached hereto and made a part hereof, including any and all real and personal property, franchises, rights, facilities, funds, and other assets used in connection with the operation of such mines be, and it is hereby, terminated and that there be conspicuously displayed at those mining properties copies of a poster to be supplied by the Coal Mines Administration and reading as follows:

NOTICE: Government possession and control of the coal mines of this mining company have been terminated by order of the Secretary of the Interior.

Provided, however, That nothing contained herein shall be deemed to preclude the Government from requiring the submission of information relating to operations during the period of Government possession and control as provided in section 40 of the Regulations for the Operation of Coal Mines under Government Control, as amended (8 F.R. 6655, 10712, 11344), for the purpose of ascertaining the existence and amount of any claims against the United States so that the administration of the provisions of Executive Order No. 9393 (8 F.R. 14877) may be concluded in an orderly manner: *And provided further*, That except as otherwise ordered, the appointments of the operating managers for the mines of the companies listed in Appendix A shall continue in effect.

HAROLD L. ICKES,
Secretary of the Interior.

DECEMBER 18, 1943.

APPENDIX A

Name of Mining Company and Address

1. Bonner, H. C., Rossiter, Pa.
2. Brydon Coal (H. R. Brydon), Slippery Rock, Pa.
3. Freeport Brick Company, Freeport, Pa.
4. Imbrie, Roy S., 516 Locust Street, Butler, Pa.
5. Matthews Brothers, R. F. D. #1, Lemont Furnace, Pa.
6. Siegel, Harold A., 320 Liberty Street, Clarion, Pa.
7. Strenske, Oscar L., R. F. D. #2, Belle Vernon, Pa.
8. Wilson Refractories, Inc., 1151 Century Building, Pittsburgh, Pa.

[F. R. Doc. 43-20197; Filed, December 20, 1943; 11:42 a. m.]

[Order CMA-8]

EAST FRANKLIN COAL CO., ET AL.

ORDER TERMINATING GOVERNMENT POSSESSION

I have been advised that no strikes or stoppages have occurred since October 25 or are threatened in the coal mines of the mining companies listed in Appendix A. Based on such advice, and after consideration of all the circumstances, I find that the possession by the Government of such mines is not required for the furtherance of the war program.

Accordingly, I order and direct that the possession by the Government of the mines of the mining companies listed in Appendix A, attached hereto and made a part hereof, including any and all real

and personal property, franchises, rights, facilities, funds, and other assets used in connection with the operation of such mines be, and it is hereby, terminated and that there be conspicuously displayed at those mining properties copies of a poster to be supplied by the Coal Mines Adminstration and reading as follows:

NOTICE: Government possession and control of the coal mines of this mining company have been terminated by order of the Secretary of the Interior.

Provided, however, That nothing contained herein shall be deemed to preclude the Government from requiring the submission of information relating to operations during the period of Government possession and control as provided in section 40 of the Regulations for the Operation of Coal Mines under Government Control, as amended (8 F.R. 6655, 10712, 11344), for the purpose of ascertaining the existence and amount of any claims against the United States so that the administration of the provisions of Executive Order No. 9393 (8 F.R. 14877) may be concluded in an orderly manner; and *Provided further*, That except as otherwise ordered, the appointments of the operating managers for the mines of the companies listed in Appendix A shall continue in effect.

HAROLD L. ICKES,
Secretary of the Interior.

DECEMBER 18, 1943.

APPENDIX A

Name of Mining Company and Address

1. East Franklin Coal Company, 606 Butler County National Bank Building, Butler, Pa.
2. Ruthbell Coal Company, Kingwood, W. Va.
3. Sunshine Coal Company, P. O. Box 206, Trevorton, Pa.

[F. R. Doc. 43-20198; Filed, December 20, 1943; 11:42 a. m.]

General Land Office.

[Air-Navigation Site Withdrawal 213]

NEVADA

ORDER WITHDRAWING PUBLIC LANDS FOR USE OF CIVIL AERONAUTICS ADMINISTRATION

By virtue of the authority contained in section 4 of the act of May 24, 1928, 45 Stat. 729 (U.S.C., title 49, sec. 214), it is ordered as follows:

Subject to valid existing rights, the following-described public land in Nevada is hereby withdrawn from all forms of appropriation under the public-land laws and reserved for the use of the Civil Aeronautics Administration, Department of Commerce, in the maintenance of air-navigation facilities, the reservation to be known as Air-Navigation Site Withdrawal No. 213:

MOUNT DIABLO MERIDIAN

T. 31 N., R. 46 E.,
Sec. 28, S½NW¼NW¼SE¼ and N½SW¼NW¼SE¼.
The area described contains 10 acres.

This order shall take precedence over, but shall not modify, the order of the Secretary of the Interior of October 24, 1919, establishing Stock Driveway Withdrawal No. 101, Nevada No. 26, and the order of the Acting Secretary of the Interior, effective November 30, 1937, withdrawing certain lands pending the establishment of a grazing district, so far as they affect the above-described land.

HAROLD L. ICKES,
Secretary of the Interior.

DECEMBER 13, 1943.

[F. R. Doc. 43-20139; Filed, December 18, 1943; 9:22 a. m.]

IDAHO

MODIFICATION OF GRAZING DISTRICTS

Under and pursuant to the authority vested in me by the provisions of the Act of June 28, 1934 (48 Stat. 1269, 43 U.S.C. 315 et seq.) as amended, commonly known as the Taylor Grazing Act, Idaho Grazing Districts Nos. 3 and 4 are hereby modified as follows:

The following described lands are excluded from Grazing District No. 3 and added to Grazing District No. 4:

T. 6 N., R. 24 E., Boise Meridian,
Secs. 5 and 6;
T. 7 N., R. 24 E.,
Sec. 4, S½;
Sec. 5, S½, NW¼;
Secs. 6 to 10, inclusive;
Sec. 11, SW¼;
Secs. 13 to 36, inclusive;
T. 7 N., R. 25 E.,
Secs. 19 to 21, inclusive;
Sec. 28, W½;
Secs. 29 to 32, inclusive;
Sec. 33, W½.

The following described lands are excluded from Grazing District No. 4 and added to Grazing District No. 3:

T. 9 N., R. 24 E.,
Sec. 12, all;
T. 9 N., R. 24½ E.,
Secs. 1 and 12;
T. 9 N., R. 25 E.,
Secs. 1 to 17, inclusive;
Secs. 21 to 26, inclusive;
Secs. 35 and 36;
T. 10 N., R. 25 E.,
T. 11 N., R. 25 E.,
Sec. 1, SE¼;
Sec. 12, E½;
Sec. 13, E½;
Secs. 23 to 26, inclusive;
Secs. 35 and 36;
T. 8 N., R. 26 E.,
Sec. 1, all;
T. 9 N., R. 26 E.,
Secs. 1 to 31, inclusive;
Secs. 35 and 36;
T. 10 N., R. 26 E.,
Sec. 1, that part in Custer County;
Secs. 2 to 11, inclusive;
Secs. 12 and 13, those parts in Custer County;
Secs. 14 to 36, inclusive;
T. 11 N., R. 26 E.,
Secs. 3, 4, and 5, all;
Sec. 6, S½;
Secs. 7 to 11, inclusive;
Secs. 14 to 23, inclusive;
Sec. 24, W½, SE¼;
Secs. 25 to 36, inclusive;
T. 8 N., R. 27 E.,
Secs. 4, 5, and 6, those parts in Custer County;
T. 9 N., R. 27 E.,
Sec. 4, that part in Custer County;
Secs. 5 to 8, inclusive;
Secs. 9 and 16, those parts in Custer County;
Secs. 17 to 20, inclusive;
Secs. 21 and 28, those parts in Custer County;
Secs. 29 to 32, inclusive;
Secs. 33 and 34, those parts in Custer County;
T. 10 N., R. 27 E.,
Secs. 18, 19, 20, and 29, those parts in Custer County;
Secs. 30 and 31, all;
Secs. 32 and 33, those parts in Custer County;
T. 11 N., R. 27 E.,
Sec. 30, W½;
Sec. 31, all.

HAROLD L. ICKES,
Secretary of the Interior.

DECEMBER 6, 1943.

[F. R. Doc. 43-20138; Filed, December 18, 1943; 9:22 a. m.]

DEPARTMENT OF AGRICULTURE.

Bureau of Animal Industry.

[Docket No. AO 16-A1-RO 1]

HANDLERS OF ANTI-HOG-CHOLERA SERUM AND HOG-CHOLERA VIRUS

NOTICE OF REOPENING OF HEARING

Notice is hereby given that the hearing which was held in Chicago, Illinois, on April 17 to 20, 1940, on certain proposed amendments to the marketing agreement and to the order regulating the handling of anti-hog-cholera serum and hog-cholera virus, will be reopened in Room 3106 South Building, United States Department of Agriculture, Washington, D. C., at 10:00 a. m., e. w. t., January 24, 1944.

This notice is given pursuant to the provisions of Public Act No. 320, 74th Congress, approved August 24, 1935 (49 Stat. 781; 7 U.S.C., 1940 ed. 851), and to the Regulations of the Department of Agriculture governing such hearings, approved June 2, 1943, 8 F.R. 7740.

This public hearing is for the purpose of receiving further evidence concerning the proposed amendments upon which the hearing was held on April 17 to 20, 1940, as incorporated into an amended agreement as follows:

PART 131—HANDLERS OF ANTI-HOG-CHOLERA SERUM AND HOG-CHOLERA VIRUS

PURPOSES

The parties to this agreement are the contracting handlers of anti-hog cholera serum and hog-cholera virus in the United States and the Secretary of Agriculture of the United States.

Whereas, it is the declared policy of Congress as set forth in section 56 of the act to amend the Agricultural Adjustment Act, and for other purposes, Public No. 320, approved by the President August 24, 1935 (49 Stat. 781; 7 U.S.C., 1940 ed. 851),

to insure the maintenance of an adequate supply of anti-hog-cholera serum and hog-cholera virus by regulating the marketing of such serum and virus in interstate and foreign commerce and to prevent undue and ex-

cessive fluctuations and unfair methods of competition and unfair trade practices in such marketing.

Whereas, pursuant to the said act, the parties hereto, for the purpose of correcting conditions now obtaining in the handling of anti-hog-cholera serum and hog-chlorea virus in interstate and foreign commerce and to effectuate the declared policy of Congress with respect to such serum and virus, desire to enter into this amended marketing agreement under the provisions of section 57 of the said act:

Now, therefore, the parties hereto agree as follows:

DEFINITIONS

§ 131.1 *Definitions.* As used in this agreement the following terms have the following meanings:

(a) "Secretary" means the Secretary of Agriculture of the United States or any officer or employee of the United States Department of Agriculture who is, or who may hereafter be, authorized to exercise the powers and perform the duties of the Secretary of Agriculture of the United States.

(b) "Act" means the act to amend the Agricultural Adjustment Act, and for other purposes, Public, No. 320, approved by the President August 24, 1935.

(c) "Person" means individual, partnership, corporation, association or any other business unit.

(d) "Serum" and "virus" mean anti-hog-cholera serum and hog-cholera virus, respectively, products used in the immunization of swine against hog cholera, manufactured and marketed in compliance with standards and regulations, promulgated by the United States Department of Agriculture, and serum and virus manufactured in a similar manner and for an identical purpose under license or authority of any State or otherwise, and marketed in interstate and foreign commerce or so as directly to burden, obstruct or affect interstate or foreign commerce.

(e) "Handler" means any person who is engaged in the handling of anti-hog-cholera serum and hog-cholera virus in the current of interstate or foreign commerce, or so as directly to burden, obstruct, or affect interstate or foreign commerce.

(f) "To handle" means to sell for shipment in, to ship in, or in any way to put into the channels of trade in the current of interstate or foreign commerce, or so as directly to burden, obstruct, or affect interstate or foreign commerce.

(g) "To market" means to consign or to sell or in any other manner transfer or convey title to, or any interest in, serum or virus in interstate or foreign commerce or so as to directly burden, obstruct, or affect interstate or foreign commerce, or to enter into any contract or arrangement to do or have done any of the said acts.

(h) "Consumer" means that class of buyers comprising persons who are owners of swine or have a qualified ownership in swine who purchase serum and virus for use in such swine or that class of buyers who employ dealer administration of serum and virus to such swine.

(i) "Dealer" means that class of buyers comprising persons who seasonally purchase and maintain, under proper storage conditions, adequate stocks of serum and virus for resale to consumers in local areas; and that class of persons regularly engaged in the business of administering serum and virus in local areas for profit.

(j) "Wholesaler" means that class of persons engaged in purchasing and maintaining adequate stocks of serum and virus under proper storage conditions for resale principally to dealers throughout extensive areas; who conduct consistently active, complete and comprehensive selling operations throughout extensive areas; who maintain service and shipping facilities; who provide all other services and perform all other functions customarily incident to such marketing of serum and virus; who do not administer serum and virus and who are not directly or indirectly engaged in the business of administering serum and virus, and who shall have been found by the control agency, on evidence acceptable to it, to conform to all the standards of this definition.

(k) "Volume contract purchaser" means that class or classes of handlers comprising persons who regularly purchase, for delivery within a definite period of time, serum and virus in specified amounts, adequate, in the opinion of the control agency, to justify such special classification.

(l) "Branch House" means that class of persons who are not buyers of serum and virus, who are engaged by producers as employees or agents, including shipping agents paid on a commission basis, in the handling of serum and virus. Such persons do not administer serum and virus.

(m) "Manufacturer" or "producer" means any person who manufactures or produces and is engaged in the handling or distribution of serum and virus in the current of interstate or foreign commerce, or so as directly to burden, obstruct or affect interstate or foreign commerce.

(n) "Price" is the sum of money which the seller asks and receives from the purchaser in exchange for serum and virus.

(o) "Discount" means that percentage of the invoice price or that amount of money which the purchaser may deduct from the invoice price for payment at any time prior to the due date of such invoice.

(p) "Terms of sale" means the time or date at which the invoiced price of serum and virus is due and payable.

(q) "Control agency" means the agency established pursuant to § 131.2 of this agreement.

(r) "Books and records" means any books, papers, records, copies of income tax reports, accounts, correspondence, contracts, documents, memoranda, or other data pertaining to the business of the person in question.

(s) "Subsidiary" means any person, of or over whom or which a handler or an affiliate of a handler has, or several handlers collectively have, either directly or indirectly, actual or legal control, whether by stock ownership or in any other manner.

(t) "Affiliate" means any person or subsidiary thereof, who or which has, either directly or indirectly, actual or legal control of or over a handler, whether by stock ownership or in any other manner.

(u) "Agreement" means the marketing agreement entered into by the parties hereto.

CONTROL AGENCY

§ 131.2 *Membership and organization.* (a) A control agency is hereby established consisting of twelve (12) members. The original members and their respective alternates shall be as follows:

To represent manufacturers marketing their products principally through veterinarians:

1. _____
2. _____
3. _____
4. _____
5. _____

To represent manufacturers marketing their products principally through other channels:

6. _____
7. _____
8. _____
9. _____
10. _____

To represent handlers, other than manufacturers, marketing their products principally through veterinarians:

11. _____

To represent handlers, other than manufacturers, marketing their products principally through other channels:

12. _____

who shall hold office for a term ending _____, and until their successors are selected and qualified.

(b) The successors to the members and their respective alternates named herein shall be selected by the Secretary annually at least fifteen (15) days prior to the termination of the term of office of their respective predecessors. Such selections shall be made by the Secretary from the respective nominees of groups hereinafter designated to make nominations. Nominations shall be made on December 1 of each year in the following manner: The contracting handlers who are manufacturers marketing their products principally through veterinarians, as a group, may nominate by inscribing on a ballot the names of twenty (20) individuals to represent such contracting handlers as members and alternates. The contracting handlers who are manufacturers marketing their products principally through other channels, as a group, may nominate by inscribing on a ballot the names of twenty (20) individuals to represent such contracting handlers as members and alternates. The contracting handlers, other than manufacturers, who market their products principally through veterinarians, as a group, may nominate by inscribing on a ballot the names of four (4) individuals to repre-

sent such contracting handlers as members and alternates. The contracting handlers, other than manufacturers, who market their products principally through other channels may nominate by inscribing on a ballot the names of four (4) individuals to represent such contracting handlers as members and alternates.

(c) Each of the twelve (12) members of the control agency and each of the twelve (12) alternates shall be selected by the Secretary from the individuals in each of the four groups comprising the forty-eight (48) nominees for membership and alternates who receive the highest numbers, successively, of votes cast by contracting handlers entitled to vote for nominees in each group. No two (2) individuals from the same partnership, corporation, association or any other business unit, including agents, affiliates, subsidiaries and representatives thereof, shall be selected for membership in or serve as members of the control agency at the same time. The nominees in each instance shall be nominated by a vote of the contracting handlers who are entitled under the provisions of this agreement to vote for such nominees. At any election of nominees each contracting handler shall be entitled to cast one (1) vote on behalf of himself, agents, partners, affiliates, subsidiaries and representatives for each of the members of the control agency and their respective alternates for whom he is entitled to vote.

(d) Members of the control agency and their respective alternates, subsequent to the members herein designated, shall be selected annually for a term of one year beginning the first day of January, and shall serve until their respective successors shall be selected and shall qualify. Any individual selected as a member of the control agency or an alternate shall qualify by filing a written acceptance of his appointment with the Secretary or his designated representative.

(e) To fill any vacancy occasioned by the removal, resignation or disqualification of any member of the control agency or an alternate, a successor for his unexpired term shall be selected by the Secretary from nominees selected by the respective group of contracting handlers in whose representation the vacancy has occurred, such nominee to be determined by the selection by the proper group as specified in paragraph (b) of this section of two (2) nominees for each vacancy to be filled and selected in the manner specified in paragraph (c) of this section. Such selection of nominees shall be made within thirty (30) days after such vacancy occurs. If a nomination is not made within such thirty (30) days, the Secretary may select an individual to fill such vacancy.

(f) The members of the control agency shall select a chairman from their membership, and all communications from the Secretary may be addressed to the chairman at such address as may from time to time be filed with the Secretary. The agency shall select such other officers and adopt such rules not inconsistent with the provisions of his agreement for the conduct of its business as it may deem advisable. The agency shall give to the Secretary or his designated agent the same notice of meetings of the control agency as is given to members of the agency and their alternates.

(g) A reasonable compensation to be determined by the control agency, to be paid to the secretary of the control agency, and the expenses of the members of the control agency while engaged in the business of the control agency, shall be necessary expenses to be incurred by the control agency for its maintenance and functioning under the provisions of § 131.7 and § 131.8 hereof.

§ 131.3 *Powers of control agency.* The control agency shall have power:

(a) To administer, as hereinafter specifically provided, the terms and provisions hereof;

(b) To make, in accordance with the provisions hereinafter contained, administrative rules and regulations;

(c) To receive, investigate, and report to the Secretary of Agriculture complaints of violations of this agreement; and

(d) To recommend to the Secretary of Agriculture amendments to this agreement.

§ 131.4 *Duties of control agency.* It shall be the duty of the control agency:

(a) To act as intermediary between the Secretary and any contracting handler;

(b) To keep minute books and records which will clearly reflect all of its acts and transactions, and such minute books and records shall, at any time, be subject to the examination of the Secretary;

(c) To furnish to the Secretary such available information as he may request;

(d) To appoint such employees as it may deem necessary and to determine the salaries and define the duties of any such employees;

(e) To establish and foster any agency for the purpose of securing new or improved markets for the serum and virus industry through marketing research; to establish committees composed of members of the control agency or producers for the purpose of co-operating with any Governmental body, agency, bureau or department on subjects relating to the manufacture and marketing of serum and virus; to establish and foster any agency to collect and disseminate credit information. The expenses of any of said agencies or committees shall be a necessary expense incurred by the control agency for its maintenance and functioning and shall be defrayed by it from funds collected pursuant to §§ 131.7 and 131.8 of this agreement; and

(f) To make such disbursements as may be necessary to meet expenses necessarily incurred by the control agency for its maintenance and functioning under the provisions of this agreement.

§ 131.5 *Procedure of control agency.* (a) All decisions of the control agency except where otherwise specifically provided, shall be by a three-fourth (¾) vote of the members who have qualified by filing their written acceptance and who are eligible to vote.

(b) The control agency may provide for voting by its members by mail or telegraph upon due notice to all members, and when any proposition is submitted for voting by such method, one dissenting vote shall prevent its adoption until submitted to a meeting of the control agency.

(c) The members of the control agency (including alternates, successors, or other persons selected by the Secretary), and any agent or employee appointed or employed by the control agency, shall be subject to removal or suspension by the Secretary at any time. Each and every order, regulation, decision, determination, or other act of the control agency, shall be subject to the continuing right of the Secretary to disapprove of the same at any time, and upon such disapproval, shall be deemed null and void except as to acts done in reliance thereon or in compliance therewith.

(d) If a member of the control agency shall be a party in interest to any dispute or complaint, or a representative of such party in interest, he shall, for the purpose of the consideration of such dispute or complaint, be disqualified as a member of the control agency. Such disqualification, however, shall not be deemed to create a vacancy in the control agency.

(e) The alternate for each member of the control agency shall have the power to act in the place and stead of such member in his absence or in the event of his removal, resignation or disqualification until a successor for such member's unexpired term has been selected.

(f) The control agency, subject to the disapproval of the Secretary, may select an executive committee of not more than four (4) members who shall be empowered to act for the control agency in the routine administration of this agreement, at such times as the control agency is not meeting and cannot be conveniently convened for the purpose. Any and all acts of the executive committee shall be subject to the approval of the control agency, which shall take action with respect to any act of the executive committee at the next meeting of the control agency held immediately following any action by the executive committee.

§ 131.6 *Funds of control agency.* All funds received by the control agency, pursuant to any provision of this agreement, shall be used solely for the purpose therein specified and shall be accounted for in the following manner:

(a) The Secretary shall require the control agency and its members, or alternates acting as members, to account for all receipts and disbursements.

(b) Upon the removal or expiration of the term of office of any member of the control agency, or of an alternate acting as a member, such member or alternate shall account for all receipts and disbursements, and deliver all property and funds in his hands, together with all books and records in his possession, to his successor in office, and shall execute such assignments and other instruments as may be necessary or appropriate to vest in such successor full title to all of the property, funds and claims vested in such

member or alternate pursuant to this agreement.

(c) Upon the termination or suspension of this agreement or of any provision thereof, the funds of the control agency shall be disposed of in the manner provided in § 131.25 (d).

ASSESSMENTS

§ 131.7 *Each handler to be assessed.* Each contracting handler shall pay to the control agency, upon demand, such contracting handler's pro rata share, as is approved by the Secretary, of the expenses in the amount of not to exceed $25,000 (which amount the Secretary has found will necessarily be incurred by the control agency during the year ending _____, ____), or expenses in such other amount, as the Secretary may later find will necessarily be incurred by the control agency during the said year for the maintenance and functioning of the control agency during said year, as set forth in this agreement.

Subsequent to the year ending _____ _____, ____, every contracting handler shall pay the control agency, upon demand, such contracting handler's pro rata share, as may be approved by the Secretary, of such expenses as the Secretary may find will necessarily be incurred by the control agency during any period specified by the Secretary for the maintenance and functioning of the control agency, as set forth in this agreement.

§ 131.8 *Shares of handlers.* The share of such expenses for each contracting handler who is a manufacturer shall be that amount which is paid to the control agency pursuant to paragraph (d), and such pro rata share is hereby approved by the Secretary. These assessments may be adjusted, from time to time, by the control agency, with the approval of the Secretary, in order to provide funds sufficient in amount to cover any later findings by the Secretary of estimated expenses or the actual expenses of the control agency during the said year.

(b) The share of such expenses for each contracting handler, other than manufacturers, who markets his products principally through verterinarians, shall be such handler's pro rata share (to be computed by the disinterested agency selected under the provisions of paragraph (d) and shall be based upon such handler's percentage of the total of serum marketed by such handlers during the preceding calendar year) of the total amount expended in defraying the expenses of the two (2) members of the control agency who have been selected by the Secretary to represent such contracting handlers, pursuant to the provisions of § 131.2. Such pro rata share of expenses shall be subject to the approval of the Secretary. These assessments may be adjusted, from time to time, by the control agency, with the approval of the Secretary, in order to provide funds sufficient in amount to cover any later findings by the Secretary of estimated expenses or the actual expenses of the control agency during the said year.

(c) The share of such expenses for each contracting handler, other than manufacturers, who markets his products principally through other channels, shall be such handler's pro rata share (to be computed by the disinterested agency selected under the provisions of paragraph (d) and shall be based upon such handler's percentage of the total of serum marketed by such handlers during the preceding calendar year) of the total amount expended in defraying the expenses of the two (2) members of the control agency who have been selected by the Secretary to represent such contracting handlers, pursuant to the provisions of § 131.2. Such pro rata share of expenses shall be subject to the approval of the Secretary. These assessments may be adjusted, from time to time, by the control agency, with the approval of the Secretary, in order to provide funds sufficient in amount to cover any later findings by the Secretary of estimated expenses or the actual expenses of the control agency during the said year.

(d) Within five (5) days after this agreement becomes effective, and on January 15 of each year thereafter, while this agreement is effective, each manufacturer who is a contracting handler shall furnish the Secretary, through a disinterested agency, to be selected by the control agency and approved by the Secretary, a report which shall be sworn to and which shall set forth the amount of hyperimmune blood which has been collected by such contracting handler during the preceding calendar year, and each contracting handler other than manufacturers, shall furnish the Secretary, through such disinterested agency, a report which shall be sworn to and which shall set forth the amount of serum marketed by such contracting handler during the preceding calendar year. The control agency shall inform the disinterested agency concerning the total amount of expenses to be paid by contracting handlers who are manufacturers and by contracting handlers who are other than manufacturers. The pro rata share of expenses to be paid by each manufacturer who is a contracting handler shall be based upon such handler's percentage of the total amount of hyperimmune blood which has been collected by such contracting handlers during the preceding calendar year. During the calendar year, _____, each manufacturer who is a contracting handler shall pay the control agency not to exceed twenty (20) dollars with respect to each million cubic centimeters (determined by the nearest whole number) of hyperimmune blood collected by such contracting handler during the preceding calendar year, as determined by the reports submitted pursuant to this paragraph. Such payments shall become due in quarterly installments beginning January 1 of each year, and shall be made to the disinterested agency, which shall transmit the total amount received from all contracting handlers to the control agency without disclosing the amount of each payment made by individual contracting handlers. A quarterly report shall be made to the Secretary by such disinterested agency, setting forth the amount of the quarterly payment made by each contracting handler. Any funds derived from assessments or any other source which have not been expended by the control agency at the end of the calendar year shall be carried over by the control agency to be expended during the succeeding calendar year.

CLASSES OF BUYERS—FILING OF PRICES AND TERMS OF SALE FOR SERUM AND VIRUS—HANDLERS OTHER THAN BUYERS

§ 131.9 *Classes of buyers.* Upon such evidence and basis as warrants a conclusion that such definitions and determination are neither unreasonable nor discriminatory, the control agency shall, subject to the disapproval of the Secretary, define all classes of buyers and handlers not defined in this agreement. The control agency, subject to the disapproval of the Secretary, shall determine in all cases on its own motion or upon request of any interested party, and upon evidence reasonably sufficient to determine all essential facts relating thereto, whether any person, his employee or agent, who is a handler or about to become such comes within any class of buyers or handlers defined in this agreement or pursuant to this section, excepting consumers and dealers. Any such determination shall be reviewable from time to time as may be deemed necessary by the control agency. And, the control agency shall compile, subject to the disapproval of the Secretary, lists of persons comprising each class of buyers and handlers as defined herein or pursuant hereto, excepting consumers and dealers. Such lists with additions thereto or deletions therefrom shall be immediately filed with the Secretary and distributed to handlers. The control agency on its own motion or on request of any interested party shall determine, subject to the disapproval of the Secretary, whether in specific cases any person is a consumer or dealer as defined herein and shall immediately report such determination to the Secretary and to handlers.

§ 131.10 *Open prices.* (a) Each contracting handler shall file with the Secretary and the control agency, within 10 days after the effective date of this agreement, a list of his seling prices in the United States together with discounts and terms of sale, which list shall separately set forth his selling price, applicable to serum and virus produced under each different U. S. Veterinary License as handled by him, together with discounts and terms of sale (if only one such licensed product is handled or identical prices apply to different licensed products, one selling price shall be deemed applicable to all sales) to each class of buyers, except Volume Contract Purchasers, defined in this agreement or under the provisions hereof; *Provided, however,* In lieu of a price list for Volume Contract Purchasers each selling handler shall file with the control agency and with the Secretary executed copies of all contracts entered into with handlers classi-

fied as Volume Contract Purchasers by the control agency within ten (10) days after the execution thereof. No selling price lists shall be filed for any other class or classes of buyers than those defined in this agreement or under the provisions hereof. All such filed prices shall be on a delivered basis to purchasers and shall be based on unit of 100 cc of serum and virus; each contracting handler's selling prices, discounts and terms of sale so filed, applicable to each licensed product as set forth herein, shall be uniform for all buyers in each of the various classes of buyers defined in this agreement or under the provisions thereof, except Volume Contract Purchasers.

(b) The price list for each class of buyers filed by a contracting handler may, subject to the limitations set forth in paragraph (c) of this section, be modified at any time by such handler by filing for any class of buyers a new or amended list of prices, including discounts and terms of sale, which shall only become effective when said new or amended list shall have been on file for three (3) days in any office designated by the control agency: *Provided, however,* That in the event such list is mailed by registered letter or telegraphed to such office, it shall be deemed to have been filed either (1) at the time during usual business hours it is actually delivered in such office, or (2) at the time during usual business hours such communication would have been received, considering the usual time required for the means of communication used, in the absence of delays in transit, whichever time is the earlier.

(c) (1) Each contracting handler agrees that he will make no sales or offers or contracts to sell, other than with a Volume Contract Purchaser, unless he has on file with the Secretary and the control agency, in conformity with paragraph (a) an effective price list including discounts and terms of sale, and that after any such price list or amended price list becomes effective he will make no sales or offers or contracts to sell at prices, discounts or terms of sale different from those set forth in his latest effective list, and will file no new or amended price list until his most recently filed price list for any class of buyers becomes effective. No contracting handler shall withdraw any filed price list prior to the effective date of such list. *Provided,* No sale shall be made to Volume Contract Purchasers unless an executed copy of the contract under which said sale is being made is filed as is provided in paragraph (a) with the control agency and the Secretary and no sales shall be made to Volume Contract Purchasers at prices, discounts or terms of sale different from those stated in the so filed executed copy of the contract under which said sale is being made.

(2) Each contracting handler agrees that he will make no sales or shipments to any buyer or handler excepting consumers and dealers unless and until the status of the vendee as a member of a class of buyers has been determined by the control agency pursuant to § 131.9 of the agreement.

(3) Each contracting handler agrees to make no contract for sale or contract to sell serum and virus which provides for payment at prices, discounts and terms of sale different from those set forth in his effective price list on file with the Secretary and control agency at the time of delivery or deliveries under any such contract: *Provided,* That contracts to sell to Volume Contract Purchasers may provide for deliveries over a period of not to exceed six (6) months from date of contract, at prices fixed in executed copy of contract on file with the control agency and the Secretary.

(4) Each contracting handler agrees to issue an invoice and deliver same to purchaser covering each sale of serum and virus to each buyer within any class of buyers as defined herein or pursuant hereto, which invoice shall completely set forth the name and address of the purchaser, the separate quantities of serum and virus sold, the unit and total price of each such quantity, any discount allowed from invoiced prices, and the terms at which such sale was made.

(d) The control agency shall immediately upon receipt of any such new or amended list, conforming to the requirements of paragraph (c) (1), issue a copy thereof to each contracting handler, and to the Secretary. All such lists shall be immediately available to the daily and trade press and to the consuming public by means of communication at least as rapid as that used to notify handlers and the Secretary. Any such new or amended price lists which do not conform to the requirements of § 131.10 (a) shall not be an effective price list as required by said section and shall be returned by the secretary of the control agency to the handler filing the same, together with a statement of the reasons for non-conformity to the requirements of said section. A copy of any such price list so returned together with the statement of reasons for non-conformity shall be forwarded to the Secretary.

§ 131.11 *Exceptions to filed prices.* (a) The provisions of this agreement shall not apply to any sales made by any contracting handler for delivery outside the United States.

(b) If the Secretary has reason to believe, from economic data directly available to him or secured by him under the provisions of the act, that any price list, terms of sale or discount, in whole or in part, is inequitable to consumers or handlers by reason of the fact that it may cause immediate injury by impeding the carrying out of this agreement or the effectuation of the declared policy of the act or by creating an abuse of the privilege of exemptions from the antitrust laws, he may suspend the effectiveness of such price list, term of sale or discount, in whole or in part, pending an investigation which shall be completed as soon as practicable, and he shall report such suspension to the control agency, who shall in turn immediately notify the handler whose price filing has been suspended. The Secretary may declare a filed price, discount or term of sale, in whole or in part, to be ineffective if, after an investigation and an opportunity to be heard has been afforded the handler whose price filing is questioned, the Secretary finds from the facts presented during such investigation that such price list, term of sale or discount, in whole or in part, is inequitable as measured by the standards set up in this paragraph.

§ 131.12 *Handlers other than buyers.* (a) Each contracting handler agrees that he will market serum and virus only to classes of buyers and through branch houses, as defined in this agreement or under the provisions thereof.

(b) Each contracting handler agrees that serum and virus marketed through his branch houses shall be sold only at prices posted by him.

(c) Each contracting handler agrees to file with the control agency within 10 days of the establishment thereof the name and location of each branch house established by him and the name of employee or agent in charge.

§ 131.13 *Uniform sales invoices.* The control agency, subject to the disapproval of the Secretary, may formulate and adopt uniform sales invoices for contracting handlers. After the adoption of such uniform sales invoices, all sales of serum or virus by contracting handlers to all classes of buyers shall be made in accordance with the terms of such invoices, and prices and terms of sale therein shall conform to the seller's filed prices and terms of sale, effective at the time of making sales covered by such invoices.

UNFAIR METHODS OF COMPETITION AND UNFAIR TRADE PRACTICES

§ 131.14 *Secret rebates.* (a) The secret payment or allowance of rebates, refunds, commissions, or unearned discounts, or receiving such rebates, refunds, commissions or unearned discounts, whether in the form of money or otherwise, or secretly extending to certain purchasers special services or privileges, not extended to all purchasers under like terms and conditions, with the intent and with the effect of injuring a competitor, and where the effect may be to substantially lessen competition or tend to create a monopoly or to unreasonably restrain trade, is an unfair trade practice, and is prohibited.

(b) To sell other products at less than reasonable market value thereof, to loan or give any article of value to dealers or wholesalers, for the purpose or with the effect of influencing sales of serum or virus, is prohibited.

§ 131.15 *Enticing employees.* Maliciously enticing away the employees of competitors with the purpose and effect of unduly hampering, injuring, or embarrassing competitors in their business is an unfair trade practice, and is prohibited.

§ 131.16 *Defamation of competitors.* The defamation of competitors by falsely imputing to them dishonorable conduct, inability to perform contracts, questionable credit standing, or by other false

representation, or the false disparagement of the grade or quality of their serum or virus, with the tendency and capacity to mislead or deceive purchasers or prospective purchasers, is an unfair trade practice, and is prohibited.

§ 131.17 *Sale by false means.* The sale or offering for sale of any serum or virus by any false means or device which has the tendency and capacity to mislead or deceive customers or prospective customers as to the quantity, quality, or substance of such serum or virus is an unfair trade practice, and is prohibited.

§ 131.18 *Consignment shipping.* Shipping serum or virus on consignment, with the intent and with the effect of injuring a competitor, and where the effect may be to substantially lessen competition or tend to create a monopoly or to unreasonably restrain trade, is an unfair trade practice, and is prohibited.

§ 131.19 *False invoicing.* Withholding from or inserting in the invoice statements which make the invoice a false record, wholly or in part, of the transaction represented on the face thereof, is prohibited.

§ 131.20 *Misleading advertising.* (a) The making, causing, or permitting to be made, or publishing of any false, untrue, misleading, or deceptive statement, by way of advertisement or otherwise, concerning the grade, quality, quantity, character, nature, origin, preparation, or use of serum and virus is an unfair trade practice and is prohibited.

(b) The use by contracting handlers other than manufacturers of the words "Serum Company," "Serum Laboratories" or other equivalent words on letterheads, signs, advertising matter and otherwise where such practice tends to mislead and deceive purchasers and consumers into belief that such handler is a manufacturer, when in fact he is not, is prohibited.

§ 131.21 *Emergency reserve.* Each manufacturer who is a contracting handler shall have available on May 1 of each year a supply of completed serum equivalent to not less than forty (40) per centum of his previous year's sales.

AMENDMENTS

§ 131.22 *Who may propose.* Amendments to this agreement may, from time to time, be proposed by any party to this agreement or by the control agency.

§ 131.23 *Hearing and approval.* After due notice and opportunity for hearing and upon determination by the Secretary that the proposed amendment has been executed by all the handlers of not less than seventy-five (75) per cent of the volume of serum and virus handled during the preceding marketing year (January 1-December 31), the Secretary may approve such amendment, and it shall become effective at such time as the Secretary may designate.

EFFECTIVE TIME AND TERMINATION

§ 131.24 *Effective time.* This agreement shall become effective at such time as the Secretary may determine it has been executed by all the handlers of seventy-five (75) per cent of the volume of serum and virus handled during the preceding marketing year and may declare above his signature attached hereto, and shall continue in force until terminated in one of the ways hereinafter specified.

§ 131.25 *Termination.* (a) The Secretary may at any time terminate this agreement as to all parties hereto by giving at least seven (7) days' notice by means of a press release or in any other manner which the Secretary may determine.

(b) The Secretary shall terminate this agreement at the end of the then current marketing period (December 31) whenever he finds that such termination is favored by all the handlers of not less than 75 per cent of the volume of serum and virus handled during the preceding marketing period.

(c) This agreement shall in any event terminate whenever the provisions of the act authorizing it cease to be in effect.

(d) Upon the termination or suspension of this agreement or of any provision thereof, the members of the control agency then functioning, or such other persons as the Secretary may from time to time designate, shall, if so ordered by the Secretary, liquidate the business of the control agency under this agreement, and dispose of all funds and property then in the possession or under the control of the control agency, together with claims for any funds which are unpaid or property not delivered at the time of such termination. The control agency or such other persons as the Secretary may designate (1) shall continue in such capacity until discharged by the Secretary, (2) shall, from time to time, account for all receipts and disbursements and deliver all funds and property on hand, together with the books and records of the control agency, to such person or persons as the Secretary shall direct, and (3) shall, upon the request of the Secretary, execute such assignments, or other instruments necessary or apropriate to vest in such person or persons full title to all the funds, property and claims vested in the control agency pursuant to this agreement. Any funds collected for expenses pursuant to the provisions of this agreement, and held by the control agency or such person or persons, over and above the amounts necessary to meet outstanding obligations and the expenses necessarily incurred by the control agency or such person or persons, shall be returned to the contributing handlers in proportion to the contributions of each handler, or shall be expended by the control agency for a purpose not inconsistent with the provisions of this agreement and in a manner which the contracting handlers shall determine by a three-fourths (¾) vote of such handlers. The control agency or such person or persons shall observe the procedure governing the actions of the control agency as established under the provisions of § 131.5 of this agreement. Any person to whom funds, property or claims have been delivered by the control agency or its members upon direction of the Secretary, as provided in this paragraph, shall be subject to the same obligations and duties with respect to said funds, property, or claims as are imposed upon the members of the control agency.

BENEFITS, PRIVILEGES, AND IMMUNITIES

§ 131.26 *Duration.* The benefits, privileges and immunities conferred by virtue of this agreement shall not extend or be construed to extend further than is necessary for the purpose of carrying out the provisions of this agreement and shall cease upon its termination except with respect to acts done under and during the existence of this agreement, and benefits, privileges and immunities conferred by this agreement upon any party signatory hereto shall cease upon its termination as to such party, except with respect to acts done under and during the existence of this agreement.

COUNTERPARTS

§ 131.27 *Counterparts.* This agreement may be executed in multiple counterparts, and when one counterpart is signed by the Secretary, all such counterparts shall constitute, when taken together, one and the same instrument as if all such signatures were contained in one original.

ADDITIONAL PARTIES

§ 131.28 *Additional parties.* After this agreement first takes effect, any handler may become a party to this agreement if a counterpart thereof is executed by him and delivered to the Secretary. This agreement shall take effect as to such new contracting party at the time such counterpart is delivered to the Secretary, and the benefits, privileges, and immunities conferred by this agreement shall then be effective as to such contracting party.

AGENTS AND COMMITTEES

§ 131.29 *Agents of the Secretary.* The Secretary may by designation in writing name any person (not a party to this agreement), including any officer or employee of the Government or bureau or division of the Department of Agriculture to act as his agent or representative in connection with any of the provisions of this agreement.

§ 131.30 *Committees; secretary may select.* The Secretary may select such committees to meet with or advise the control agency as he deems necessary for the proper functioning of the control agency under the provisions of this agreement. One such committee or its representative shall represent the interests of consumers. The expenses for the maintenance and functioning of the advisory committees may be included within the budget submitted to the Secretary for approval, pursuant to § 131.7 of this agreement, and may be met by the control agency from funds paid to it for the maintenance and functioning of the control agency.

DEROGATION

§131.31 *No derogation or modification of rights of Secretary or of the United States.* Nothing contained in this agreement is or shall be construed to be in derogation or in modification of the rights of the Secretary or of the United

States (a) to exercise any powers granted by the act or otherwise, and (b) in accordance with such powers, to act in the premises whenever such action is deemed advisable.

LIABILITY OF CONTROL AGENCY

§ 131.32 *Liability of members and employees of control agency.* No member of the control agency nor any employee thereof shall be held responsible individually in any way whatsoever to any handler signatory hereto or any other person for errors in judgment, mistakes, or other acts either of commission or omission as such member or employee, except for acts of dishonesty. The contractual obligations of the handlers hereunder are several and not joint, and no handler shall be liable for the default of any other handler.

SEPARABILITY

§ 131.36 *Separability of provisions.* If any provision of this agreement is declared invalid, or the applicability thereof to any person, circumstance, or thing is held invalid, the validity of the remainder of this agreement, and the applicability thereof to any other person, circumstance or thing shall not be affected thereby.

ORDER WITH MARKETING AGREEMENT

§ 131.37 *Request for order.* Each signatory handler hereby requests the Secretary, to issue an order pursuant to the act, regulating the handling of serum and virus substantially in the same manner as provided in this agreement.

SIGNATURE OF PARTIES

§ 131.38 In witness whereof, the contracting parties acting under the applicable provisions of the act (Public No. 320), for the purposes and subject to the limitations herein contained and not otherwise, have hereunto set their respective hands and seals.

Copies of this notice and of the marketing agreement and order now in effect may be obtained from the Hearing Clerk, Office of the Solicitor, United States Department of Agriculture, in Room 1331 South Building, Washington, D. C., or may be there inspected.

Dated: December 18, 1943.

[SEAL] THOMAS J. FLAVIN,
Assistant to the Secretary of Agriculture.

[F. R. Doc. 43-20193; Filed, December 20, 1943; 11:26 a. m.]

DEPARTMENT OF LABOR.

Wage and Hour Division.

COMMUNICATIONS, UTILITIES AND MISCELLANEOUS TRANSPORTATION INDUSTRIES

NOTICE OF OPPORTUNITY TO FILE BRIEFS

Notice of oral argument before the Administrator and opportunity to file written briefs in the matter of the recommendation of Industry Committee No. 69 for a minimum wage rate in the communication, utilities and miscellaneous transportation industries.

Whereas a hearing was held commencing on November 30, 1943 before Major Robert N. Campbell as Presiding Officer, at which all interested persons were given an opportunity to be heard and to offer evidence on the following question:

Whether the recommendation of Industry Committee No. 69 for a minimum wage rate in the communication, utilities and miscellaneous transportation industries should be approved or disapproved; and

Whereas the complete record of said hearing has been transmitted to the Administrator,

Now, therefore, notice is hereby given:

That the Administrator will receive written briefs (not fewer than twelve copies) on or before January 7, 1944, at the Wage and Hour Division, United States Department of Labor, 165 West 46th Street, New York 19, New York, from any person who entered an appearance at said hearing, and will hear oral argument on the record of said hearing on January 12, 1944, at 10:00 a. m. at the office of the Wage and Hour Division, United States Department of Labor, 165 West 46th Street, New York, New York, by any person who entered an appearance at said hearing: *Provided*, That on or before January 8, 1944 such person informs the Wage and Hour Division of his intention to offer oral argument and the amount of time he will require for his presentation.

Signed at New York, New York, this 16th day of December 1943.

L. METCALFE WALLING,
Administrator.

[F. R. Doc. 43-20194: Filed, December 20, 1943; 11:39 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 Feathers Learner Regulations, October 24, 1940 (5 F.R. 4203).

Glove Findings and Determination 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

Royal Manufacturing Company, Crawfordsville, Georgia; men's and boys' cotton shorts; 40 learners (E); effective December 14, 1943, expiring June 13, 1944.

SINGLE PANTS, SHIRTS, AND ALLIED GARMENTS, WOMEN'S APPAREL, SPORTSWEAR, RAINWEAR, ROBES AND LEATHER AND SHEEP-LINED GARMENTS DIVISIONS OF THE APPAREL INDUSTRY

Baumel Dress Company, Corner Willow and Grant Streets, Olyphant, Pennsylvania; ladies' and children's dresses; 5 learners (T); effective December 17, 1943, expiring December 16, 1944.

Bellgrade Manufacturing Company, S. Broad Street, Winder, Georgia; commercial and Army trousers; 10 percent (T); effective January 5, 1944, expiring January 4, 1945.

Bernstein & Sons Shirt Corporation, 727 Meadow Street, Allentown, Pennsylvania; boys' shirts, Army shirts; 10 percent (T); effective December 18, 1943, expiring December 17, 1944.

Bernstein & Sons Shirt Corporation, Main Street, Terre Hill, Pennsylvania; boys' cotton shirts; 10 percent (T); effective December 18, 1943, expiring December 17, 1944.

Bloch Overall Company, 9 South Third Street, Philadelphia, Pennsylvania; overalls, coveralls, jackets; 3 learners (T); effective December 18, 1943, expiring December 17, 1944.

Bobby Dress Company, 94 Main Street, Dickson City, Pennsylvania; ladies' dresses; 10 learners (T); effective December 15, 1943, expiring December 14, 1944.

Co-ed Frocks, Inc., Pana, Illinois; women's washable outer clothing; 40 learners (E); effective December 17, 1943, expiring June 16, 1944.

Cornbleet Brothers, 120 South Water Street, Henderson, Kentucky; cotton and rayon dresses; 10 percent (T); effective December 18, 1943, expiring December 17, 1944.

Dixie Shirt Company, Inc., P. O. Box 58, Spartanburg, South Carolina; men's shirts; 10 percent (AT); effective December 13, 1943, expiring August 25, 1944.

Duncannon Dress Company, Duncannon, Pennsylvania; ladies' cotton dresses; 10 percent (T); effective December 22, 1943, expiring December 21, 1944.

Forest City Manufacturing Company, 701 W. Main Street, Collinsville, Illinois; dresses, WAC uniforms, nurses' jackets; 10 percent (T); effective December 29, 1943, expiring December 28, 1944.

Forest City Manufacturing Company, 1641 Washington Avenue, St. Louis, Missouri; dresses, WAC uniforms, nurses' jackets; 10 percent (T); effective December 29, 1943, expiring December 28, 1944.

Freeburg Manufacturing Company, Freeburg, Illinois; dresses; 10 learners (T); effective December 15, 1943, expiring December 14, 1944.

Louis Goldsmith, Inc., Belmont and Erie Avenue, Quakertown, Pennsylvania; men's and students' trousers; 5 percent (T); effective December 17, 1943, expiring December 16, 1944.

The H. Harris Company, 174 East Fourth Street, St. Paul, Minnesota; work and sport jackets, gov't mackinaws; 4 learners (T); effective December 18, 1943, expiring December 17, 1944.

J. W. Jackson & Sons, Inc., 546 S. Meridian Street, Indianapolis, Indiana; one-piece work suits, overalls; 2 learners (T); effective December 18, 1943, expiring December 17, 1944.

Jobbers Pants Company, Martinsville, Virginia; work pants, slacks, and coveralls; 10 percent (T); effective December 18, 1943; expiring December 17, 1944.

Liberty Frock Company, Inc., 205 East 22d Street, Kansas City, Missouri; women's dresses, suits, jackets; 10 percent (T); effective December 18, 1943, expiring December 17, 1944.

M. Liman Manufacturing Company, 400 First Avenue, Minneapolis, Minnesota; children's coat and legging sets, ladies' and children's ski suits, juniors' coats; 5 learners (T); effective December 13, 1943, expiring December 12, 1944.

Majestic Manufacturing Company, Inc., 192 Cain Street, N. W., Atlanta, Georgia; ladies' wash dresses; 10 percent (T); effective December 15, 1943, expiring December 14, 1944.

Martin Manufacuring Company, Lindell Street, Martin, Tennessee; pants, overalls, work shirts; 10 percent (T); effective December 22, 1943, expiring March 31, 1944.

The N & W Overall Company, Inc., 1417 Kemper Street, Lynchburg, Virginia; overalls, shirts, pants, gov't jackets, and coveralls; 10 percent (T); effective December 15, 1943, expiring December 14, 1944.

Pollak Brothers, Inc., 227 W. Main Street, Fort Wayne, Indiana; dresses, smocks; 10 percent (T); effective December 18, 1943, expiring December 17, 1944.

Salant and Salant, Inc., Lawrenceburg, Tennessee; pants, overalls, coveralls and work shirts; 10 percent (T); effective December 22, 1943, expiring March 31, 1944.

Salant and Salant, Inc., Pine Street, Lexington, Tennessee; pants, overalls, coveralls, and work shirts; 10 percent (T); effective December 27, 1943, expiring March 31, 1944.

Salant and Salant, Inc., Washington Street, Paris, Tennessee; pants, overalls, coveralls and work shirts; 10 percent (T); effective December 22, 1943, expiring March 31, 1944.

Sherrod Shirt Company, 1624 North Main Street, High Point, North Carolina; work shirts, pajamas; 10 percent (T); effective January 1, 1944, expiring December 31, 1944.

Super Togs Company, Cherry Street, Slatington, Pennsylvania; ladies' and children's sportswear; 10 percent (T); effective December 24, 1943, expiring December 23, 1944.

Thurmond Manufacturing Company, Madison, Georgia; tents, shirts and pants; 10 percent (T); effective December 13, 1943, expiring February 15, 1944. (This certificate replaces the certificate previously issued to the Stamco Uniforms, Inc., effective February 15, 1943 and expiring February 15, 1944.)

Thurmond Manufacturing Company, Rutledge, Georgia; work pants; 50 learners (E); effective December 13, 1943, expiring May 7, 1944. (This certificate replaces the one previously issued to the Stamco Uniforms, Inc. effective November 8, 1943, and expiring May 7, 1944.)

Union Pants & Overall Manufacturing Company, Spring and Ann Streets, Bordentown, New Jersey; Army and civilian trousers; 18 learners (T); effective December 15, 1943, expiring December 14, 1944.

Universal Coat Front Company, 1326 Vine Street, Philadelphia, Pennsylvania; canvas coat pants and bias bindings; 5 learners (T); effective December 22, 1943, expiring December 21, 1944.

Venus Foundation Garments, Inc., Escanaba, Michigan; ladies' foundation garments; 25 learners (E); effective December 13, 1943, expiring June 12, 1944.

West Plains Manufacturing Company, 5½ East Main Street, West Plains, Missouri; overalls, pants, one-piece suits; 10 learners (T); effective December 29, 1943, expiring December 28, 1944.

Wirk Garment Corporation, Ligonier, Indiana; pants, shirts, jackets; 10 percent (T); effective December 20, 1943, expiring December 19, 1944.

GLOVE INDUSTRY

Consolidated Slipper Corp., 120 Catherine Street, Malone, New York; work gloves; 5 learners (T); effective December 15, 1943, expiring December 14, 1944.

Newton Glove Manufacturing Company, Ashe Avenue, Newton, North Carolina; work gloves; 10 percent (AT); effective December 15, 1943, expiring June 14, 1944.

Serfis Glove Corporation; South Main Street, Northville, New York and Wells, New York; leather dress gloves; 5 learners (T); effective December 18, 1943, expiring December 17, 1944.

The Trion Company, Trion, Georgia; work gloves; 15 percent (AT); effective December 29, 1943, expiring June 28, 1944.

HOSIERY INDUSTRY

The Alden Mills, Meridian, Mississippi; seamless hosiery; 5 percent (T); effective December 15, 1943, expiring December 14, 1944.

Baker-Mebane Hosiery Mills, Inc., Highway 103, Mebane, North Carolina; seamless hosiery; 10 percent (AT); effective December 15, 1943; expiring June 14, 1944.

Collegedale Hosiery Mills, Collegedale, Tennessee; full-fashioned hosiery; 15 learners (AT); effective December 22, 1943, expiring June 22, 1944.

Drexel Knitting Mills Company, Drexel, North Carolina; seamless hosiery; 10 percent (AT); effective December 27, 1943, expiring June 26, 1944.

Francis-Louise Full Fashion Mills, Inc., Valdese, North Carolina; full-fashioned hosiery; 5 learners (T); effective December 16, 1943, expiring December 15, 1944.

Hand Knit Hosiery Company, 1319 14th Street, Sheboygan, Wisconsin; seamless hosiery; 5 percent (T); effective December 20, 1943, expiring December 19, 1944.

Illinois Knitting Company, 410 South 12th Street, Mt. Vernon, Illinois; seamless hosiery; 5 percent (T); effective December 20, 1943, expiring December 19, 1944.

Richmond Hosiery Mills, West Gordon Avenue, Rossville, Georgia; seamless hosiery; 5 percent (T); effective January 1, 1944, expiring December 31, 1944.

Rockford Mitten and Hosiery Company, 418 S. Wyman Street, Rockford, Illinois; seamless hosiery; 5 percent (T); effective December 20, 1943, expiring December 19, 1944.

Shannon Hosiery Mills, Inc., 1338 Talbotton Road, Columbus, Georgia; full fashioned hosiery; 10 percent (T); effective December 16, 1943, expiring June 15, 1944.

Van Raalte Company, Inc., Athens, Tennessee; full-fashioned hosiery; 10 percent (AT); effective December 17, 1943, expiring June 16, 1944.

Will-Tex Hosiery Products Corp., Villa Rica, Georgia; seamless hosiery; 5 learners (T); effective December 18, 1943, expiring December 17, 1944.

KNITTED WEAR INDUSTRY

Byrne-Ross Knitting Mills, 106 Prince Street, Kingston, New York; knitted men's and boys' sweaters; 3 learners (T); effective December 18, 1943, expiring December 17, 1944.

Signal Knitting Mills, Manufacturers Road, Chattanooga, Tennessee; knitted underwear; 25 learners (AT); effective December 15, 1943, expiring June 14, 1944.

TEXTILE INDUSTRY

Bally Ribbon Mills, Inc., Bally, Pennsylvania; textile, rayon, nylon, cotton, narrow fabrics; 3 percent (T); effective December 22, 1943, expiring December 21, 1944.

Columbia Manufacturing Company, Ramseur, North Carolina; cotton textiles; 3 percent (T); effective December 18, 1943, expiring December 17, 1944

Georgia Webbing and Tape Company, 1340 Eleventh Avenue, Columbus, Georgia; narrow fabrics; 10 learners (AT); effective December 15, 1943, expiring June 14, 1944.

The Springs Cotton Mills, Lancaster, South Carolina: cotton fabrics; 3 percent (T); effective December 15, 1943, expiring December 14, 1944.

Radford Weaving Company, Radford, Virginia: rayon cloth; 3 percent (T); effective December 15, 1943, expiring December 14, 1944.

Union Manufacturing Company, Union Point, Georgia; cotton yarns; 8 learners (AT); effective December 15, 1943, expiring December 14, 1944.

Signed at New York, N. Y., this 18th day of December 1943.

ISABEL FERGUSON,
Authorized Representative of the Administrator.

[F. R. Doc. 43-20196; Filed, December 20, 1943; 11:39 a. m.]

LEARNER EMPLOYMENT CERTIFICATES

SUPREME INSTRUMENTS CORP.

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 date 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 employers' representations that experienced workers for the learner occupations are not available for employment and that they are actually in need of learners at subminimum rates in order to prevent curtailment of opportunities for employment. The certificates may be cancelled in the manner provided for in the regulations and as indicated on the certificate. Any person aggrieved by the issuance of 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

Supreme Instruments Corporation, Greenwood, Mississippi; radio testing equipment; 15 learners (T); wiring and assembling for a learning period 160 hours at 35 cents per hour; effective December 28, 1943, expiring June 28, 1944.

Signed at New York, N. Y., this 18th day of December 1943.

ISABEL FERGUSON,
Authorized Representative of the Administrator.

[F. R. Doc. 43-20195; Filed, December 20, 1943; 11:39 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-513]

SOUTHERN UNION GAS COMPANY

NOTICE OF APPLICATIONS

DECEMBER 16, 1943.

Notice is hereby given that on December 9, 1943, applications were filed with the Federal Power Commission by Southern Union Gas Company, a Delaware corporation authorized to do business in the States of Texas, New Mexico and Oklahoma, and having its principal business office at Dallas, Texas, seeking (1) an order authorizing it, pursuant to section 3 of the Natural Gas Act, to continue the exportation of natural gas from El Paso, Texas, to the Republic of Mexico, for distribution in and adjacent to the City of Juarez, which exportation has heretofore been carried on by Texas Cities Gas Company and its predecessor, Lone Star Gas Company; and (2) a Presidential Permit, pursuant to Executive Order No. 8202, for the continued maintenance and operation at the International boundary of the United States of facilities for the exportation of natural gas to the Republic of Mexico for such purpose; all as more fully appears in the applications on file with the Commission.

Any person desiring to be heard or to make any protest with reference to said applications should, on or before the 2nd day of January, 1944, file with the Federal Power Commission a petition or protest in accordance with the Rules of Practice and Regulations of the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 43-20119; Filed, December 17, 1943; 3:41 p. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 2726]

ADELINA LAVEZZO, ET AL.

In re: Interests in real property, fire and liability insurance policies and bank account owned by Adelina Lavezzo, Anna Arata, John Baptista Lavezzo, and Eugenio Marciani.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the last known address of Adelina Lavezzo is Chiavari per Calvari, Genova, Italy, and that she is a resident of Italy and a national of a designated enemy country (Italy);

2. That the last known address of Anna Arata is Cicagna, Pianezza, Genova, Italy, and that she is a resident of Italy and a national of a designated enemy country (Italy);

3. That the last known address of John Baptista Lavezzo is Chiavari per San Colombano Certenoli, Genova, Italy, and that he is a resident of Italy and a national of a designated enemy country (Italy);

4. That the last known address of Eugenio Marciani is Via Vittorio Emanuele No. 87, Camogli, Genova, Italy, and that he is a resident of Italy and a national of a designated enemy country (Italy);

5. That Adelina Lavezzo, Anna Arata, John Baptista Lavezzo, and Eugenio Marciani are the owners of the property described in subparagraph 6 hereof.

6. That the property described as follows:

a. The undivided eight-tenths interest, identified as the interest acquired by Adelina Lavezzo, Anna Arata, John Baptista Lavezzo, and Eugenio Marciani as heirs of Joseph Lavezzo, deceased, in and to the real property situated in the City of Washington, District of Columbia, particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements, and appurtenances thereto, and any and all claims for rents, refunds, benefits, or other payments arising from the ownership of such property,

b. All right, title, interest and claim of Adelina Lavezzo, Anna Arata, John Baptista Lavezzo, and Eugenio Marciani in and to the insurance policies particularly described in Exhibit B attached hereto and by reference made a part hereof, which relate to the premises described in subparagraph 6-a hereof, and

c. All right, title, interest and claim of Adelina Lavezzo, Anna Arata, John Baptista Lavezzo, and Eugenio Marciani in and to that certain bank account with the American Security & Trust Company, Fifteenth Street and Pennsylvania Avenue, NW., City of Washington, District of Columbia, which is due and owing to, and held for Adelina Lavezzo, Anna Arata, John Baptista Lavezzo, and Eugenio Marciani, in the name of B. F. Saul Company, Agent for Adelina Lavezzo, Anna Arata, John Baptista Lavezza and Eugenio Marciani, including but not limited to all security rights in and to any and all collateral for any and all of such account and the right to enforce and collect the same,

is property within the United States owned or controlled by nationals of a designated enemy country (Italy);

And determining that the property described in subparagraphs 6-b and 6-c hereof, are necessary for the maintenance or safeguarding of other property (namely, that property described in subparagraph 6-a hereof) belonging to the same nationals of the same designated enemy country and subject to vesting (and in fact vested by this order) pursuant to section 2 of said Executive order;

And further determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Italy);

And having made all determinations and taken all action, after appropriate consultation and certification required by law, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 6-a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and hereby vests in the Alien Property Custodian the property described in subparagraphs 6-b and 6-c hereof.

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest, and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account, or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on December 3, 1943.

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

EXHIBIT A

All those tracts or parcels of land situated in the City of Washington, District of Columbia, more particularly described as follows:

PARCEL I

Lot numbered Fourteen (14) in Hagar Randall's subdivision of part of Square numbered Four Hundred and Nineteen (419), as per plat recorded in Liber 12 folio 129, of the Records of the Office of the Surveyor of the District of Columbia.

PARCEL II

Part of lot numbered Forty-two (42) in Shreve, Sampson and others Subdivision of lots in Square numbered Four hundred and Forty-eight (448) as per plat recorded in Liber W. K. folio 275 of the Records of the Office of the Surveyor of the District of Columbia, contained within the following metes and bounds, viz Beginning for the same at the Southwest corner of said lot and running thence due North on Madison Street Twelve (12) feet; thence East to the East or rear line of said lot, to a Fifteen (15) feet wide alley, thence due South on said Alley Twelve (12) feet to another Fifteen (15) feet wide alley, thence due West by and with the line of said last mentioned alley, to the place of beginning except a strip Seven and one-half (7½) feet wide along the entire front of said lot, taken to widen the alley.

PARCEL III

Part of original lot numbered Fifteen (15) in Square numbered Four hundred and forty-nine (449), described by metes and bounds as follows:

Beginning for the same at the Southeast corner of said lot and running thence West on the line of an alley, thirty (30) feet wide twenty-five (25) feet four (4) inches; thence North and parallel with the east line of said lot, thirty-six (36) feet six (6) inches; thence East twenty-five (25) feet four (4) inches; and thence south on said east line thirty-six (36) feet six (6) inches to the place of beginning. It being understood that the east wall of one of the buildings on said part of said lot 15 projects over and upon the adjoining lot 16; together with all and singular the improvements, ways, easements, rights, privileges and appurtenances to the same belonging or in anywise appertaining.

PARCEL IV

All of the West Fourteen (14) feet front on a Thirty (30) feet wide public alley by a depth of Seventy-five (75) feet, of Original Lot numbered Sixteen (16) in Square numbered Four hundred and forty-nine (449) together with the improvements, ways, easements, rights, privileges and appurtenances to the same belonging or in anywise appertaining.

PARCEL V

Part of Original Lot numbered Two (2), in Square numbered Four hundred and seventy-eight (478);

Beginning for the same at a point in the North line of "P" Street, North, Forty (40) feet East of the Southwest corner of said lot and square, and running thence along the North line of said street, Twenty-four and four hundred and five thousandths, (24.405) feet; thence North one hundred (100) feet; thence West Twenty-four and four hundred and five thousandths (24.405) feet; and thence South One hundred feet (100') to the place of beginning.

PARCEL VI

Lots Fifty-three (53) to Fifty-six (56) both inclusive in Walter C. Balderston and George C. Gertman, Trustees' Subdivision of part of Square North of Square 515, as per plat recorded in Liber 59 folio 103, of the Records of the Office of the Surveyor of the District of Columbia.

PARCEL VII

Parts of Lots numbered Eighty-seven (87) and Eighty-eight (88) in subdivision, made by F. B. McGuire, Trustee for Bessie J. Kibbey in Square numbered Five hundred and Fifty-five (555), as per plat recorded in the Office of the Surveyor for the District of Columbia in Liber 19 at folio 98, described as follows; beginning for the same on Kirby or 2nd Street, 14 feet North of the Southeast corner of said Lot 88, and running thence North 14 feet; thence West 40 feet to the West line of said Lot 87; thence South 14 feet; thence East 40 feet to the place of beginning.

PARCEL VIII

Part of lot numbered Ten (10), in Holmead's Addition to Georgetown, being in Square numbered formerly Forty-two (42), Georgetown, now known as Square numbered Twelve hundred and twelve (1212) in the City of Washington, described as follows: Beginning for the same on the North line of M Street, Sixty-five and twenty-five one hundredths (65.25) feet west of the Southeast corner of said Square, said point of beginning, being the middle of the party wall on the present grade of M Street, of this and the property adjoining on the East; thence West, on the north line of M Street, Ten and eighty one-hundredths (10.80) feet more or less to the East line of the part of said lot ten (10), conveyed by John Nick-rell to Joseph N. Fearson by Deed dated May 9th 1835 and recorded in Liber W. B. 56, folio 64 of the Land Records of said District. Thence North at right angles to M Street ninety-five (95) feet to the South line of a five (5) feet wide alley. Thence East with the South line of said alley ten and eighty one-hundredths (10.80) feet more or less, to a point in a line north of and at right angles to M Street from beginning. Thence South on said line ninety-five (95) feet to the point of beginning; and

All that part of Lot numbered Ten (10) in Square numbered Twelve hundred and twelve (1212) in that part of the City of Washington formerly known as Holmead's addition to Georgetown, contained the following metes and bounds, viz; Beginning for the same on the North line of M Street, Fifty-four (54) feet and forty-five one hundredths (45/100) of a foot West from the Southeast corner of said Square, and running thence Westerly on the north line of M. Street Ten (10) feet and eighty one-hundredths (80/100) of a foot: thence North at right angles to said M. Street, Ninety five (95) feet to the South line of a Five (5) feet wide alley; thence East with said South line of said alley, Ten (10) feet and eighty one-hundredths (80/100) of a foot: thence South at right angles to M. Street, Ninety five (95) feet to the place of beginning.

PARCEL IX

Parts of lots numbered Nine (9) and Ten (10) in Square numbered Twelve hundred and twelve (1212) in that part of the City of Washington formerly known as Holmead's Addition to Georgetown, contained within the following metes and bounds, viz: Beginning for the same on the North line of M. Street, Eighty nine (89) feet West from the Southeast corner of said Square, and running thence Westerly on the North line of M. Street, Twenty (20) feet: thence Northerly at right angles to M. Street, One Hundred (100) feet: thence East Twenty (20) feet; and thence South One hundred (100) feet, to the place of beginning; and

Lot numbered 819 in square numbered 1212, in the City of Washington, in the District of Columbia.

Part of Lots numbered Twelve (12) and One Hundred and Seventy-five (175) in Square numbered Twelve Hundred and Twelve (1212) described as follows:—beginning for the same at a point in the West line of 28th Street distant 5 feet North of Southeast corner of said Lot numbered Twelve (12) and running thence North 21 feet thence West 127 feet more or less to the West line of said Lot numbered One Hundred and Seventy-five (175), thence South along said West line 21 feet; thence East 127 feet more or less to 28th Street, and the place of beginning; and

Part of Lots numbered Twelve (12) and One Hundred and Seventy-five (175) described as follows:—beginning for the same at a point in the West line of 28th Street distant 26 feet North of the Southeast corner of said Lot numbered Twelve (12) and running thence North 1 foot, thence West 127 feet more or less to the West line of said Lot numbered One Hundred and Seventy-five (175), thence South along the said West line 1 foot, thence East 127 feet more or less to 28th Street and place of beginning.

PARCEL X

All of the East one-half of original Lot Thirty-three (33) in Square Five hundred and sixty-nine (569), having a frontage of Fifteen (15) feet on Madison Alley, and running back the whole depth of the lot, together with the improvements, ways, easements, rights, privileges, and appurtenances to the same belonging, or in anywise appertaining.

Insurance policies on real property located in Washington, D. C., in which Adelina Lavezzo, Anna Arata, John Baptista Lavezzo, and Eugenio Marciani own an undivided eight-tenths interest.

EXHIBIT B

Property	Policy No.	Company	Amount	Type [1]	Expiration	Assured
718 S St. NW	DH 10517	The National Union Insurance Co.	$4,500	Fire	Feb. 4, 1948	Estate of Joseph Lavezzo.
1217 6½ Pl. NW	DH 10518	do	2,000	do	do	Do.
511 P St. NW	DH 10519	do	5,000	do	do	Do.
73 and 86 Goat Alley NW	DH 10524	do	2,000	do	do	Do.
84 and 85 Goat Alley NW	DH 10525	do	3,000	do	do	Do.
425 L St. NW	DH 10523	do	1,500	do	do	Do.
427 L St. NW	DH 10522	do	1,500	do	do	Do.
429 L St. NW	DH 11171	do	1,500	do	July 28, 1948	Do.
431 L St. NW	DH 10520	do	1,500	do	Feb. 4, 1948	Do.
1204 Kirby St. NW	DH 10511	do	1,500	do	do	Do.
1208 Kirby St. NW	DH 10513	do	1,500	do	do	Do.
2807-2809 M St. NW	160333	do	3,000	do	Feb. 4, 1944	Do.
2807-2809 M St. NW	160323	do	3,000	do	do	Do.
2813 M St. NW	159549	do	7,000	do	do	Joseph Lavezzo.
2807-09 M St. NW., 2813 M St. NW., and 1214 28th St. NW.	OLT 109173	Hartford Accident and Indemnity Co.	[2] 10,000 [3] 20,000	Liability	Feb. 15, 1944	Estate of Joseph Lavezzo, and B. F. Saul Co.
128 Madison Alley NW	DH 10516	The National Union Insurance Co.	1,000	Fire	Feb. 4, 1948	Estate of Joseph Lavezzo.

[1] Extended coverage endorsements are included in each of the fire insurance policies.
[2] Each person.
[3] Each accident.

[F. R. Doc. 43-20088; Filed, December 17, 1943; 10:54 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Order 1052 Under MPR 188]

CERTAIN ARTICLES OF WOOD HOUSEHOLD FURNITURE

ADJUSTMENT OF MAXIMUM PRICES

Order No. 1052 under § 1499.159b of Maximum Price Regulation No. 188. Manufacturers' maximum prices for specified building materials and consumers' goods other than apparel.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order Nos. 9250 and 9328, it is ordered:

(a) *Purpose of this order.* This order permits a manufacturer to add an adjustment charge to his existing maximum prices for certain articles of household furniture which are described in paragraph (b) below. Wholesalers are permitted to add certain adjustment charges to their existing maximum prices. Retailers are required to absorb the adjustment charges and are not permitted to add anything to their existing maximum prices.

(b) *What this order covers.* This order covers sales of articles of movable wood household furniture, including upholstered furniture, with the exception of certain articles mentioned in paragraph (c). As used in this order, household furniture means furniture which is primarily designed for and generally used in homes, such as living room, dining room, bed room (including wood and fabric folding cots and cedar chests), kitchen, porch, outdoor and juvenile furniture (including cribs, high chairs and wooden bassinettes). Articles of this type are covered by the order even though they are sold for use in places other than households, such as hotels, clubs, institutions and ships.

(c) *What this order does not cover.* This order does not cover sales of:

(1) Articles of bedding (such as springs and mattresses).

(2) Double purpose sleeping equipment such as studio couches, sofa beds, davenport beds and chair beds.

(3) Articles which are made in part of wood but are made predominantly out of metal, paper, plastics, paper fibres, rattan, peel, reed or other fibres.

(4) Articles for infants' use such as play-yards, sand boxes, gates and bathinettes.

(5) Housewares such as step ladders, stool-ladders, ironing boards, towel stands or bars, clothes dryers, hat and shoe racks, medicine and toilet cabinets.

(6) Miscellaneous furnishings such as costumers, hassocks, screens, and venetian blinds.

(7) Furniture and equipment for office, stores, restaurants, commercial and industrial users.

(8) Public seating furniture such as opera, theatre, or auditorium seats, bus seats, passenger car seats and pedestal chairs.

(9) Furniture known in the trade as unpainted furniture, which is ultimately sold to the consumer in that form.

(10) Furniture frames and partially assembled wood furniture parts, wherever made.

(d) *How this order affects manufacturers*—(1) *The amount of the adjustment.* If you are a manufacturer, you may add the adjustment charge stated below to your existing maximum price for any article (covered by this order) for which you have properly determined and reported, where required, a maximum price under Maximum Price Regulation No. 188. If you have not properly determined or properly reported your existing maximum price for the article, you must do so before adding this adjustment charge. The adjustment charge which you may add shall be 5% of your maximum price to the person to whom you are selling the article. Maximum price means the maximum price after all trade, quantity and other discounts (exclusive of cash discounts) have been deducted. In figuring the adjustment charge, fractions may be rounded to the nearest cent. There is no restriction on the use of convenient figures lower than the exact amount allowed by this order. As used in this order the term "existing maximum price" means the maximum price properly determined under Maximum Price Regulation No. 188 without reference to this order.

(2) *When manufacturer may add adjustment charge.* You may not add the adjustment charge on any sale, offer to sell, or delivery of an article covered by this order until you have mailed to the Office of Price Administration, Washington, D. C., the statement described in paragraph (d) (5) of this order. You need not wait for a reply from the Office of Price Administration to begin selling the article at a price which includes the adjustment charge, but the permission to sell here granted or permission granted in any other way under this order shall not constitute approval by the Office of Price Administration of a maximum price which has not been properly determined and reported, where required, under Maximum Price Regulation No. 188.

(3) *Adjustment charge must be stated separately by manufacturer.* If you are a manufacturer, the adjustment charge mentioned in paragraph (d) (1) of this order may be made by you only if you state it separately from the existing maximum price determined under the proper section of Maximum Price Regulation No. 188. The following statement or an abbreviation thereof must appear separately on all your price lists, quotations, invoices, billings and all other statements of price: "O. P. A. Adjustment Charge." Unless the percentage adjustment charge is the same for all items on the invoice, you must state the amount of the adjustment charge below or alongside the price of each item on the invoice. If the percentage adjustment charge is uniform for all items on the invoice, the total amount of the adjustment charge may be computed and noted in a single entry at the bottom of the invoice. Examples of how it may be stated below or alongside each item follow:

EXAMPLE 1 (BELOW)

6 No. 101 Side Chairs, Mahogany @ $12.50	$75.00
OPA Adj. Chg	3.75
2 No. 102 Arm Chairs, Mahogany @ $16.00	32.00
OPA Adj. Chg	1.60
Total	112.35

EXAMPLE 2 (ALONGSIDE)

1 No. 203 Bed, Maple @ $13.50 OPA Adj. Chg. $0.68	$14.18
1 No. 207 Night Stand, Maple @ $6.25 OPA Adj. Chg. $0.31	6.56
Total	20.74

(4) *Adjustment charge not to be used by manufacturer in computing maximum prices of new or changed articles.* If you are a manufacturer, in computing your maximum prices for new or changed articles, you use the existing maximum prices of the old or comparable articles exclusive of adjustment charges. After you have computed the maximum prices of a changed or new article in accordance with the proper sections of Maximum Price Regulation No. 188 (using the existing maximum prices of the old or comparable articles without adjustment charges), you may add the adjustment charge permitted by paragraph (d) (1) of this order to the price so computed for the changed or new articles.

(5) *Statement which a manufacturer must file before selling at a price to which he has added an adjustment charge.* The statement required by paragraph (d) (2) of this order shall contain:

(i) An identification of the article by type, style number, trade name, if any.

(ii) The existing maximum price of the article to the class of purchaser which includes the largest number of purchasers (exclusive of purchasers who do not carry stock). Identify class which includes the largest number of purchaser, as "jobber", "department store", "mail order house", etc.

(iii) The approximate date or month when you first introduced the article if you first introduced it after March 1, 1942.

(6) *Notice which manufacturer must send purchasers for resale.* If you are a manufacturer, and you want to add the adjustment charge permitted under paragraph (d) (1) of this order, you must send to each purchaser for resale a copy of the notice included in Appendix X of this order. The notice must be sent the first time you invoice or bill him at a

price to which the adjustment charge has been added. You are not required to send this notice to a purchaser more than once.

(7) *Manufacturers' invoices.* In addition to the notice required by paragraph (d) (6), if you are a manufacturer, you must furnish on all sales covered by this order an invoice to the purchaser showing your name and address; the name and address of the purchaser; the quantity, style number and type of article; your price; and the adjustment charge. From the effective date of the order the following notice shall hereafter appear on all invoices listing an article for which the adjustment charge is made:

NOTICE OF OPA ACTION

Because of increased costs which furniture manufacturers can't absorb OPA has let them add a 5% "adjustment charge" to their maximum prices. Under most circumstances wholesalers can add a 4% "adjustment charge" to their maximum prices. "Adjustment charges" which we are permitted to add are shown on this invoice. Retailers are not permitted to add anything to their existing maximum prices.

You shall keep a copy of each of these invoices for the inspection of the Office of Price Administration.

(e) *How this order affects wholesalers and other purchasers who resell to other than ultimate consumers*—(1) *Amount of the adjustment.* Any wholesaler or other purchaser for resale may add to his existing maximum prices for sales to purchasers other than ultimate consumers the adjustment charge determined below: *Provided,* That he fulfills the requirements of subparagraphs (2), (3), (4) and (5) below.

Articles for which wholesaler's maximum price is the same as manufacturer's. If your existing maximum price is the same as the manufacturer's for sales of an identical article to a particular class of purchaser, you may add to your existing maximum price to that class of purchaser the dollars and cents amount of the adjustment charge which this order permits the manufacturer to add to his maximum price for sales of the article to that class of purchaser.

All other articles. If your existing maximum price is not the same as the manufacturer's for the identical article, you may add to your existing maximum price for the article, an adjustment charge up to 4% of your existing maximum price to the class of purchaser to whom you are selling the article.

Furniture on which the wholesaler may not add the adjustment charge. You may not add the adjustment charge to your maximum price for any piece of furniture which was invoiced to you at a price to which the adjustment charge was not added, or which is not covered in paragraph (b) of this order.

(2) *Reports by wholesalers.* You may not add the adjustment charge on any sale, offer to sell, or delivery of an article covered by this order until you have mailed to the Office of Price Administration, Washington, D. C., a statement containing the following information:

(i) An identification of the article by type, style number, trade name, if any, and your supplier's name and address. (If you use price lists on which the supplier's name is coded, you may furnish instead these price lists together with the code, if that is more convenient).

(ii) The existing maximum price to the class of purchaser to whom you sell the largest volume. Identify this class. You need not wait for a reply from the Office of Price Administration to begin selling the article at a price which includes the adjustment charge, but the permission here granted or permission granted in any other way under this order shall not constitute approval by the Office of Price Administration of a maximum price which has not been properly determined and reported, where required, under the General Maximum Price Regulation, or, for that matter, under Maximum Price Regulation No. 188.

(3) *New articles.* The adjustment charge may be added to the maximum price for a new article: *Provided,* That it is not added more than once. Thus if you determine the maximum price under section 2 of the General Maximum Price Regulation you must, before you add the adjustment charge, make sure that the adjustment charge was not included in the price of the "same or similar" article. If you determine the maximum price under section 3 (a) of the General Maximum Price Regulation, you must not include the adjustment charge, if any, paid your supplier as part of your "replacement cost" of the comparable article or as part of the cost of the new article. To the price for the new article so determined under section 3 (a) of the General Maximum Price Regulation, you may add the amount of the adjustment charge.

(4) *Notice which wholesalers must send purchasers for resale.* If you are a wholesaler or any other person selling to a purchaser other than the ultimate consumer and you want to add the adjustment charge permitted under this order, you must send a copy of the notice included in Appendix X of this order, to each purchaser for resale. The notice must be sent at or before the first time you invoice or bill him at a price which includes the adjustment charge. You are not required to send this notice to a purchaser more than once.

(5) *Wholesalers' invoices.* In addition to the notice required by paragraph (4) above, if you are a wholesaler or a person who sells to a person other than the ultimate consumer, you must furnish on all sales covered by this order an invoice to the purchaser showing your name and address; the name and address of the purchaser; the quantity, style number and type of article; your price; and the adjustment charge. From the effective date of the order the following notice shall hereafter appear on all invoices listing an article for which the adjustment charge is made:

NOTICE OF OPA ACTION

Because of increased costs which furniture manufacturers can't absorb OPA has let them add a 5% "adjustment charge" to their maximum prices. Under most circumstances wholesalers can add a 4% "adjustment charge" to their maximum prices. "Adjustment charges" which we are permitted to add are shown on this invoice. Retailers are not permitted to add anything to their existing maximum prices.

A copy of all such invoices shall be kept by every person selling to a person other than the ultimate consumer for the inspection of the Office of Price Administration. If you sell to a person other than the ultimate consumer, you may make the adjustment charge mentioned in subparagraph (1) above only if you state it separately from your existing maximum price properly determined under the General Maximum Price Regulation.

(f) *How this order affects retailers*—(1) *Retailers may not add adjustment charge.* Paragraph (d) of this order permits furniture manufacturers and paragraph (e) permits wholesalers to add to their existing maximum prices for articles mentioned in paragraph (b) an adjustment charge which must be stated separately by them. If you are a retailer you may not add anything to your existing maximum (ceiling) price for the sale of one of these articles because of the adjustment charge which you have paid the manufacturer. You must absorb the increased costs caused by this adjustment charge and your existing maximum (ceiling) price remains the same as before the issuance of this order.

(2) *How you price new articles.* If you are a retailer, you should take special care in pricing new articles of the kind mentioned in paragraph (b) of this order, not to consider the adjustment charge as part of your costs. If the ceiling price for a new article is determined under section 2 of the General Maximum Price Regulation, you may not consider the adjustment charge as part of the costs of the article for the purpose of determining whether it is the same or similar to another article. If the price for the new article is to be determined under section 3 (a) of the General Maximum Price Regulation, the adjustment charge added by the manufacturer is not to be included in the "replacement cost" of the comparable article or as part of the cost of the new article.

(3) *Retailers' records.* Retailers shall keep all purchase invoices for inspection by the Office of Price Administration.

(g) This Order No. 1052 may be revoked or amended by the Price Administrator at any time.

This Order No. 1052 shall become effective on the 17th day of December, 1943.

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

Issued this 17th day of December 1943.

CHESTER BOWLES,
Administrator.

APPENDIX X

The notice which follows must be sent by all manufacturers and wholesalers to each purchaser for resale the first time the manufacturer or wholesaler bills or invoices such purchaser at a price to which the adjustment charge has been added.

NOTICE

Order No. 1052 under Maximum Price Regulation No. 188 permits manufacturers to add an adjustment charge of 5% to their maximum prices for household furniture items. The order requires manufacturers and wholesalers to send a copy of this notice with the first invoice which includes the adjustment charge to all their purchasers buying from them for resale. Manufacturers, wholesalers, and retailers, however, are charged with knowledge of the exact terms of the order and should obtain a copy from the nearest OPA field office.

Highlights of the Order

1. *Manufacturer's adjustment.* Manufacturers are permitted to add 5% to their present ceiling prices for each article for sales to each class of purchaser. They are required to state the adjustment charge separately on the invoice.

2. *Wholesaler's adjustment.* There are two types of adjustment charges which wholesalers may make, depending on their method of pricing. If a wholesaler's ceiling price is the same as the manufacturer's for sales of the identical article to the same class of purchaser, the order permits the wholesaler to add to his existing ceiling price the same dollars and cents adjustment charge which the manufacturer is permitted to add on sales to the same class of purchaser. If the wholesaler does not have the same ceiling price as the manufacturer, the order permits the wholesaler to add an adjustment charge which amounts to 4% of his ceiling price to the particular class of purchaser to whom he is selling. Before adding the adjustment charge on any sale, wholesalers must mail to OPA, Washington, D. C., a statement of their existing prices, identifying the articles and their supplier's name and address; but they need not wait for a reply before selling. No wholesaler may add the adjustment charge to his existing maximum price for any furniture which was invoiced to him at a price to which the adjustment charge was not added. All wholesalers are required to state the adjustment charges separately on their invoices.

New articles. Wholesalers are permitted to add the adjustment charge to their former maximum prices for pieces of furniture which are new articles for the particular seller: *Provided,* That the charge is not added more than once. Thus, if the price for a new article is determined under section 2 of the General Maximum Price Regulation, the adjustment charge may not be added unless it is clear that the price for the "same or similar" article does not include the adjustment price. If the price for the new article is to be determined under section 3 (a) of the General Maximum Price Regulation, the adjustment charge added by the manufacturer is not to be included in the "replacement cost" of the comparable article or as part of the cost of the new article, but may be added to the maximum price determined under that section.

3. *Retailers must absorb the adjustment charges.* Manufacturers have been authorized to add the 5% adjustment charge provided for in this order because their costs have risen so greatly that they cannot continue to sell at their existing maximum (ceiling) prices. Wholesalers are permitted to add a 4% adjustment charge to their maximum prices. Retailers are required to absorb these adjustment charges and are not permitted by OPA to add anything to their present ceiling prices, which must remain the same.

New articles. If you are a retailer, who sells one of the articles covered by the order you should take special care in pricing new articles not to consider the adjustment charge as part of your costs. If the ceiling price for a new article is determined under section 2 of the General Maximum Price Regulation, the adjustment charge may not be considered as part of the costs of the article for the purpose of determining whether it is the same or similar to another article. If the price for the new article is to be determined under section 3 (a) of the General Maximum Price Regulation, the adjustment charge added by the manufacturer is not to be included in the "replacement cost" of the comparable article or as part of the cost of the new article.

[F. R. Doc. 43-20129; Filed, December 18, 1943; 9:08 a. m.]

[Order 327 Under MPR 120, Amdt. 1]

MINES IN THE BIG VEIN AND TYSON SEAMS, MARYLAND

ORDER GRANTING ADJUSTMENT

Amendment No. 1 to Order No. 327 under Maximum Price Regulation No. 120. Bituminous coal delivered from mine or preparation plant; Docket Nos. 3120-560 and 3120-584.

For the reasons set forth in the opinion issued herewith and in accordance with § 1340.207 (a) of Maximum Price Regulation No. 120, *It is ordered:*

Paragraphs (c) and (d) in Order No. 327 are redesignated paragraphs (d) and (e), respectively, and a new paragraph (c) is inserted to read as follows:

(c) Any producer whose prices are increased by this order and who starts to charge the increased prices must immediately notify the Solid Fuels Branch, Office of Price Administration, Washington, D. C., of the name of the operator of the mine for which the prices are increased, the name of the mine, the mine index number and the seam name (Big Vein or Tyson), the subdistrict and county in which the mine is located. Such producer shall also include a statement on all invoices in connection with the sale of coal priced under this order that the price charged includes an adjustment granted under Order No. 327 of the Office of Price Administration.

This Amendment No. 1 to Order No. 327 shall become effective December 18, 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 18th day of December 1943.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 43-20161; Filed, December 18, 1943; 4:08 p. m.]

CERTIFICATION OF LIVE CATTLE PRICES AT POINTS OTHER THAN CHICAGO AND IN LINE WITH CHICAGO PRICES

Pursuant to the directive issued October 26, 1943 [1] by the Economic Stabilization Director under the authority vested in him by the act of October 2, 1942, entitled "An Act to Amend the Emergency Price Control Act of 1942, to aid in preventing inflation and for other purposes," and by Executive Order No. 9250, October 3, 1942, and Executive Order No. 9328, April 8, 1943, and after full determination and consultation with representative members of the packing, cattle feeding and cattle producing industries, the Administrator of the Office of Price Administration and the Administrator of the War Food Administration do herein jointly publish and certify to Defense Supplies Corporation a series of live cattle price ranges for points in the United States other than at Chicago which are in line with the prices established at Chicago by the Economic Stabilization Director and do further jointly publish and certify conversion factors for determining the dressed weight equivalents of live weights.

1. The following zones are established for the purpose of fixing live cattle price ranges (applicable to slaughterers in order to receive full subsidy payments) which are in line with Chicago prices:

(a) *Zone 1:* Washington, but excluding the City of Spokane; Oregon, and California.

Zone 2: Idaho and Nevada.

Zone 3: Montana, Wyoming, Utah, and Arizona.

Zone 4: Colorado and New Mexico.

Zone 5: North Dakota, Nebraska, South Dakota, and Kansas, but excluding the City of Kansas City.

Zone 6: Oklahoma.

Zone 7: Texas, but excluding the cities of Houston, Dallas, Ft. Worth, El Paso, and San Antonio.

Zone 8: Minnesota, but excluding the city of St. Paul, Iowa, but excluding the city of Sioux City; Wisconsin, that portion of Wisconsin lying west of and including the counties of Iran, Price, Taylor, Clark, Jackson, Monroe, Vernon, and Crawford.

Zone 9: Missouri; but excluding the cities of Kansas City, St. Joseph and St. Louis.

Zone 10: Arkansas; Louisiana, all that portion of Louisiana west of the Mississippi

[1] 8 F.R. 14641.

River from the Northeast point of East Carroll Parish to the Northeastern point of the Pointe Coupee Parish and west of and including the parishes of Avoyelles, Saint Landry, Saint Martin and Iberia.

Zone 11: Wisconsin, all that portion of Wisconsin east of and including the counties of Vilas, Oneida, Lincoln, Marathon, Wood, Juneau, Sauk, Richland and Grant; but excluding the cities of Milwaukee and Cudahy.

Zone 12: Illinois, but excluding the cities of Chicago and National Stock Yards.

Zone 13: Indiana, but excluding the city of Indianapolis.

Zone 14: Kentucky.

Zone 15: Ohio and Michigan.

Zone 16: New York, the following counties of New York; Niagara, Erie, Chautauqua and Cattaraugus. Pennsylvania—all that portion of Pennsylvania west of and including the counties of Warren, Forest, Clarion, Armstrong, Westmoreland, and Fayette. West Virginia—all that portion of West Virginia west of and including the counties of Hancock, Brooke, Ohio, Marshall, Wetzel, Doddridge, Gilmer, Calhoun, Roane, Kanawha, Boone, Logan, and Mingo.

Zone 17: New York—all that portion of New York west of and including the counties of Oswego, Oneida, Madison, Chenango, and Broome; but excluding the counties of Niagara, Erie, Cattaraugus, and Chautauqua. Pennsylvania—the following counties of Pennsylvania: McKean, Potter, Elk, Cameron, Clinton, Jefferson, Clearfield, Centre, Indiana, Cambria, Blair, Huntingdon, Somerset, Bedford, and Fulton. Maryland—the following counties of Maryland; Garrett and Allegany. West Virginia—all that portion of West Virginia east of and including the counties of Monongalia, Marion, Harrison, Lewis, Braxton, Clay, Nicholas, Fayette, Raleigh, Wyoming, and McDowell.

Zone 18: Virginia—all that portion of Virginia west of and including the counties of Highland, Bath, Alleghany, Craig, Montgomery, Floyd, and Carroll. Tennessee—all that portion of Tennessee east of and including the counties of Claiborne, Union, Anderson, Morgan, Cumberland, Bledsoe, Van Buren, Sequatchie, and Hamilton. North Carolina—all that portion of North Carolina west and southwest of and including the counties of Alleghany, Wilkes, Alexander, Caldwell, Burke, and Cleveland.

Zone 19: Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New Jersey, Delaware, and the District of Columbia. New York—all that portion of New York east of and including the counties of St. Lawrence, Jefferson, Lewis, and Herkimer, and east and southeast of and including the counties of Otsego, Delaware, Sullivan, Orange, Rockland, Westchester, New York, Bronx, Kings, and Richmond. Pennsylvania—all that portion of Pennsylvania east of and including the counties of Tioga, Lycoming, Union, Mifflin, Juniata, Perry, and Franklin. Maryland—all that portion of Maryland east and southeast of and including the counties of Washington, Frederick, Montgomery, Prince Georges, Charles, and St. Marys.

Zone 20: Virginia—all that portion of Virginia east of and including the counties of Frederick, Shenandoah, Rockingham, Augusta, Rockbridge, Botetourt, Roanoke, Franklin, and Patrick.

Zone 21: Tennessee—all that portion of Tennessee west of and including the counties of Campbell, Scott, Fentress, Overton, Putnam, White, Warren, Grundy, and Marion.

Zone 22: Mississippi—all that portion of Mississippi north of and including the counties of Lowndes, Oktibbeha, Choctaw, Attala, Madison, Yazoo, and Issaquena. Alabama—all that portion of Alabama north and west of and including the counties of Jackson, Madison, Morgan, Cullman, Walker, Fayette, and Lamar.

Zone 23: Louisiana—all that portion of Louisiana east of and including the parishes of West Feliciana, Pointe Coupee, Iberville, Assumption, and Saint Mary. Mississippi—all that portion of Mississippi south of and including the counties of Noxubee, Winston, Leake, Scott, Rankin, Hinds, and Warren. Alabama—all that portion of Alabama south of and including the counties of De Kalb, Marshall, Blount, Jefferson, Tuscaloosa, and Pickens. South Carolina—all that portion of South Carolina west and northwest of and including the counties of Cherokee, Union, Newberry, Saluda, and Edgefield. Florida—all that portion of Florida west of and including the counties of Leon and Wakulla.

Zone 24: North Carolina—all that portion of North Carolina east and southeast of and including the counties of Surry, Yadkin, Iredell, Catawba, Lincoln, and Gaston. South Carolina—all that portion of South Carolina east of and including the counties of York, Chester, Fairfield, Richland, Lexington, Aiken, Barnwell, Allendale, Hampton, Jasper, and Beaufort. Georgia—all that portion of Georgia east of and including the counties of Richmond, Jefferson, Emanuel, Treutlen, Wheeler, Telfair, Coffee, Berrien, Cook, and Brooks. Florida, but excluding the counties west, southwest and northwest of Jefferson county.

Chicago Zone: City of Chicago, Ill.

Texas Market Zone: The following cities in Texas: Houston, Ft. Worth, Dallas, El Paso, San Antonio.

Indianapolis Zone: City of Indianapolis, Indiana.

St. Paul, Kansas City, Omaha, Sioux City; St. Joseph Zone: City of St. Paul, Minn.; City of Kansas City, Kansas; Cities of Kansas City and St. Joseph, Mo.; City of Sioux City, Iowa, and City of Omaha, Nebraska.

Wisconsin Market Zone: The following cities in Wisconsin: Milwaukee and Cudahy.

National Stock Yards: National Stock Yards, Ill.

St. Louis Zone: St. Louis, Mo.

Sioux Falls Zone: City of Sioux Falls, So. Dakota.

Spokane Zone: City of Spokane, Wash.

"City" means the area within the corporate limits of a municipal corporation, and the zone adjacent to and commercially a part of such municipal corporation.

2. The following ranges of live cattle prices for each of the zones listed in paragraph 1 are in line with the ranges of prices established at Chicago, Illinois by the Economic Stabilization Director:

	Zone 1		Zone 2		Zone 3		Zone 4	
	Max.	Min.	Max.	Min.	Max.	Min.	Max.	Min.
Choice	$16.75	$15.75	$16.50	$15.50	$16.00	$15.00	$15.60	$14.60
Good	15.95	14.95	15.70	14.70	15.25	14.25	14.85	13.85
Commercial	13.70	12.20	13.45	11.95	13.00	11.50	12.60	11.10
Utility	11.65	10.15	11.40	9.90	11.00	9.50	10.60	9.10
Canners and cutters	8.80	7.30	8.55	7.05	8.25	6.75	7.85	6.35
Bologna bulls	10.15	8.65	9.90	8.40	9.50	8.00	9.10	7.60

	Zone 5		Zone 6		Zone 7		Zone 8	
	Max.	Min.	Max.	Min.	Max.	Min.	Max.	Min.
Choice	$15.40	$14.40	$15.40	$14.40	$15.25	$14.25	$15.60	$14.60
Good	14.65	13.65	14.65	13.65	14.50	13.50	14.85	13.85
Commercial	12.40	10.80	12.40	10.90	12.25	10.75	12.60	11.10
Utility	10.40	8.80	10.40	8.90	10.25	8.75	10.60	9.10
Canners and cutters	7.65	6.05	7.65	6.15	7.50	6.00	7.85	6.35
Bologna bulls	8.90	7.30	8.90	7.40	8.75	7.25	9.10	7.60

	Zone 9		Zone 10		Zone 11		Zone 12	
	Max.	Min.	Max.	Min.	Max.	Min.	Max.	Min.
Choice	$15.60	$14.60	$16.00	$15.00	$15.80	$14.80	$15.85	$14.85
Good	14.85	13.85	15.25	14.25	15.05	14.05	15.10	14.10
Commercial	12.60	11.10	13.00	11.50	12.80	11.80	12.85	11.65
Utility	10.60	9.10	10.75	9.25	10.80	9.80	10.85	9.65
Canners and cutters	7.85	6.35	8.00	6.50	8.05	7.05	8.10	6.90
Bologna bulls	9.10	7.60	9.25	7.75	9.30	8.30	9.35	8.15

	Zone 13		Zone 14		Zone 15		Zone 16	
	Max.	Min.	Max.	Min.	Max.	Min.	Max.	Min.
Choice	$15.95	$14.95	$16.15	$15.15	$16.30	$15.30	$16.40	$15.40
Good	15.20	14.20	15.40	14.40	15.55	14.55	15.65	14.65
Commercial	12.95	11.95	13.10	11.85	13.30	12.30	13.40	12.40
Utility	10.95	9.95	11.10	9.85	11.25	10.25	11.25	10.25
Canners and cutters	8.20	7.20	8.35	7.10	8.45	7.45	8.45	7.45
Bologna bulls	9.45	8.45	9.60	8.35	9.75	8.75	9.75	8.75

	Zone 17		Zone 18		Zone 19		Zone 20	
	Max.	Min.	Max.	Min.	Max.	Min.	Max.	Min.
Choice	$16.45	$15.45	$16.45	$15.45	$16.60	$15.60	$16.60	$15.60
Good	15.70	14.70	15.70	14.70	15.80	14.80	15.80	14.80
Commercial	13.45	12.45	13.45	12.20	13.55	12.55	13.55	12.30
Utility	11.40	10.40	11.00	9.75	11.55	10.55	11.25	10.00
Canners and cutters	8.60	7.60	8.25	7.00	8.70	7.70	8.40	7.15
Bologna bulls	9.90	8.90	9.50	8.25	10.05	9.05	9.75	8.50

	Zone 21		Zone 22		Zone 23		Zone 24	
	Max.	Min.	Max.	Min.	Max.	Min.	Max	Min.
Choice	$16.15	$15.15	$16.30	$15.30	$16.45	$15.45	$16.60	$15.60
Good	15.40	14.40	15.55	14.55	15.65	14.55	15.80	14.80
Commercial	13.10	11.60	13.25	11.75	13.35	11.85	13.50	12.00
Utility	10.85	9.35	10.95	9.45	11.05	9.55	11.20	9.75
Canners and cutters	8.10	6.60	8.20	6.70	8.30	6.80	8.45	6.95
Bologna bulls	9.40	7.90	9.50	8.00	9.60	8.10	9.75	8.25

	Chicago		Houston, Dallas, Ft. Worth, El Paso, San Antonio		Indianapolis		St. Paul, Kansas City, Omaha, Sioux City, St. Joseph	
	Max.	Min.	Max.	Min.	Max.	Min.	Max.	Min.
Choice	$16.00	$15.00	$15.35	$14.35	$16.05	$15.05	$15.60	$14.60
Good	15.25	14.25	14.60	13.60	15.30	14.30	14.85	13.85
Commercial	13.00	12.00	12.35	10.85	13.05	12.05	12.60	11.10
Utility	11.00	10.00	10.35	8.85	11.05	10.05	10.60	9.10
Canners and cutters	8.25	7.25	7.60	6.10	8.30	7.30	7.85	6.35
Bologna bulls	9.50	8.50	8.85	7.35	9.55	8.55	9.10	7.60

	Milwaukee, Cudahy		Nat'l Stock Yds. St. Louis		Sioux Falls		Spokane	
	Max.	Min.	Max.	Min.	Max.	Min.	Max.	Min.
Choice	$15.90	$14.90	$15.90	$14.90	$15.55	$14.55	$16.60	$15.60
Good	15.15	14.15	15.15	14.15	14.80	13.80	15.80	14.80
Commercial	12.90	11.90	12.90	11.65	12.55	11.05	13.55	12.05
Utility	10.90	9.90	10.90	9.65	10.55	9.05	11.50	10.00
Canners and cutters	8.15	7.15	8.15	6.90	7.80	6.30	8.65	7.15
Bologna bulls	9.40	8.40	9.40	8.15	9.05	7.55	10.00	8.50

The foregoing ranges of live cattle prices apply at each slaughtering plant located within the applicable zone and include expenditures for freight, feeding and bedding but exclude any payments or allowances for brokerage, commissions or yardage.

3. The standard dressed carcass yields (conversion factors for determining the dressed weight equivalents of live weights), which shall be applicable throughout the United States for purposes of determining compliance with the provisions of paragraph 3 of the Economic Stabilization Director's Directive of October 26, 1943 and all regulations and amendments issued in accordance with paragraphs 3 and 6 of such directive by the Defense Supplies Corporation are:

Grade:	*Dressed carcass yield (Percent)*
Choice	61
Good	58
Commercial	56
Utility	54
Canner and cutter	46
Bologna bulls	53

Issued this 18th day of December 1943.

CHESTER BOWLES,
Administrator.
Office of Price Administration.
MARVIN JONES,
Administrator,
War Food Administration.

[F. R. Doc. 43-20162; Filed, December 18, 1943; 4:08 p. m.]

[Order 6 Under MPR 170]

MOTOROYAL OIL CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 7 under Maximum Price Regulation No. 170—Anti-Freeze.

For the reasons set forth in an opinion issued simultaneously herewith, and in accordance with § 1412.13 (j) of Maximum Price Regulation No. 170, it is hereby ordered:

(a) *Definition.* As used in this order the term "Freeze-proof" refers to a petroleum base anti-freeze manufactured by the Motoroyal Oil Company at Denver, Colorado which is sold under the name "Freeze-proof" and meets the following minimum specifications:

Flash point (C. O. P.)—at least 175° F.
Aromatic hydrocarbon content (as determined by A. S. T. M. method ES-45)—not over 1.0 percent.
Dry point—not over 500° F.

(b) *Maximum prices for sales of "Freeze-proof"*—(1) *Sales by Motoroyal Oil Company to persons other than retailers*—(i) *Sales in drums.* $.625 per gallon, delivered. In the case of sales in less than carload lots, transportation costs in excess of 5 cents per gallon may be charged to the buyer's account. Any such charges shall be separately stated on an invoice which shall be furnished the buyer before payment.

(ii) *Sales in glass jugs.* $.08 per gallon may be added to the maximum prices established in subdivision (i) for sales in drums.

(2) *Sales to retailers by any person*—(i) *Sales in drums.* $.78 per gallon, delivered. In the case of sales to retailers by sellers other than Motoroyal Oil Company, transportation costs in excess of 5 cents per gallon may be charged to the buyer's account. Any such charges shall be separately stated on the invoice which shall be furnished the buyer by the seller.

(ii) *Sales in glass jugs.* $.08 per gallon may be added to the maximum prices established in subdivision (i) for sales in drums.

(3) *Sales at retail.* Sales at retail, delivered, including thorough cleaning of automobile cooling system by approved methods in accordance with manufacturer's directions and installation in automobile cooling system: $1.32 per gallon.

(c) *Containers.* No extra charge may be made for containers. The seller may, however, require the buyer to return drums, but where he does so the maximum price for the contents of any such drum as established by paragraphs (a), (b), and (c) above shall be decreased by an amount equal to the maximum price established by the applicable regulation of the Office of Price Administration for a used drum of the same kind in good condition f. o. b. buyer's plant. The same deduction shall be made in those cases where the buyer furnishes drums.

Where a seller requires the return of a drum, he may charge a reasonable deposit for the return of such drum. The deposit must be repaid to the buyer upon his return of the drum in good condition within a reasonable time. Transportation costs with respect to the return or furnishing of empty drums to the seller shall in all cases be borne by the seller.

(d) *Marking and posting*—(1) *By Motoroyal Oil Company.* Motoroyal Oil Company shall clearly and conspicuously mark on the outside of each container of "Freeze-proof" sold by it or on labels securely affixed thereto the following information:

(i) The statement, "A petroleum base anti-freeze."

(ii) The applicable maximum retail price designated as follows: "OPA Retail Ceiling Price $1.32 per gallon."

(iii) The brand name "Freeze proof."

(2) *By retailers.* Every person selling "Freeze-proof" at retail shall post the maximum price and brand in a manner plainly visible to and understandable by the purchasing public.

This order shall become effective December 16, 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 16th day of December 1943.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 43-20045; Filed, December 16, 1943; 4:48 p. m.]

Regional and District Office Orders.

[Region I Order G–16 Under 18 (c), MPR 280, 329, Amdt. 9]

Fluid Milk in Massachusetts

Amendment No. 9 to Order G–16 Under Section 18 (c) of the General Maximum Price Regulation, § 1351.807 of Maximum Price Regulation 280, and § 1351.408 of Maximum Price Regulation 329. Fluid milk in the Commonwealth of Massachusetts.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by § 1499.75 (a) (9) of Supplementary Regulation No. 15 to the General Maximum Price Regulation, as amended, by § 1351.807 of Maximum Price Regulation No. 280, as amended, and by § 1351.408 of Maximum Price Regulation No. 329, as amended, and under the authority vested in said Regional Administrator by written authorization of the Administrator pursuant to a directive of the Director of the Office of Economic Stabilization dated November 18, 1943, *It is hereby ordered*, That the title, subparagraphs (7), (9) and (11) of paragraph (a) and paragraph (c) be amended and that subparagraph (9) of paragraph (h) be added to read as set forth below:

Order G–16 under § 1499.75 (a) (9) of Supplementary Regulation 15 to the General Maximum Price Regulation § 1351.807 of Maximum Price Regulation 280 and § 1351.408 of Maximum Price Regulation 329, Fluid milk in the Commonwealth of Massachusetts.

(a) * * *

(7) Massachusetts Milk Marketing Area 5A (The city of Northampton and the towns of Amherst, Easthampton and Hadley):

Milk	Retail delivered	Retail over counter	Wholesale delivered
Quart bottles	$0.16	$0.15	$0.13
Pint bottles			.075
10-ounce bottles			.055
Half-pint bottles			.0425
8-quart cans			1.00
10-quart cans			1.25
20-quart cans			2.50

Price to producers: $4.25 per hundredweight.

(9) Massachusetts Milk Marketing Area 6A (the cities of Chicopee, Holyoke and Springfield, and the towns of Agawam, East Longmeadow, Longmeadow, Ludlow, South Hadley, West Springfield and Wilbraham):

Milk	Retail delivered	Retail over counter	Wholesale delivered
Quart bottles	$0.16	$0.15	$0.13
Pint bottles			.075
10-ounce bottles			.055
Half-pint bottles			.0425
10-quart cans			1.25
Full 40-quart cans			5.00

Price to producers: $4.25 per hundredweight.

* * * * *

(11) Massachusetts Milk Marketing Area 6C (the city of Westfield):

Milk	Retail delivered	Retail over counter	Wholesale delivered
Quart bottles	$0.155	$0.145	$0.125
Pint bottles			.0725
10-ounce bottles			.0525
Half-pint bottles			.04
10-quart cans			1.20
Full 40-quart cans			4.80

Price to producers: $4.25 per hundredweight.

* * * * *

(c) The maximum price for any sale of fluid milk subject to the General Maximum Price Regulation or to Maximum Price Regulation 280, for which no price is fixed in paragraphs (a) and (b) of this order in the localities specified therein, shall be computed by increasing the seller's maximum price as determined under these Regulations (without considering the increases permitted by Region I General Order 15 in Areas 1B, 3A, 3B, 5B, 6B, 6C, 7A, 9A and 9B on February 21, 1943, or by Region I Price Order 2 in Area 9A on November 19, 1942) by the following amounts per quart:

1½¢, Areas 1B, 3A, 3B, 4 and 9A.

1¢, Areas 5A, 5B, 6A, 6B, 6C, 7A, 9B 16B, 16C and 19.

½¢, Areas 2B, 7B, 7C, 7E, 7F, 9C, 9E, 10C, 10D, 11AB, 12, 15C, 16A (No.), 16A (So.), 17 and 18.

No increase, Areas 1C, 2A, 8, 10B, 11C, 13A, 13B, 14A, 14B, 15A and 15B.

(h) * * * (9) Amendment No. 9 shall become effective at 12:01 a. m. on December 6, 1943.

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

Issued: December 4, 1943.

K. B. Backman,
Regional Administrator.

[F. R. Doc. 43–20047; Filed, December 16, 1943; 4:51 p. m.]

[Region I Order G–21 Under 18 (c), MPR 280, 329, Amdt. 6]

Fluid Milk in Maine

Amendment No. 6 to Order G–21 under section 18 (c) of the General Maximum Price Regulation § 1351.807 of Maximum Price Regulation 280, and § 1351.408 of Maximum Price Regulation 329. Fluid milk in the State of Maine.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by § 1499.75 (a) (9) of Supplementary Regulation 15 to the General Maximum Price Regulation, as amended, by § 1351.807 of Maximum Price Regulation No. 280, as amended, and by § 1351.408 of Maximum Price Regulation No. 329, as amended, *It is hereby ordered*, That the title, the subdivisions designated as *Zone 12* in paragraph (a) (1) and the subdivisions designated as Lincoln County, Hancock County, Penobscot County and Piscataquis County in paragraph (a) (2) be amended and that subparagraph (6) of paragraph (h) be added to read as set forth below:

Order G–21 under § 1499.75 (a) (9) of Supplementary Regulation 15 to the General Maximum Price Regulation § 1351.807 of Maximum Price Regulation 280 and § 1351.408 of Maximum Price Regulation 329. Fluid milk in the State of Maine.

(a) * * *

(1) * * *

Zone 12

Price to producers (per cwt.)	Other prices			
	Quantity	Retail	Wholesale	Dealer to dealer
$3.79 (to producers in Deer Isle and Stonington)	Qt. bottles	$0.145	$0.125	$0.115
	Pt. bottles		.075	.065
$3.61 (f. o. b. Sherman station)	10 oz. bottles		.055	.045
	8 oz. bottles		.04	.035
$3.56 (other purchases)	Bulk in cans (per qt.)		.115	

* * * * *

(2) * * *

Hancock County. Ellsworth, Zone 8; Bar Harbor, Mt. Desert, Southwest Harbor, Tremont, Zone 11; Deer Isle, Stonington, Zone 12; the remainder of Hancock County, Zone 9.

* * * * *

Lincoln County. Boothbay, Boothbay Harbor, Southport, Zone 3; Bristol, Damariscotta, New Castle, Nobleboro, Waldoboro, Zone 7; the remainder of Lincoln County, Zone 8.

* * * * *

Penobscot County. Bangor, Bradley, Brewer, Charleston, Dexter, Hampden, Milford, Old Town, Orono, Orrington, Veazie, Zone 8; Millinocket, Zone 12; the remainder of Penobscot County, Zone 9.

Piscataquis County. Brownville, Dover-Foxcroft, Greenville, Guilford, Milo, Sangerville, Zone 8; the remainder of Piscataquis County, Zone 9.

* * * * *

(h) * * *

(6) Amendment No. 6 shall become effective as of December 1, 1943, at 12:01 a. m.

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

Issued this 3d day of December 1943.

K. B. Backman,
Regional Administrator.

[F. R. Doc. 43–20058; Filed, December 16, 1943; 4:55 p. m.]

[Region I Order G–25 Under RMPR 122]

Solid Fuels in Portland, Maine, Area

Order No. G–25 under Revised Maximum Price Regulation No. 122; solid fuels

sold and delivered by dealers. Specified solid fuels—Portland, Maine, Area.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by § 1340.-260 of Revised Maximum Price Regulation No. 122 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *Maximum prices established by this order.* The maximum prices established by §§ 1340.252, 1340.254, 1340.256, 1340.257 and 1340.265 of Revised Maximum Price Regulation No. 122 for sales of specified kinds of solid fuels in the Portland, Maine, Area by dealers, and for specified services rendered by dealers in connection with the sale or handling of said specified solid fuels, are hereby modified, so that the maximum prices therefor shall be the prices hereinafter set forth. Maximum prices are established for (1) sales of various quantities of the specified solid fuels to various classes of purchasers under various conditions of delivery; and (2) charges which may be made, in addition to such maximum prices for the specified solid fuels, for specified services. The geographical applicability of this Order G–25 is explained in paragraph (h), and the terms used herein are defined in paragraph (i).

Except as otherwise specifically provided herein, the provisions of Revised Maximum Price Regulation No. 122 apply to all transactions which are the subject of this Order G–25. Specifically, but without limiting the generality of the foregoing, the prohibitions contained in § 1340.252 apply except to the extent that this Order G–25 provides uniform allowances, discounts, price differentials, service charges, and so forth.

Nothing contained in this order shall be so construed as to permit non-compliance with any statutes of the State of Maine or any rules or regulations promulgated under any such statutes, concerning sales or deliveries of solid fuels.

(b) *Price Schedule I; sales on a delivered basis.* (1) Price Schedule I sets forth maximum prices for sales of specified kinds, sizes and quantities of solid fuels on a "direct delivery" basis to consumers at any point in the Portland, Maine, Area.

Kind and size	Per net ton	½ ton	¼ ton	100 lbs.
Pennsylvania anthracite:				
Broken, egg, stove and chestnut	$16.75	$8.40	$4.25	$0.90
Pea	15.20	7.60	4.00	.85
Buckwheat	12.80	6.40	3.25	.75
Rice	11.85	5.95	3.00	.70
Yard screenings	6.00	------	------	------
Coke:				
Egg, stove and chestnut	14.65	7.35	3.75	.85
Pea	13.05	6.55	3.50	.80
Ambricoal	14.05	7.05	3.75	.85

(2) *Maximum authorized service charges, and charges for bags.* (a) The maximum prices per 100 pounds include carrying or wheeling to consumer's bin or storage space. If the consumer requests such service of him, the dealer may make the following charges for carrying or wheeling of quarter-ton and larger quantities to the consumer's bin or storage space:

	Per net ton	Per ½ ton	Per ¼ ton
(i) Carries from a "direct delivery" point which do not involve a carry up more than 7 steps:			
Single carry (100 ft. or less)	$0.50	$0.30	$0.20
Double carry (more than 100 ft.)	1.00	.60	.40
(ii) Additional charge for carries up more than 7 steps, per flight (15 steps or any fraction thereof to constitute a flight whenever there are more than 7)	.65	.35	.25

(b) If the consumer requests that fuel delivered in bags furnished by the dealer be left in the bags, the maximum charge for the bags shall be 15 cents per bag.

(c) *Price Schedule II; yard sales to consumers.* (1) Price Schedule II sets forth maximum prices for sales of specified kinds, sizes and quantities of solid fuels delivered at the yard of any dealer in the Portland, Maine, Area to consumers:

Kind and size	Per net ton	½ ton	¼ ton	100 lbs.[1]
Pennsylvania anthracite:				
Broken, egg, stove and chestnut	$16.25	$8.15	$4.10	$0.85
Pea	14.70	7.35	3.70	.80
Buckwheat	12.30	6.15	3.10	.70
Rice	11.35	5.70	2.85	.65
Yard screenings	5.50	------	------	------
Coke:				
Egg, stove and chestnut	14.15	7.10	3.55	.75
Pea	12.55	6.30	3.15	.70
Ambricoal	13.55	6.80	3.40	.75

[1] Prices are for 100 pounds bagged, but do not include the bag.

(d) *Price Schedule III; yard sales to dealers.* (1) Price Schedule III sets forth maximum prices for sales of specified kinds, sizes and quantities of solid fuels delivered at the yard of any dealer in the Portland, Maine, Area to dealers in fuels who resell them.

Kind and size	Per net ton	Per ½ ton	Per ¼ ton
Pennsylvania anthracite:			
Broken, egg, stove and chestnut	$14.50	$7.25	$3.65
Pea	12.95	6.50	3.25
Buckwheat	11.20	5.60	2.80
Rice	10.25	5.15	2.60
Yard screenings	3.75	------	------
Coke:			
Egg, stove and chestnut	12.15	6.10	3.05
Pea	10.55	5.30	2.65
Ambricoal	11.55	5.80	2.90

(e) *Terms of sale.* If payment is made by the buyer within ten (10) days after receipt of the fuel, the maximum prices established by paragraphs (b), (c) and (d) shall be reduced as follows:

	Per ton
Pennsylvania anthracite	$1.00
Coke and ambricoal	.50

which reductions are "cash discounts," except that in the case of yard sales of Pennsylvania anthracite yard screenings to dealers (paragraph (d), Price Schedule III) the "cash discount" shall be 50 cents per ton. No further discount is required for cash on delivery, and no "cash discount" is required on sales of less than a ton. If payment is not required or made at the time of delivery or (except in the case of less than ton lots) within ten (10) days thereafter, terms shall be net thirty (30) days.

(f) *Maximum authorized bagging charges.* If the buyer requests such service of him, the seller may make the following charges for bagging tons, one-half tons and one-quarter tons at the yard, in addition to the maximum prices established by paragraphs (c) and (d):

	Cents
Per ton	50
Per half-ton	25
Per quarter-ton	15

and may make a maximum charge of 15 cents per bag for bags furnished by him.

(g) *Transportation tax.* Any dealer subject to this order may collect, in addition to the specified maximum prices established herein, provided he states it separately, the amount of the transportation tax imposed by section 620 of the Revenue Act of 1942 actually paid or incurred by him, or an amount equal to the amount of such tax paid by any of his prior suppliers and separately stated and collected from the dealer by his supplier: *Provided, however,* That no part of that tax may be collected in addition to the maximum price on sales of lesser quantities than one-quarter ton.

(h) *Geographical applicability.* The maximum prices established by this order for "yard sales" shall apply to all such sales of the specified solid fuels at a yard located in the Portland, Maine, Area, regardless of the ultimate destination of the fuel. The maximum prices established by this order for sales on a delivered basis shall apply to all such sales of the specified solid fuels to purchasers who receive delivery of the fuel within the Portland, Maine, Area, regardless of whether the dealer is located within said area.

(i) *Definition.* When used in Order G–25, the term:

(1) "Portland, Maine, Area" shall include the following cities and towns in the State of Maine: Cape Elizabeth, Falmouth, Portland, Scarboro, South Portland (except any islands which may be a part of South Portland) and Westbrook.

(2) "Specified solid fuels" shall include all Pennsylvania Anthracite, Ambricoal and Coke.

(3) "Pennsylvania anthracite" means coal produced in the Lehigh, Schuylkill and Wyoming regions in the Commonwealth of Pennsylvania.

(4) "Broken", "egg", "stove", "chestnut", etc., sizes of Pennsylvania anthracite refer to the sizes of such coal prepared at the mine in accordance with standard sizing specifications adopted by the Anthracite Emergency Committee, effective December 15, 1941.

(5) "Ambricoal" means anthracite briquettes manufactured by American Briquet Company at its plant at Lykens, Pennsylvania, and marketed under that trade name.

(6) "Dealer" means any person selling solid fuel except producers or distributors making sales at or from a mine, a preparation plant operated as an adjunct of any mine, a coke oven, or a briquette plant.

(7) "Direct delivery" means dumping or chuting the fuel from the seller's truck or wagon directly into the buyer's bin or storage space; but, if that is physically impossible, the term means discharging the fuel directly from the seller's vehicle at the point where this can be done which is nearest and most accessible to the buyer's bin or storage space.

(8) "Carry" and "wheel" refer to the movement of fuel to buyer's bin or storage space by wheelbarrow, barrel, bag, sack or otherwise from the dealer's truck or wagon, or from the point of discharge therefrom, to buyer's bin or storage space.

(9) "Yard sales" shall mean deliveries made by the dealer in his customary manner at his yard.

(10) Except as otherwise specifically provided, and unless the context otherwise requires, the definitions set forth in §§ 1340.255 and 1340.266 of Revised Maximum Price Regulation No. 122 shall apply to the terms used herein.

(j) *Lower prices permitted.* Lower prices than those set forth herein may be charged, paid or offered.

(k) *Posting of maximum prices: Sales slips and receipts.* (1) Every dealer subject to this Order G–25 shall post all of the maximum prices established hereby which apply to the types of sales made by him in his place of business in a manner plainly visible to and understandable by the purchasing public, and shall keep a copy of this Order G–25 available for examination by any person during ordinary business hours. In the case of a dealer who sells directly to consumers from a truck or wagon, the posting shall be done on the truck or wagon. The prices established hereby need not by reported under § 1340.262 (c) of Revised Maximum Price Regulation No. 122.

(2) Every dealer selling solid fuel for sales of which a maximum price is set by this Order G–25 shall give to each purchaser an invoice or similar document showing (a) the date of the sale or delivery, the name and address of the dealer and of the buyer, the kind, size and quantity of the solid fuel sold, and the price charged; and (b) separately stating any special services rendered and other charges made and the amount charged therefor. This paragraph (k) (2) shall not apply to sales of quantities of less than one-quarter ton unless the dealer customarily gave such a statement on such sales.

(3) In the case of all other sales, every dealer who during December, 1941, customarily gave buyers sales slips or receipts shall continue to do so. If a buyer requests of a seller a receipt showing the name and address of the dealer, the kind, size and quantity of the solid fuel sold to him or the price charged, the dealer shall comply with the buyer's request as made by him.

(l) *Records.* Every person making a sale of solid fuel for which a maximum price is set by this order shall keep a record thereof, showing the date, the name and address of the buyer (if known), the per net ton price charged and the solid fuel sold. The solid fuel shall be identified in the manner in which it is described in this order. The record shall also separately state each service rendered and the charge made for it.

(m) *Petitions for amendment.* Any person seeking an amendment of any provision of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1, except that the petition shall be filed in the Boston Regional Office of the Office of Price Administration. No appeals from a denial in whole or in part of such petition by the Regional Administrator may be made to the Price Administrator.

(n) This order may be revoked, amended or corrected at any time.

NOTE: The reporting and record keeping provisions of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This order No. G–25 shall become effective December 22, 1943.

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

Issued this 15th day of December 1943.

GORDON K. CREIGHTON,
Acting Regional Administrator.

[F. R. Doc. 43–20060; Filed, December 16, 1943; 4:55 p. m.]

[Region I Order G–28 Under RMPR 122]

SOLID FUELS IN BANGOR, MAINE, AREA

Order No. G–28 under Revised Maximum Price Regulation 122; solid fuels sold and delivered by dealers. Specified solid fuels—Bangor, Maine, Area.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *Maximum prices established by this order.* The maximum prices established by §§ 1340.252, 1340.254, 1340.256, 1340.257 and 1340.265 of Revised Maximum Price Regulation No. 122 for sales of specified kinds of solid fuels in the Bangor, Maine Area by dealers, and for specified services rendered by dealers in connection with the sale or handling of said specified solid fuels, are hereby modified, so that the maximum prices therefor shall be the prices hereinafter set forth. Maximum prices are established for (1) sales of various quantities of the specified solid fuels to various classes of purchasers under various conditions of delivery; and (2) charges which may be made, in addition to such maximum prices for the specified solid fuels, for specified services. The geographical applicability of this order G–28 is explained in paragraph (h) and the terms used herein are defined in paragraph (i).

Except as otherwise specifically provided herein, the provisions of Revised Maximum Price Regulation No. 122 apply to all transactions which are the subject of this Order G–28. Specifically, but without limiting the generality of the foregoing, the prohibitions contained in § 1340.252 apply except to the extent that this Order G–28 provides uniform allowances, discounts, price differentials, service charges, and so forth.

Nothing contained in this order shall be so construed as to permit non-compliance with any statutes of the State of Maine or any rules or regulations promulgated under any such statutes, concerning sales or deliveries of solid fuels.

(b) *Price Schedule I; sales on a delivered basis.* (1) Price Schedule I sets forth maximum prices for sales of specified kinds, sizes and quantities of solid fuels on a "direct delivery" basis to consumers at any point in the Bangor, Maine, Area:

Kind and size	Per net ton	½ ton	¼ ton	100 lbs.
Pennsylvania anthracite:				
Broken, egg, stove and chestnut	$17.75	$9.15	$4.85	$1.00
Pea	16.20	8.35	4.45	.90
Buckwheat	14.30	7.40	3.95	.80
Rice	12.95	6.75	3.65	.75
Yard screenings	4.00	------	------	------
Coke:				
Egg, stove and chestnut	16.55	8.55	4.55	.95
Ambricoal	15.25	7.90	4.20	.90

Provided, however, That for deliveries to consumers whose bins or storage facilities are located in the towns of Carmel, Corinth, Dixmont, Etna, Exeter, Levant, Newburgh, Stetson and Winterport the maximum prices shall be the foregoing prices plus 25 cents per net ton for deliveries of one ton or more, and plus 15 cents per half-ton for half-ton deliveries.

(2) *Discounts to certain classes of purchasers.* The foregoing per net ton prices shall be reduced as follows:

(a) By 25 cents per ton on all sales to religious or charitable institutions.

(b) By 50 cents per ton on all sales to restaurants or food processing establishments.

(3) *Terms of sale.* If payment is made by the buyer within ten days after receipt of the fuel, the maximum prices set forth above (including the per net ton prices as reduced by any discounts required by subparagraph (2) of this paragraph (b)) shall (except in the case of Pennsylvania Anthracite Yard Screenings) be reduced by $1.00 per ton, or by 50 cents per half-ton, or by 25 cents per quarter-ton, which reductions are "cash discounts". No further discount is required for cash on delivery, and no "cash discount" is required on sales of less than a quarter-ton or on sales of any quantity of yard screenings. If payment is not required or made at the time of delivery or (except in the case of less than quarter-ton lots and the case of yard screenings) within ten days thereafter, terms shall be net 30 days.

(4) *Maximum authorized service and deposit charges.* (a) The maximum prices per 100 pounds include carrying or wheeling to buyer's bin or storage space. If the buyer requests such service of him, the dealer may make the following charges for any carry or wheel of quarter-ton and larger quantities from a "direct delivery" point to the buyer's bin or storage space:

	Per net ton	Per ½ ton	Per ¼ ton
	Cents	*Cents*	*Cents*
For any carry or wheel which does not involve a carry up more than one flight of stairs	50	25	15
For each flight up after the first	25	15	10

(b) If the buyer requests that fuel delivered in burlap bags furnished by the dealer be left in the bags, the maximum amount which may be required by the dealer as a deposit on, or as predetermined liquidated damages for failure to return, the bags shall be 25 cents per bag.

(c) *Price Schedule II; yard sales to consumers.* (1) Price Schedule II sets forth maximum prices for sales of specified kinds, sizes and quantities of solid fuels delivered at the yard of any dealer in the Bangor, Maine, Area to consumers.

Kind and size	Per net ton	½ ton	¼ ton	100 lbs.[1]
Pennsylvania anthracite:				
Broken, egg, stove and chestnut	$17.25	$8.65	$4.35	$0.90
Pea	15.70	7.85	3.95	.80
Buckwheat	13.80	6.90	3.45	.70
Rice	12.45	6.25	3.15	.65
Yard screenings	3.50	------	------	------
Coke:				
Egg, stove and chestnut	16.05	8.05	4.05	.85
Ambricoal	14.75	7.40	3.70	.80

[1] Prices are for 100 pounds bagged, but do not include the bag.

(2) *Discounts and terms of sale.* The provisions of subparagraphs (2) and (3) of paragraph (b) of this Order G–28 shall be applicable to the foregoing maximum prices for yard sales to consumers.

(d) *Price Schedule III; yard sales to dealers.* (1) Price Schedule III sets forth maximum prices for sales of specified kinds, sizes and quantities of solid fuels delivered at the yard of any dealer in the Bangor, Maine, Area to dealers in fuels who resell them.

Kind and size	Per net ton	Per ½ ton	Per ¼ ton
Pennsylvania anthracite:			
Broken, egg, stove and chestnut	$14.90	$7.45	$3.75
Pea	13.35	6.70	3.35
Buckwheat	11.45	5.75	2.90
Rice	10.10	5.05	2.55
Yard screenings	3.25	------	------
Coke:			
Egg, stove and chestnut	13.70	6.85	3.45
Ambricoal	12.40	6.20	3.10

(2) *Terms of sale.* Terms of sale may be net cash, but no additional charge shall be made for the extension of credit terms of net 30 days or net 10 days E. O. M.

(e) *Maximum authorized bagging charges.* (1) If the buyer requests such service of him, the seller may make the following charges for bagging tons, one-half tons, and one-quarter tons at the yard, in addition to the maximum prices established by paragraphs (c) and (d):

	Cents
Per ton	50
Per half-ton	25
Per quarter-ton	15

(2) The maximum amount which may be required by the seller as a deposit on, or as pre-determined liquidated damages for failure to return, burlap bags furnished by the seller shall be 25 cents per bag.

(f) *Transportation tax.* Any dealer subject to this order may collect, in addition to the specified maximum prices established herein, provided he states it separately, the amount of the transportation tax imposed by section 620 of the Revenue Act of 1942 actually paid or incurred by him, or an amount equal to the amount of such tax paid by any of his prior suppliers and separately stated and collected from the dealer by his supplier: *Provided, however,* That no part of that tax may be collected in addition to the maximum price on sales of lesser quantities than one-quarter ton.

(g) *Geographical applicability.* The maximum prices established by this order for "yard sales" shall apply to all such sales of the specified solid fuels at a yard located in the Bangor, Maine, Area, regardless of the ultimate destination of the fuel. The maximum prices established by this order for sales on a delivered basis shall apply to all such sales of the specified solid fuels to purchasers who receive delivery of the fuel within the Bangor, Maine, Area, regardless of whether the dealer is located within said area.

(h) *Definitions.* When used in Order G–28, the term:

(1) "Bangor, Maine, Area" shall include the following cities and towns in the State of Maine: Bangor, Brewer, Carmel, Clifton, Corinna, Corinth, Dixmont, Eddington, Etna, Exeter, Hampden, Hermon, Holden, Levant, Newburgh, Newport, Orrington, Plymouth, Stetson, Veazie and Winterport.

(2) "Specified solid fuels" shall include all Pennsylvania anthracite, ambricoal and coke.

(3) "Pennsylvania anthracite" means coal produced in the Lehigh, Schuylkill and Wyoming regions in the Commonwealth of Pennsylvania.

(4) "Broken", "egg", "stove", "chestnut", etc., sizes of Pennsylvania anthracite refer to the sizes of such coal prepared at the mine in accordance with standard sizing specifications adopted by the Anthracite Emergency Committee, effective December 15, 1941.

(5) "Ambricoal" means anthracite briquettes manufactured by American Briquet Company at its plant at Lykens, Pennsylvania, and marketed under that trade name.

(6) "Dealer" means any person selling solid fuel except producers or distributors making sales at or from a mine, a preparation plant operated as an adjunct of any mine, a coke oven, or a briquette plant.

(7) "Direct delivery" means dumping or chuting the fuel from the seller's truck or wagon directly into the buyer's bin or storage space; but, if that is physically impossible, the term means discharging the fuel directly from the seller's vehicle at the point where this can be done which is nearest and most accessible to the buyer's bin or storage space.

(8) "Carry" and "wheel" refer to the movement of fuel to buyer's bin or storage space by wheelbarrow, barrel, bag, sack or otherwise from the dealer's truck or wagon, or from the point of discharge therefrom, to buyer's bin or storage space.

(9) "Yard sales" shall mean deliveries made by the dealer in his customary manner at his yard.

(10) Except as otherwise specifically provided, and unless the context otherwise requires, the definitions set forth in §§ 1340.255 and 1340.266 of Revised Maximum Price Regulation No. 122 shall apply to the terms used herein.

(i) *Lower prices permitted.* Lower prices than those set forth herein may be charged, paid or offered.

(j) *Posting of maximum prices: Sales slips and receipts.* (1) Every dealer subject to this Order G–28 shall post all of the maximum prices established hereby which apply to the types of sales made by him in his place of business in a manner plainly visible to and understandable by the purchasing public, and shall keep a copy of this Order G–28 available for examination by any person during ordinary business hours. In the case of a dealer who sells directly to consumers from a truck or wagon, the posting shall be done on the truck or wagon. The prices established hereby need not be reported under § 1340.262 (c) of Revised Maximum Price Regulation No. 122.

(2) Every dealer selling solid fuel for sales of which a maximum price is set by this Order G–28 shall give to each purchaser an invoice or similar document showing (a) the date of the sale or delivery, the name and address of the dealer and of the buyer, the kind, size and quantity of the solid fuel sold, and the price charged; and (b) separately stating any special services rendered and other charges made and the amount charged therefor. This paragraph (j) (2) shall not apply to sales of quantities of less than one-quarter ton unless the dealer customarily gave such a statement on such sales.

(3) In the case of all other sales, every dealer who during December, 1941, customarily gave buyers sales slips or receipts shall continue to do so. If a buyer requests of a seller a receipt showing the name and address of the dealer, the kind, size and quantity of the solid fuel sold to him or the price charged, the dealer shall comply with the buyer's request as made by him.

(k) *Records.* Every person making a sale of solid fuel for which a maximum price is set by this order shall keep a record thereof, showing the date, the name and address of the buyer (if known), the per net ton price charged and the solid fuel sold. The solid fuel shall be identified in the manner in which it is described in this order. The record shall also separately state each service rendered and the charge made for it.

(l) *Petitions for amendment.* Any person seeking an amendment of any provision of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1, except that the petition shall be filed in the Boston Regional Office of the Office of Price Administration. No appeals from a denial in whole or in part of such petition by the Regional Administrator may be made to the Price Administrator.

(m) This order may be revoked, amended or corrected at any time.

NOTE: The reporting and record keeping provisions of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This Order No. G–28 shall become effective December 22, 1943.

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

Issued this 15th day of December 1943.

GORDON K. CREIGHTON,
Acting Regional Administrator.

[F. R. Doc. 43–20061; Filed, December 16, 1943; 4:53 p. m.]

[Region II Rev. Order G–10 Under 18 (c), Amdt. 1]

SALES OF HARDWOOD CORDWOOD IN DESIGNATED AREAS IN PENNSYLVANIA

Amendment No. 1 to Revised Order No. G–10 under § 1499.18 (c) of the General Maximum Price Regulation.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.18 (c) of the General Maximum Price Regulation, Order No. G–10 is amended in the following respects:

1. Paragraph (g) is amended by revoking subparagraphs (3), (4), (5), and (6) and substituting therefor new subparagraphs to read as follows:

(3) "Cord" means a standard cord of 128 cubic feet of compactly piled firewood.

(4) "½ cord" means 64 cubic feet of compactly piled firewood.

(5) "¼ cord" means 32 cubic feet of compactly piled firewood.

2. Paragraph (g) is further amended by redesignating subparagraph (7) as subparagraph (6), subparagraph (8) as subparagraph (7), subparagraph (9) as subparagraph (8), subparagraph (10) as subparagraph (9), and subparagraph (11) as subparagraph (10).

Issued and effective this 9th day of December 1943.

DANIEL P. WOOLLEY,
Regional Administrator.

[F. R. Doc. 43–20048; Filed, December 16, 1943; 4:50 p. m.]

[Region II Order G–13 Under MPR 165]

LAUNDRY SERVICES IN NEW HARTFORD, N. Y.

Order No. G–13 under § 1499.114 (d) of Maximum Price Regulation No. 165, as amended. Services. Adjustment of laundry service prices in New Hartford, New York.

An application for permission to increase its present maximum prices for all its laundry and related services, as established under Maximum Price Regulation No. 165, as amended—Services, has been filed with the New York Regional Office of the Office of Price Administration by McPherson's Laundry, Inc., which supplies substantially all of such services in New Hartford, New York. After due consideration of the application and other available information, it has been decided that the requested price adjustment should be granted in part and denied in part, for the reasons set forth in the opinion issued simultaneously herewith.

Accordingly, pursuant to the Emergency Price Control Act of 1942, as amended, and § 1499.114 (d) of Maximum Price Regulation No. 165, as amended—Services, *It is hereby ordered:*

(a) The application of McPherson's Laundry, Inc., New Hartford, New York, is granted to the extent that it is permitted to increase by 11% its present legal maximum prices for all its laundry and related services, including commercial services, in the manner hereinafter, in paragraph (c) of this order provided.

(b) The applicant is permitted to add to its present legal maximum prices to its agent-drivers the percentage price increase herein granted to it. Agent-drivers whose laundry services are supplied by the applicant are permitted to add to their retail prices for such services the percentage increase herein granted to their supplier, in the manner provided by paragraph (c) of this order.

(c) The percentage increase permitted to the applicant and to its agent-drivers by this order shall be applied only to the total amount of the bill rendered to each customer for any service afforded (as it would be computed under existing lawful maximum prices). Such increase may not be applied to individual items of service. Existing price lists shall not be altered. If the increased price so arrived at includes a fraction of a cent less than one-half, the price that may be charged shall be reduced to the next lower cent. If, however, the increased price includes a fraction equal to or more than one-half cent, the seller shall be permitted to charge the next higher cent.

(d) The applicant shall give notification of such price increase as follows: (1) Furnish each customer within 15 days after the effective date of this order with a statement describing its services, and specifying its lawful ceiling prices, and the percentage increase permitted it by the order; (2) file a copy of the same statement with the appropriate District Office of the Office of Price Administration within 15 days after the effective date of this order, together with a statement signed by a responsible official of the laundry establishment certifying that the applicant has complied with section (1) above; (3) inscribe on each bill rendered the statement: "OPA permitted increase to maintain supply: $------" and (4) give all new customers as acquired the same notification as hereinabove for existing customers.

(e) In addition, the appliçant shall immediately advise its agent-drivers of the amount of permitted price increase which the latter may add to their total bills under the provisions of paragraph (c) of the order, and of the manner in which such permitted increase shall be computed.

(f) Customary allowances, discounts, or other price differentials may not be changed by either the applicant or its agent-drivers unless such change results in prices lower than the prices permitted by this order, after applying the supplier's customary allowances, discounts, or other price differentials; and they shall maintain all of their legal current pricing and other business practices.

(g) The applicant shall keep this order and attached opinion in its establishment, together with the statement required by § 1499.103, and make them available for inspection by any person during business hours.

(h) Except as expressly provided by this order, the applicant and its agent-drivers shall remain in all respects subject to all the provisions of Maximum Price Regulation No. 165, as amended—Services.

(i) This order may be revoked or amended by the Regional Administrator or the Price Administrator through the issuance at any time hereafter of any order or price regulation, or amendment or supplement thereto.

(j) Any relief requested by the applicant not expressly granted herein is denied. To the extent that the application has been denied, the applicant may, within fifteen (15) days after the date on which this order was issued, request the Price Administrator to review such order of denial in the manner provided by Revised Procedural Regulation No. 1.

This order shall become effective December 9, 1943.

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

Issued December 7, 1943.

DANIEL P. WOOLLEY,
Regional Administrator.

[F. R. Doc. 43–20054; Filed, December 16, 1943; 4:55 p. m.]

[Region II Rev. Order G–14 Under 18 (c), Amdt. 1]

FIREWOOD IN BUFFALO DISTRICT, N. Y.

Amendment No. 1 to Revised Order No. G–14 under § 1499.18 (c) of the General Maximum Price Regulation.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.18 (c) of the General Maximum Price Regulation, Revised Order No. G–14 is amended in the following respects:

1. Paragraph (d) is amended to read as follows:

(d) * * * No person shall evade any of the maximum prices established herein, directly or indirectly, whether by commission, service, transportation or other charge; by tying agreement or other trade understanding, or in any other way. However, prices lower than these maximum prices may be charged and paid.

If a seller makes a sale in quantities smaller than those specified in this order, at a price substantially equal to or greater than the price established in this order for a designated quantity of firewood, he shall be in violation of this order. No seller shall break up a purchase order in an effort to obtain a higher price.

2. Paragraph (g) is amended by revoking subparagraphs (4), (5), and (6) and substituting therefor a new paragraph (4), to read as follows:

(4) "Cord" means a standard cord of 128 cubic feet of compactly piled firewood.

3. Paragraph (g) is further amended by incorporating new subparagraphs designated (5) and (6), to read as follows:

(5) "½ cord" means 64 cubic feet of compactly piled firewood.

(6) "¼ cord" means 32 cubic feet of compactly piled firewood.

4. Appendix A, Schedule V is amended to substitute for the price $14.65, designated as Consumer's Price at Dealer's Yard for ½ cord in lengths 24" up to 48", a corrected price of $14.15.

5. Appendix A is further amended to have the legend next to the first footnote asterisk read as follows:

⅛ Cord of wood of lengths up to and including 24" shall be $4.25 delivered to consumer's premises.

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

Issued and effective this 7th day of December 1943.

DANIEL P. WOOLLEY,
Regional Administrator.

[F. R. Doc. 43–20055; Filed, December 16, 1943; 4:53 p. m.]

[Region II Order G–15 Under 18 (c), Amdt. 2]

FIREWOOD IN NEW JERSEY

Amendment No. 2 to Order No. G–15 under § 1499.18 (c) of the General Maximum Price Regulation.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.18 (c) of the General Maximum Price Regulation, Order No. G–15 is amended in the following respects:

1. Paragraph (c) is amended to read as follows:

(c) No seller may require as a condition of any sale or delivery of firewood that the purchaser use the services of such seller in stacking firewood on the premises of the purchaser or at some other designated place.

The seller may not charge for any service for which a charge is not specifically authorized by this order, and may not add to the maximum prices above established any charge which is not expressly permitted in this order.

No person shall evade any of the maximum prices established herein, directly or indirectly, whether by commission, service, transportation or other charge; by tying agreement or other trade understanding, or in any other way. However, prices lower than these maximum prices may be charged and paid.

If a seller makes a sale in quantities smaller than those specified in this order, at a price substantially equal to or greater than the price established in this order for a designated quantity of firewood, he shall be in violation of this order. No seller shall break up a purchase order in an effort to obtain a higher price.

2. Paragraph (e) is amended by revoking subparagraphs 6, 7, 8, and 9 and substituting therefor new subparagraphs to read as follows:

(6) "Cord" means a standard cord of 128 cubic feet of compactly piled firewood.

(7) "½ cord" means 64 cubic feet of compactly piled firewood.

(8) "¼ cord" means 32 cubic feet of compactly piled firewood.

(9) "⅛ cord" means 16 cubic feet of compactly piled firewood.

Issued and effective this 9th day of December 1943.

DANIEL P. WOOLLEY,
Regional Administrator.

[F. R. Doc. 43–20052; Filed, December 16, 1943; 4:51 p. m.]

[Region II Order G–16 Under 18 (c), Amdt. 1]

FIREWOOD IN WASHINGTON, D. C., AREA

Amendment No. 1 to Order No. G–16 under § 1499.18 (c) of the General Maximum Price Regulation.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.18 (c) of the General Maximum Price Regulation, Order No. G–16 is amended in the following respects:

1. Paragraph (f) is amended by revoking subparagraphs (5), (6), (7), and (8) and substituting therefor new subparagraphs to read as follows:

(5) "Cord" means a standard cord of 128 cubic feet of compactly piled firewood.

(6) "½ cord" means 64 cubic feet of compactly piled firewood.

(7) "¼ cord" means 32 cubic feet of compactly piled firewood.

2. Paragraph (f) is further amended by redesignating subparagraph (9) as subparagraph (8), subparagraph (10) as subparagraph (9), subparagraph (11) as subparagraph (10), and subparagraph (12) as subparagraph (11).

Issued and effective this 9th day of December 1943.

DANIEL P. WOOLLEY,
Regional Administrator.

[F. R. Doc. 43–20049; Filed, December 16, 1943; 4:50 p. m.]

[Region II Order G–17 Under 18 (c)]

FIREWOOD IN DESIGNATED COUNTIES IN MARYLAND

Order No. G–17 under § 1499.18 (c) of the General Maximum Price Regulation.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.18 (c) of the General Maximum Price Regulation, as amended, and Revised Procedural Regulation No. 1: *It is ordered:*

(a) On and after December 10, 1943, the maximum prices for the sale and delivery, in the Counties of Cecil, Kent, Queen Anne's, Talbot, Caroline, Dorchester, Wicomico, Somerset and Worcester, in the State of Maryland, of firewood of the following types, viz., hardwood - cordwood, softwood - cordwood, hardwood-slabwood, and softwood-slabwood, delivered to consumer's premises, in the units and sizes set forth in the following schedule, shall be the applicable adjusted maximum prices specified therein:

Type	Size	Adjusted maximum price per unit		
		Cord	½ cord	¼ cord
Hardwood-cordwood	4 ft. lengths	$14.75	$7.65	$3.95
	Lengths under 4 ft.	15.75	8.15	4.20
Softwood-cordwood	4 ft. lengths	14.25	7.40	3.80
	Lengths under 4 ft.	14.75	7.65	3.95
Hardwood-slabwood	Lengths under 4 ft.	10.00	5.25	2.75
Softwood-slabwood	Lengths under 4 ft.	8.00	4.25	2.25

(b) The seller may not charge for any service rendered in connection with the sale, delivery, or handling of firewood subject to this order.

(c) No person shall evade any of the maximum prices established herein, directly or indirectly, whether by commission, service, transportation or other charge; by tying agreement or other trade understanding, or in any other way. However, prices lower than these maximum prices may be charged and paid.

If a seller makes a sale in quantities smaller than those specified in this order, at a price substantially equal to or greater than the price established in this order for a designated quantity of firewood; he shall be in violation of this order. No seller shall break up a purchase order in an effort to obtain a higher price.

(d) The Regional Administrator or Price Administrator may amend, revoke, or rescind this order at any time.

(e) *Definitions.* When used in this order the term:

(1) "Firewood" means any wood prepared and intended for consumption as fuel.

(2) "Cordwood" means any firewood so prepared that at least 80% consists of cleft wood or merchantable body wood in the round, of desirable species.

(3) "Hardwood-cordwood" means any cordwood cut from deciduous trees.

(4) "Softwood-cordwood" means cordwood cut from other than deciduous trees.

(5) "Slabwood" means all waste firewood resulting from the sawing of logs, except sawdust and bark not adhering to the wood.

(6) "Hardwood-slabwood" means any slabwood cut from deciduous trees.

(7) "Softwood-slabwood" means slabwood cut from other than deciduous trees.

(8) "Cord" means a standard cord of 128 cubic feet of compactly piled firewood.

(9) "½ cord" means 64 cubic feet of compactly piled firewood.

(10) "¼ cord" means 32 cubic feet of compactly piled firewood.

(11) "To the consumer's premises" means delivered and deposited on or at premises designated by the purchaser or his representative.

This order shall become effective December 10, 1943.

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

Issued December 6, 1943.

DANIEL P. WOOLLEY,
Regional Administrator.

[F. R. Doc. 43-20056; Filed, December 16, 1943; 4:53 p. m.]

[Region II Order G-20 Under RMPR 122]

PENNSYLVANIA ANTHRACITE IN DESIGNATED PARTS OF NEW JERSEY

Order No. G-20 under § 1340.260 of Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers.

Pennsylvania anthracite delivered by dealers in Sussex County, the major part of Morris County and designated portions of Union County, State of New Jersey—Coal Area V.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122, it is hereby ordered:

(a) *What this order does*—(1) *Dealers' maximum prices; area covered.* If you are a dealer in "Pennsylvania anthracite", this order fixes the maximum prices which you may charge, and if you are a purchaser in the course of trade or business, this order fixes the maximum prices which you may pay, for certain sizes and quantities of "Pennsylvania anthracite" (hereinafter called simply "anthracite") delivered to or at any point in the zones comprising State of New Jersey—Coal Area V. That area consists of three zones, as follows:

ZONE 1: Zone 1 includes the following portions of Morris County: The towns of Morristown and Boonton, the boroughs of Chatham, Madison, Florham Park, Morris Plains, Mendham, Mountain Lakes and Kinnelon, and the Townships of Passaic, Chatham, Harding, Morris, East Hanover, Hanover, Mendham, Parsippany-Troy Hills, Boonton and Montville, and the following portions of Union County:

The City of Summit, the borough of New Providence and the Township of New Providence.

ZONE 2: Zone 2 includes the following portions of Morris County: The town of Dover, the boroughs of Wharton, Rockaway, Mount Arlington, Netcong and Chester, and the Townships of Rockaway, Denville, Jefferson, Mine Hill, Mount Olive, Chester, Roxbury, Washington and Randolph, and in Sussex County: the boroughs of Stanhope and Hopatcong.

ZONE 3: Zone 3 includes all of Sussex County except the boroughs of Stanhope and Hopatcong.

(2) *Schedules of prices, charges and discounts.* The applicable prices, authorized charges, and required discounts, from which you shall determine the maximum prices for designated sizes and quantities of anthracite delivered within Zone 1, 2 and 3 are set forth in Schedules I, II and III, respectively.

(3) *To what sales this order applies.* If you are a dealer in anthracite you are bound by the prices, charges and discounts, and by all other provisions of this order for all deliveries within Zones 1, 2 and 3.

You shall determine the maximum price for "direct-delivery" sales, as hereinafter defined, by reference to the appropriate schedule of this order covering the zone to which delivery is made, whether or not you are located in one of the three zones.

You shall determine your maximum price for a "yard" sale, as hereinafter defined, by reference to the appropriate schedule of this order covering the zone in which the purchaser takes physical possession or custody of the anthracite.

(b) *What this order prohibits.* Regardless of any contract or other obligations, you shall not:

(1) Sell or, in the course of trade or business, buy anthracite of the sizes and in the quantities set forth in the schedules herein, at prices higher than the maximum prices computed as set forth in paragraph (c) of this order, although you may charge, pay or offer less than maximum prices.

(2) Obtain any price higher than the applicable maximum price by:

(i) Changing the discounts authorized herein, or

(ii) Charging for any service which is not expressly requested by the buyer, or

(iii) Charging for any service for which a charge is not specifically authorized by this order, or

(iv) Charging a price for any service higher than the Schedule price for such service, or

(v) Using any tying agreement or requiring that the buyer purchase anything in addition to the fuel requested by him, except that a dealer may comply with requirements or standards with respect to deliveries which have been or may be issued by an agency of the United States Government.

(vi) Using any other device by which a higher price than the applicable maximum price is obtained, directly or indirectly.

(c) *How to compute maximum prices.* You must figure your maximum price as follows:

(1) *Use the schedule which covers your sale.* (Schedule I applies to sales on a "direct-delivery" basis, "yard sales", and "sales of bagged coal" within Zone 1. You will find Schedule I in paragraph (d). In like manner, Schedules II and III apply to similar sales in Zones 2 and 3, respectively. You will find Schedule II in paragraph (e) and Schedule III in paragraph (f).

(2) Take the dollars-and-cents figure set forth in the applicable Schedule, for the sizes and quantity you are selling.

(3) Deduct from that figure the amount of the discount which you are required to give, as specified in each schedule. Where a discount is required, you must state it separately on your invoice.

(4) If, at your purchaser's request, you actually render him a service for which this order authorizes a charge, you may add to the figure obtained as above no more than the maximum authorized service charge. You must state that charge separately on your invoice. The only authorized service charges are those provided for in the schedules.

(5) If you deliver a fraction of a net ton, even if less than one-half ton, and the applicable schedule provides a discount on the basis of one ton or one-half ton, you shall allow a proportionate discount, making your calculation to the nearest full cent. For example, if you are required to deduct 50¢ per ton for cash payment, you shall deduct 38¢ for three-quarters of a ton and 13¢ for one-quarter of a ton.

(6) If you deliver a fraction of a net ton, but not less than one-half ton, and the applicable schedule provides a service charge on the basis of one ton, you shall add no more than a proportionate

service charge, making your calculation to the nearest full cent. For example, if the transaction permits a service charge of 50¢ per ton, you shall not add more than 38¢ for performance of that service in connection with the delivery of three-quarters of a ton.

(d) *Schedule I.* Schedule I establishes specific maximum prices for certain sizes of anthracite in certain specific quantities, delivered to or at any point within Zone 1. There is a separate table of prices for "direct-delivery" sales, "yard sales", and "sales of bagged coal".

(1) SALES ON A "DIRECT-DELIVERY" BASIS

For sales of anthracite of the sizes and in the quantities specified:

Size	Per net ton	Per net ½ ton	Per 100 lbs. for sales of 100 lbs. or more but less than ½ ton
Broken, egg, stove, nut	$14.00	$7.50	$0.90
Pea	12.70	6.85	.80
Buckwheat	10.80	5.90	.70
Rice	9.95	5.50	
Barley	8.80	4.90	
Screenings	4.30	2.15	

Required discounts. You shall deduct from the prices set forth in table (1) of this schedule, on sales and deliveries of all sizes except screenings, a discount of $1.00 per net ton and 50¢ per net ½ ton, where payment is made within three days after delivery; and a discount of 50¢ per net ton and 25¢ per net ½ ton where payment is made after three days from the date of delivery and by the tenth day of the month following the date of delivery. Nothing herein requires you to sell on other than a cash basis.

In addition, you shall deduct a discount of 50¢ per net ton, on sales and deliveries of all sizes except screenings, to consumers purchasing from one dealer, for delivery at one point, a quantity of 50 tons or more, within a period of twelve months.

You shall not break up a single order in an attempt to avoid this discount.

You must grant this discount whether the purchaser has received 50 tons or more pursuant to a single purchase order, or several purchase orders, and whether there was delivery at one time or at intervals of time, the sole basis of the discount being the annual purchase of 50 tons or more for delivery at one point.

You must deduct this discount at or before the delivery of the 50th ton, and continue to grant the discount on every subsequent delivery during the same twelve-month period.

MAXIMUM AUTHORIZED SERVICE CHARGES

Special service rendered at the request of the purchaser:	*Cents per net ton*
"Carry" or "wheel" (except for sales amounting to less than ½ ton)	50
Carrying upstairs, for each floor above the ground floor (except for sales amounting to less than ½ ton). This charge shall be in addition to any charge for "carry" or "wheel"	50

(2) "YARD SALES"

For sales of anthracite of the sizes and in the quantities specified to dealers and to consumers:

Size	Per net ton, for sales of ½ ton or more		Per 100 lbs. for sales of 100 lbs. or more but less than ½ ton
	To dealers for resale	To consumers	
Broken, egg, stove, nut	$12.25	$13.00	$0.75
Pea	10.70	11.70	.65
Buckwheat	9.30	9.80	.55
Rice	8.45	8.95	
Barley	7.30	7.80	
Screenings	2.50	2.50	

Required discounts. You shall deduct from the prices set forth in table (2) of this Schedule, on sales and deliveries of all sizes except screenings in quantities of ½ ton or more, a discount of $1.00 per net ton and 50¢ per net ½ ton, where payment is made within three days after delivery; and a discount of 50¢ per net ton and 25¢ per net ½ ton where payment is made after three days from the date of delivery and by the tenth day of the month following the date of delivery. Nothing herein requires you to sell on other than a cash basis.

(3) "SALES OF BAGGED COAL"—(MAXIMUM PRICES PER BAG)

MAXIMUM PRICES PER 50 LB. PAPER BAG

Size	Delivered at dealer's yard		Delivered to retail stores	Sales to ultimate consumer
	To dealers	To consumers		
Nut	$0.37	$0.42	$0.42	$0.47
Pea	.32	.37	.37	.42

MAXIMUM PRICES PER 25 LB. PAPER BAG

Nut	$0.19	$0.21	$0.21	$0.26

MAXIMUM PRICES PER 12 LB. PAPER BAG

Size	Delivered at dealer's yard	Delivered to retail stores	Sales to ultimate consumer
Nut	$0.95	$0.105	$0.125

(e) *Schedule II.* Schedule II establishes specific maximum prices for certain sizes of anthracite, in certain specific quantities, delivered to or at any point within Zone 2. There is a separate table of prices for "direct-delivery" sales, "yard sales", and "sales of bagged coal".

(1) SALES ON A "DIRECT-DELIVERY" BASIS

For sales of anthracite of the sizes and in the quantities specified:

Size	Per net ton	Per net ½ ton	Per 100 lbs. for sales of 100 lbs. or more but less than ½ ton
Broken, egg, stove, nut	$13.75	$7.25	$0.85
Pea	12.20	6.45	.75
Buckwheat	10.05	5.40	.65
Rice	9.15	4.95	
Barley	8.00	4.35	
Screenings	3.90	1.95	

Required discounts. You shall deduct from the prices set forth in table (1) of this schedule, on sales and deliveries of all sizes except screenings, a discount of $1.00 per net ton and 50¢ per net ½ ton, where payment is made within three days after delivery; and a discount of 50¢ per net ton and 25¢ per net ½ ton where payment is made after three days from the date of delivery and by the tenth day of the month following the date of delivery. Nothing herein requires you to sell on other than a cash basis.

In addition, you shall deduct a discount of 50¢ per net ton, on sales and deliveries of all sizes except screenings, to consumers purchasing from one dealer, for delivery at one point, a quantity of 50 tons or more, within a period of twelve months.

You shall not break up a single order in an attempt to avoid this discount.

You must grant this discount whether the purchaser has received 50 tons or more pursuant to a single purchase order, or several purchase orders, and whether there was delivery at one time or at intervals of time, the sole basis of the discount being the annual purchase of 50 tons or more for delivery at one point.

You must deduct this discount at or before the delivery of the 50th ton, and continue to grant the discount on every subsequent delivery during the same twelve-month period.

MAXIMUM AUTHORIZED SERVICE CHARGES

Special service rendered at the request of the purchaser:	*Cents per net ton*
"Carry" or "wheel" (except for sales amounting to less than ½ ton)	75
Carrying upstairs, for each floor above the ground floor (except for sales amounting to less than ½ ton). This charge shall be in addition to any charge for "carry" or "wheel"	25

(2) "YARD SALES"

For sales of anthracite of the sizes and in the quantities specified to dealers and to consumers:

Size	Per net ton, for sales of ½ ton or more		Per 100 lbs. for sales of 100 lbs. or more but less than ½ ton
	To dealers for resale	To consumers	
Broken, egg, stove, nut	$12.25	$12.75	$0.75
Pea	10.70	11.20	.65
Buckwheat	8.55	9.05	.55
Rice	7.65	8.15	
Barley	6.50	7.00	
Screenings	2.50	2.50	

Required discounts. You shall deduct from the prices set forth in table (2) of this Schedule, on sales and deliveries of all sizes except screenings in quantities of ½ ton or more, a discount of $1.00 per net ton and 50¢ per net ½ ton, where payment is made within three days after delivery; and a discount of 50¢ per net ton and 25¢ per net ½ ton where payment is made after three days from the date of delivery and by the tenth day of the month following the date of delivery. Nothing herein requires you to sell on other than a cash basis.

(3) "SALES OF BAGGED COAL" (MAXIMUM PRICES PER BAG)

MAXIMUM PRICES PER 50 LB. PAPER BAG

Size	Delivered at dealer's yard		Delivered to retail stores	Sales to ultimate consumer
	To dealers	To consumers		
Nut	$0.37	$0.42	$0.42	$0.47
Pea	.32	.37	.37	.42

MAXIMUM PRICES PER 25 LB. PAPER BAG

Nut	$0.19	$0.21	$0.21	$0.26

MAXIMUM PRICES PER 12 LB. PAPER BAG

Size	Delivered at dealer's yard	Delivered to retail stores	Sales to ultimate consumer
Nut	$0.095	$0.105	$0.125

Schedule III. Schedule III establishes specific maximum prices for certain sizes of anthracite, in certain specific quantities, delivered to or at any point within Zone 3. There is a separate table of prices for "direct-delivery" sales, "yard sales", and "sales of bagged coal".

(1) SALES ON A "DIRECT-DELIVERY" BASIS

For sales of anthracite of the sizes and in the quantities specified:

Size	Per net ton	Per net ½ ton	Per 100 lbs. for sales of 100 lbs. or more but less than ½ ton
Broken, egg, stove, nut	$13.25	$7.15	$0.85
Pea	11.95	6.50	.75
Buckwheat	9.80	5.40	.65
Rice	8.70	4.85	
Barley	7.55	4.30	
Screenings	3.90	1.95	

Required discounts. You shall deduct from the prices set forth in table (1) of this schedule on sales and deliveries of all sizes except screenings, a discount of 50¢ per net ton and 25¢ per net ½ ton, where payment is made within ten days after delivery. Nothing herein requires you to sell on other than a cash basis.

In addition, you shall deduct a discount of 50¢ per net ton, on sales and deliveries of all sizes except screenings, to consumers purchasing from one dealer, for delivery at one point, a quantity of 50 tons or more, within a period of twelve months.

You shall not break up a single order in an attempt to avoid this discount.

You must grant this discount whether the purchaser has received 50 tons or more pursuant to a single purchase order, or several purchase orders, and whether there was delivery at one time or at intervals of time, the sole basis of the discount being the annual purchase of 50 tons or more for delivery at one point.

You must deduct this discount at or before the delivery of the 50th ton, and continue to grant the discount on every subsequent delivery during the same twelve-month period.

MAXIMUM AUTHORIZED SERVICE CHARGES

Special service rendered at the request of the purchaser:

"Carry" or "wheel" (except for sales amounting to less than ½ ton):
75¢ per net ton.
50¢ per net ½ ton.

Carrying upstairs, for each floor above the ground floor (except for sales amounting to less than ½ ton). This charge shall be in addition to any charge for "carry" or "wheel", 25¢ per net ton.

(2) "YARD SALES"

For sales of anthracite of the sizes and in the quantities specified to dealers and to consumers:

Size	Per net ton for sales of ½ ton or more		Per 100 lbs. for sales of 100 lbs. or more but less than ½ ton
	To dealers for resale	To consumers	
Broken, egg, stove, nut	$11.10	$12.25	$0.75
Pea	9.95	10.95	.65
Buckwheat	8.00	8.80	.55
Rice	7.00	7.70	
Barley	5.95	6.55	
Screenings	2.50	2.50	

Required discounts. You shall deduct from the prices set forth in table (2) of this schedule, on sales and deliveries of all sizes except screenings, in quantities of ½ ton or more, a discount of 50¢ per net ton and 25¢ per net ½ ton, where payment is made within ten days after delivery. Nothing herein requires you to sell on other than a cash basis.

(3) "SALES OF BAGGED COAL" (MAXIMUM PRICES PER BAG)

MAXIMUM PRICES PER 50 LB. PAPER BAG

Size	Delivered at dealer's yard		Delivered to retail stores	Sales to ultimate consumer
	To dealers	To consumers		
Nut	$0.37	$0.42	$0.42	$0.47
Pea	.32	.37	.37	.42

MAXIMUM PRICES PER 25 LB. PAPER BAG

Nut	$0.19	$0.21	$0.21	$0.26

MAXIMUM PRICES PER 12 LB. PAPER BAG

Size	Delivered at dealer's yard	Delivered to retail stores	Sales to ultimate consumer
Nut	$0.095	$0.105	$0.125

(g) *Commingling.* If you sell one size of anthracite, commingled with another size of anthracite, your maximum price for the combination shall be the maximum price established in this order for the smallest of the sizes so commingled, whether the sale be a "direct-delivery" sale, "yard sale", or "sales of bagged coal", except in the following situation. Where a purchaser requests that two or more sizes of anthracite be commingled in one delivery, then, in that event, if those sizes are separately weighed at the point of loading, or when bagged, the dealer may commingle those sizes in the truck or other vehicle, or in the bags, in which the delivery is made. The price for anthracite so commingled shall be calculated on the basis of the applicable per net ton price, or, in the case of bagged coal, on the basis of the applicable bagged price, for each size in the combination, and the invoice shall separately state the price, so determined, for the quantity of each size in the combination.

(h) *Ex parte 148; freight rate increase.* Since the Ex Parte 148 freight rate increase has been rescinded by the Interstate Commerce Commission, dealers' freight rates are the same as those of December 1941. Therefore, you may not increase any schedule price on account of freight rates.

(i) *Addition of increase in suppliers' maximum prices prohibited.* You may not increase the specific maximum prices established by this order to reflect, in whole or in part, any subsequent increase to you in your supplier's maximum price for the same fuel. The specific maximum prices already reflect increases to you in your supplier's maximum prices occurring up to the effective date of this order. If increases in your supplier's maximum prices should occur after such date, as the result of any amendment to or revision of a maximum price regulation issued by the Office of Price Administration governing sales and deliveries made by such suppliers, the Regional Administrator will, if he then deems it to be warranted, take appropriate action to amend this order to reflect such increases.

(j) *Taxes.* If you are a dealer subject to this order you may collect, in addition to the specific maximum prices established herein, provided you state it separately, the amount of the Federal tax upon the transportation of property imposed by section 620 of the Revenue Act of 1942 actually paid or incurred by you, or an amount equal to the amount of such tax paid by any of your prior suppliers and separately stated and collected from you by the supplier from whom you purchased. On sales to the United States or any agency thereof, you need not state this tax separately.

(k) *Adjustable pricing.* You may not make a price adjustable to a maximum price which will be in effect at some time after delivery of the anthracite has been completed; but the price may be adjustable to the maximum price in effect at the time of delivery.

(l) *Petitions for amendment.* Any person seeking an amendment of any provision of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1, except that the petition shall be filed with the Regional Administrator and acted upon by him.

(m) *Right of amendment or revocation.* The Regional Administrator or the Price Administrator may amend, revoke or rescind this order, or any provision thereof, at any time.

(n) *Applicability of other regulations.* If you are a dealer subject to this order, you are governed by the licensing provisions of Licensing Order 1. Licensing Order 1 provides, in brief, that a license is required of all persons making sales for which maximum prices are established.

A license is automatically granted. It is not necessary to apply for the license. The license may be suspended for violations in connection with the sale of any commodity for which maximum prices are established. If your license is suspended, you may not sell any such commodity during the period of suspension.

(o) *Records.* If you are a dealer subject to this order, you shall preserve, keep, and make available for examination by the Office of Price Administration, a record of every sale of anthracite hereunder, showing the date, the name and address of the buyer, if known, the per net ton price charged, and the solid fuel sold. The solid fuel shall be identified in the manner in which it is described in the order. The record shall also state separately each service rendered and the charge made for it.

(p) *Posting of maximum prices; sales slips and receipts.* (1) If you are a dealer subject to this order, you shall post all your maximum prices (as set forth in the applicable schedule or schedules of this order) in your place of business in a manner plainly visible to and understandable by the purchasing public.

(2) If you are a dealer subject to this order, you shall, except for a sale of less than one-half ton, give each purchaser a sales slip or receipt showing your name and address, the kind, size, and quantity of the anthracite sold to him, the date of the sale or delivery and the price charged, separately stating the amount, if any, of the required discounts which must be deducted from, and the authorized service charges and the taxes, which may be added to the specific maximum prices prescribed herein.

In the case of all other sales, you shall give each purchaser a sales slip or receipt containing the information described in the foregoing paragraph, if requested by such purchaser or if, during December 1941, you customarily gave purchasers such sales slips or receipts.

(q) *Enforcement.* (1) Persons violating any provision of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

(2) Persons who have any evidence of any violation of this order are urged to communicate with the Newark District Office of the Office of Price Administration.

(r) *Definitions and explanations.* When used in this Order No. G–20, the term:

(1) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons, or legal successor or representative 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) "Sell" includes sell, supply, dispose, barter, exchange, lease, transfer, and deliver, and contracts and offers to do any of the foregoing. The terms "sale", "selling", "sold", "seller", "buy", "purchase", and "purchaser" shall be construed accordingly.

(3) "Dealer" means any person selling anthracite of the sizes set forth in the schedule herein, and does not include a producer or distributor making sales at or from a mine, a preparation plant operated as an adjunct of any mine, or a briquette plant.

(4) "Pennsylvania anthracite" means all coal produced in the Lehigh, Schuylkill and Wyoming regions in the State of Pennsylvania.

(5) The sizes of "Pennsylvania anthracite" described as broken, egg, stove, nut, pea, buckwheat, rice, barley and screenings shall refer to the same sizes of the same fuel as were sold and delivered in the State of New Jersey—Coal Area V with such designation during December 1941.

(6) "Direct-delivery", except with respect to sales in 100 lb. lots, means delivery to the buyer's bin or storage space by dumping or chuting directly from the seller's truck or vehicle, or, where such delivery to the buyer's bin or storage space is physically impossible, by discharging at the point nearest and most accessible to the buyer's bin or storage space and at which the coal can be discharged directly from the seller's truck. "Direct delivery" in 100 lb. lots shall mean depositing in buyer's bin or other storage space designated by buyer.

(7) "Carry" and "wheel" refer to the movement of coal to buyer's bin or storage space in baskets or other containers, or by wheelbarrow or barrel, from seller's truck or vehicle, or from the point nearest and most accessible to the buyer's bin or storage space at which the coal is discharged from the seller's truck in the course of "direct delivery".

(8) "Yard sales" means sales accompanied by physical transfer to the buyer's truck or vehicle at the yard, dock, barge, car, or at a place of business of the seller other than at seller's truck or vehicle.

(9) "Delivered at dealer's yard" as applied to sales of bagged coal, means physical transfer at the dealer's yard to the purchaser's truck or other vehicle.

(10) "Delivered to retail stores" as applied to sales of bagged coal, means deposit in that part of the store designated by the purchaser.

(11) "Sales to ultimate consumer" as applied to bagged coal, means sales by dealers, other than sales at a dealer's yard, whether or not delivered to the consumer's premises.

(12) Except as otherwise provided herein, or as the context may otherwise require, the definitions set forth in §§ 1340.255 and 1340.266 of Revised Maximum Price Regulation No. 122 shall apply to terms used herein.

(s) *Effect of order on Revised Maximum Price Regulation No. 122.* This order shall supersede Revised Maximum Price Regulation No. 122, except as to any sales or deliveries of solid fuels not specifically subject to this order.

This order has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Effective date. This order shall become effective November 29, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 27th day of November 1943.

DANIEL P. WOOLLEY,
Regional Administrator.

[F. R. Doc. 43–20057; Filed, December 16, 1943; 4:54 p. m.]

[Region II Order G–24 Under RMPR 122]

PENNSYLVANIA ANTHRACITE IN DESIGNATED AREAS OF PENNSYLVANIA

Order No. G–24 under §§ 1340.260 and 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Pennsylvania anthracite delivered by dealers in Lycoming, Union, Snyder and Montour Counties, and in designated parts of Northumberland, Centre and Clinton Counties, Commonwealth of Pennsylvania—Coal Area VI.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by §§ 1340.260 and 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122, it is hereby ordered:

(a) *What this order does—(1) Dealers' maximum prices; area covered.* If you are a dealer in "Pennsylvania anthracite", this order fixes the maximum prices which you may charge, and if you are a purchaser in the course of trade or business, this order fixes the maximum prices which you may pay, for certain sizes and quantities of "Pennsylvania anthracite" (hereinafter called simply "anthracite") delivered to or at any point in Coal Area VI which comprises the following portions of the Commonwealth of Pennsylvania:

1. Lycoming County:
2. Union County:
3. Snyder County:
4. Montour County:
5. That portion of Northumberland County lying North of the Susquehanna River:
6. The Borough of Millheim and the Townships of Miles, Haines and Penn in Centre County:
7. The City of Lock Haven and the Boroughs of Flemington, Loganton, Mill Hall, and Avis, and the Townships of Allison, Greene, Crawford, Logan, Lamar, Bald Eagle, Porter, Pine Creek, Dunnstable, Woodward, Gallaher, Castanea, and Wayne in Clinton County:

(2) *Schedules of prices, charges and discounts.* The applicable prices, authorized charges, and required discounts, from which you shall determine the maximum prices for designated sizes and quantities of anthracite delivered within Coal Area VI are set forth in Schedule I hereafter.

(3) *To what sales this order applies.* If you are a dealer in anthracite you are bound by the prices, charges and discounts, and by all other provisions of this order for all deliveries within Coal Area VI whether or not you are located in Coal Area VI.

(b) *What this order prohibits.* Regardless of any contract or other obligations, you shall not:

(1) Sell or, in the course of trade or business, buy anthracite of the sizes and in the quantities set forth in the schedule herein, at prices higher than the maximum prices computed as set forth in paragraph (c) of this order, although you may charge, pay or offer less than maximum prices.

(2) Obtain any price higher than the applicable maximum price by:

(i) Changing the discounts authorized herein, or

(ii) Charging for any service which is not expressly requested by the buyer, or

(iii) Charging for any service for which a charge is not specifically authorized by this order, or

(iv) Charging a price for any service higher than the schedule price for such service, or

(v) Using any tying agreement or requiring that the buyer purchase anything in addition to the fuel requested by him, except that a dealer may comply with requirements or standards with respect to deliveries which have been or may be issued by an agency of the United States Government.

(vi) Using any other device by which a higher price than the applicable maximum price is obtained, directly or indirectly.

(c) *How to compute maximum prices.* You must figure your maximum prices as follows:

(1) Refer to Schedule I which contains a separate table of prices for "direct-delivery" sales and "yard sales" of anthracite. (You will find Schedule I in paragraph (d).

(2) Take the dollars-and-cents figure set forth in the applicable table of the schedule, for the sizes and quantity you are selling.

(3) Deduct from that figure the amount of the discount which you are required to give, as specified therein. Where a discount is required, you must state it separately on your invoice.

(4) If, at your purchaser's request, you actually render him a service for which this order authorizes a charge, you may add to the figure obtained as above no more than the maximum authorized service charge. You must state that charge separately on your invoice. The only authorized service charges are those provided for in Schedule I.

(d) *Schedule I.* Schedule I establishes specific maximum prices for certain sizes of anthracite in certain specific quantities, delivered to or at any point within Coal Area VI. There is a separate table of prices for "direct-delivery" sales and "yard sales".

(1) SALES ON A "DIRECT-DELIVERY" BASIS

For sales of anthracite of the sizes and in the quantities specified:

Size	Per net ton	Per net ½ ton	Per net ¼ ton	Per 100 lbs. for sales of 100 lbs. or more but less than ¼ ton
Broken, egg, stove, nut	$12.30	$6.40	$3.35	$0.80
Pea	10.60	5.55	2.90	.70
Buckwheat	9.10	4.80	2.55	.60
Rice	8.00	4.25	2.25	.55
Barley	6.60	3.55	------	----------
Screenings	3.50	1.75	------	----------

Required discounts. You shall deduct from the prices set forth in table (1) of this schedule, on sales and deliveries of all sizes except screenings, in quantities of one ton or more, a discount of 25¢ per net ton, where payment is made within ten days after delivery. Nothing herein requires you to sell on other than a cash basis, and you are required to give no discounts for sales and deliveries in quantities under one ton.

MAXIMUM AUTHORIZED SERVICE CHARGES

Special service rendered at the request of the purchaser:	(*Cents per net ton*)
"Carry" or "wheel" (except for sales amounting to less than one ton)	50
Carrying upstairs for each floor above the ground floor (except for sales amounting to less than one ton). This charge shall be in addition to any charge for "carry" or "wheel"	50

No such service charge may be imposed for sales and deliveries in quantities under one ton.

(2) "YARD SALES"

For sales of anthracite of the sizes and in the quantities specified:

Size	Per net ton	Per net ½ ton	Per net ¼ ton	Per 100 lbs. for sales of 100 lbs. or more but less than ¼ ton
Broken, egg, stove, nut	$11.30	$5.80	$3.10	$0.70
Pea	9.60	5.05	2.65	.60
Buckwheat	8.10	4.30	2.30	.50
Rice	7.00	3.75	2.00	.45
Barley	5.60	3.05	------	----------
Screenings	2.50	1.25	------	----------

Required discounts. You shall deduct from the prices set forth in table (2) of this schedule, on sales and deliveries of all sizes except screenings, in quantities of one ton or more, a discount of 25¢ per net ton, where payment is made within ten days after delivery. Nothing herein requires you to sell on other than a cash basis, and you are required to give no discounts for sales and deliveries in quantities under one ton.

(e) *Commingling.* If you sell one size of anthracite, commingled with another size of anthracite, your maximum price for the combination shall be the maximum price established in this order for the smallest of the sizes so commingled, whether the sale be a "direct-delivery" sale or "yard sale", except in the following situation. Where a purchaser requests that two or more sizes of anthractite be commingled in one delivery, then, in that event, if those sizes are separately weighed at the point of loading, the dealer may commingle those sizes in the truck or other vehicle in which the delivery is made. The price for anthracite so commingled shall be calculated on the basis of the applicable per net ton price for each size in the combination, and the invoice shall separately state the price, so determined, for the quantity of each size in the combination.

(f) *Ex Parte 148; freight rate increase.* Since the Ex Parte 148 freight rate increase has been rescinded by the Interstate Commerce Commission, dealers' freight rates are the same as those of December 1941. Therefore, you may not increase any Schedule price on account of freight rates.

(g) *Addition of increase in suppliers' maximum prices prohibited.* You may not increase the specific maximum prices established by this order to reflect, in whole or in part, any subsequent increase to you in your supplier's maximum price for the same fuel. The specific maximum prices already reflect increases to you in your supplier's maximum prices occurring up to the effective date of this order. If increases in your supplier's maximum prices should occur after such date, as the result of any amendment to or revision of a maximum price regulation issued by the Office of Price Administration governing sales and deliveries made by such suppliers, the Regional Administrator will, if he then deems it to be warranted, take appropriate action to amend this order to reflect such increases.

(h) *Taxes.* If you are a dealer subject to this order you may collect, in addition to the specific maximum prices established herein, provided you state it separately, the amount of the Federal tax upon the transportation of property imposed by section 620 of the Revenue Act of 1942 actually paid or incurred by you, or an amount equal to the amount of such tax paid by any of your prior suppliers and separately stated and collected from you by the supplier from whom you purchased. On sales to the United States or any agency thereof, you need not state this tax separately.

(i) *Adjustable pricing.* You may not make a price adjustable to a maximum price which will be in effect at some time after delivery of the anthracite has been completed; but the price may be adjustable to the maximum price in effect at the time of delivery.

(j) *Petitions for amendment.* Any person seeking an amendment of any provision of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1, except that the petition shall be filed with the Regional Administrator and acted upon by him.

(k) *Right of amendment or revocation.* The Regional Administrator or the Price Administrator may amend, revoke or rescind this order, or any provision thereof, at any time.

(l) *Applicability of other regulations.* If you are a dealer subject to this order, you are governed by the licensing provisions of Licensing Order 1. Licensing Order 1 provides, in brief, that a license is required of all persons making sales for which maximum prices are established. A license is automatically granted. It is not necessary to apply for the license. The license may be suspended for violations in connection with the sale of any commodity for which maximum prices are established. If your license is suspended, you may not sell any such commodity during the period of suspension.

(m) *Records.* If you are a dealer subject to this order, you shall preserve, keep, and make available for examination by the Office of Price Administration, a record of every sale of anthracite hereunder, showing the date, the name and address of the buyer, if known, the per net ton price charge, and the solid

fuel sold. The solid fuel shall be identified in the manner in which it is described in the order. The record shall also state separately each service rendered and the charge made for it.

(n) *Posting of maximum prices; sales slips and receipts.* (1) If you are a dealer subject to this order, you shall post all your maximum prices (as set forth in the applicable table and schedule of this order) in your place of business in a manner plainly visible to and understandable by the purchasing public.

(2) If you are a dealer subject to this order, you shall, except for a sale of less than one-half ton, give each purchaser a sales slip or receipt showing your name and address, the kind, size, and quantity of the anthracite sold to him, the date of the sale or delivery and the price charged, separately stating the amount, if any, of the required discounts which must be deducted from, and the authorized service charges and the taxes, which must be added to the specific maximum prices prescribed herein.

In the case of all other sales, you shall give each purchaser a sales slip or receipt containing the information described in the foregoing paragraph, if requested by such purchaser or if, during December 1941, you customarily gave purchasers such sales slips or receipts.

(o) *Enforcement.* (1) Persons violating any provision of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

(2) Persons who have any evidence of any violation of this order are urged to communicate with the Williamsport District Office of the Office of Price Administration.

(p) *Definitions and explanations.* When used in this Order No. G–24, the terms:

(1) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons, or legal successor or representative 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 or any of the foregoing.

(2) "Sell" includes sell, supply, dispose, barter, exchange, lease, transfer, and deliver, and contracts and offers to do any of the foregoing. The terms "sale", "selling", "sold", "seller", "buy", "purchase", and "purchaser" shall be construed accordingly.

(3) "Dealer" means any person selling anthracite of the sizes set forth in the schedule herein, and does not include a producer or distributor making sales at or from a mine, a preparation plant operated as an adjunct of any mine, or a briquette plant.

(4) "Pennsylvania anthracite" means all coal produced in the Lehigh, Schuylkill and Wyoming regions in the Commonwealth of Pennsylvania.

(5) The sizes of "Pennsylvania anthracite" described as broken, egg, stove, nut, pea, buckwheat, rice, barley and screenings shall refer to the same sizes of the same fuel as were sold and delivered in the Commonwealth of Pennsylvania—Coal Area VI, with such designation during December 1941.

(6) "Direct-delivery", except with respect to sales in 100 lb. lots, means delivery to the buyer's bin or storage space by dumping or chuting directly from the seller's truck or vehicle, or, where such delivery to the buyer's bin or storage space is physically impossible, by discharging at the point nearest and most accessible to the buyer's bin or storage space and at which the coal can be discharged directly from the seller's truck. "Direct delivery" in 100 lb. lots shall mean depositing in buyer's bin or other storage space designated by buyer.

(7) "Carry" and "wheel" refer to the movement of coal to buyer's bin or storage space in baskets or other containers, or by wheelbarrow or barrel, from seller's truck or vehicle, or from the point nearest and most accessible to the buyer's bin or storage space at which the coal is discharged from the seller's truck in the course of "direct delivery".

(8) "Yard sales" means sales accompanied by physical transfer to the buyer's truck or vehicle at the yard, dock, barge, car, or at a place of business of the seller other than at seller's truck or vehicle.

(9) Except as otherwise provided herein, or as the context may otherwise require, the definitions set forth in §§ 1340.255 and 1340.266 of Revised Maximum Price Regulation No. 122 shall apply to terms used herein.

(q) *Effect of order on Revised Maximum Price Regulation No. 122.* This order shall supersede Revised Maximum Price Regulation No. 122, except as to any sales or deliveries of solid fuels not specifically subject to this order.

The record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Effective date. This order shall become effective December 3, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 2d day of December 1943.

DANIEL P. WOOLLEY,
Regional Administrator.

[F. R. Doc. 43–20059; Filed, December 16, 1943; 4:54 p. m.]

[Region IV Order G–1 Under 75 (a)]

FLUID MILK IN BRADLEY COUNTY, TENN.

General Order No. G–1 under § 1499.75 (a) (9) of the General Maximum Price Regulation. Adjustment of approved fluid milk prices in Bradley County, Tennessee.

The Regional Administrator of the Office of Price Administration for Region IV has determined that a serious shortage of approved fluid milk both at wholesale and retail is threatened in Bradley County, Tennessee. The Regional Administrator has determined that this serious deficiency in the essential fluid milk supply of Bradley County, Tennessee, including the City of Cleveland, is caused by a marked disparity between the established maximum producer prices for fluid milk in Bradley County and the established maximum producer prices for fluid milk in the Chattanooga, Tennessee, market, that this serious deficiency in its essential fluid milk supply will be substantially reduced by this adjustment, that there is no feasible alternative to this price adjustment, and that said adjustment will not create or tend to create a deficiency or a need for increase in the established maximum prices in any other community and will effectuate the purposes of the Emergency Price Control Act of 1942 as amended.

Therefore, under the authority vested in the Regional Administrator by § 1499.75 (a) (9) (ii) of the General Maximum Price Regulation as amended, it is hereby ordered:

(a) *Adjusted maximum prices for approved fluid milk.* On and after November 15, 1943, the maximum prices for approved fluid milk sold and delivered to any person within Bradley County, Tennessee, at wholesale or retail in glass and paper containers of one quart or less shall be:

	Quarts		Pints		Half-pints	
	Glass	Paper	Glass	Paper	Glass	Paper
	Cts.	*Cts.*	*Cts.*	*Cts.*	*Cts.*	*Cts.*
Wholesale	12	13	7	8	4	4½
Retail out-of-store	14	15	8	9	5	5½
Retail home delivered	14	15	8	9	5	5½

⅓ Quart container sizes. Any person subject to this Order shall adjust his maximum wholesale prices for ⅓ quart container sizes as determined under § 1499.2 *General provisions* of the General Maximum Price Regulation by an amount proportionate to the increase or decrease in his ceiling price for quart container sizes as a result of the foregoing listed maximum prices.

Retail sales of approved fluid milk by hotels, restaurants, soda fountains, cafes, bars and other eating establishments for consumption on the premises. Any person included within the enumeration immediately preceding and subject to this order may use his established maximum price under the General Maximum Price Regulation or he can determine his adjusted maximum price by adding to the wholesale price paid by him 3¢ per pint, 2½¢ per ⅓ quarts, and 2¢ per half pint.

Retail sales other than (A) out-of-store sales, (B) home deliveries, and (C) retail sales by hotels, restaurants, soda fountains, cafes, bars and other eating establishments for consumption on the premises. The maximum price for retail sales other than out-of-store sales, home deliveries, and retail sales by hotels, restaurants, soda fountains, cafes, bars, and other eating establishments for consumption on the premises shall equal the listed wholesale price, subject to any applicable discounts or allowances.

(b) *Definitions.* (1) "Bradley County" means the territory lying within the established boundaries of Bradley County, Tennessee.

(c) *Applicability of the General Maximum Price Regulation and other supplementary orders of the Office of Price Administration.* Except as otherwise

provided herein, all transactions subject to this order remain subject to all the provisions of the General Maximum Price Regulation, together with all amendments, supplementary regulations and orders which have heretofore or may be hereafter issued.

Specifically, but not by way of limitation, unless the context of this Order otherwise requires, the provisions of § 1499.73a (a) (I) (vii) (b), (c), (d), (e), (f), and (g) and § 1499.73a (a) (I) (x) (Supplementary Regulation 14a to the General Maximum Price Regulation) shall be applicable and shall be considered a part of this order. Unless the context otherwise requires, all terms used herein shall be construed in accordance with the provisions of § 1499.20 of the General Maximum Price Regulation, as amended.

(d) Atlanta Regional Price Order No. 18 (c)–4, presently designated as Order G–4 under § 1499.18 (c) of the General Maximum Price Regulation, effective December 7, 1942, adjusting maximum prices for Grade A raw milk within the boundaries of Bradley County, Tennessee, is hereby revoked.

(e) This order may be revoked, amended or corrected at any time.

This order shall become effective on November 15, 1943.

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

Issued: December 6, 1943.

JAMES C. DERIEUX,
Regional Administrator.

[F. R. Doc. 43–20053; Filed, December 16, 1943; 4:55 p. m.]

[Region IV Order G–5 Under RMPR 122, Amdt. 1]

SOLID FUELS IN CHARLOTTE, N. C.

Amendment No. 1 to Order No. G–5 under § 1340.260 of Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Maximum prices for solid fuels in the city of Charlotte in the State of North Carolina.

Pursuant to the authority vested in the Regional Administrator of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122 and paragraph (g) of Order No. G–5 under § 1340.260 of Revised Maximum Price Regulation No. 122, and for the reasons set forth in an opinion accompanying this amendment, *It is hereby ordered*, That the first unnumbered subdivision of paragraph (c) (1) captioned "Pennsylvania anthracite, briquettes and coke" be amended to read as set forth below:

Pennsylvania anthracite, briquettes and coke.

Size	Per ton 2,000 lbs.	Per ½ ton 1,000 lbs.	Per ¼ ton 500 lbs.
Pa. anthracite nut	$19.20	$9.85	$5.11
Briquettes	11.50	6.00	3.18
Alabama coke	11.65	6.08	3.22

The amended maximum prices as set forth herein will remain in effect from the effective date of this amendment through May 31, 1944, unless sooner amended or revoked.

This amendment No. 1 to Order No. G–5 shall become effective November 24, 1943.

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

Issued November 26, 1943.

ALEXANDER HARRIS,
Acting Regional Administrator.

[F. R. Doc. 43–20051; Filed, December 16, 1943; 4:53 p. m.]

[Region IV Order G–10 Under RMPR 122, Amdt. 1]

SOLID FUELS IN DESIGNATED AREAS OF VIRGINIA

Amendment No. 1 to Order No. G–10 under § 1340.260 of Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Maximum prices for solid fuels in the counties of Henrico and Chesterfield in the State of Virginia and the independent city of Richmond, Virginia.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122 and paragraph (f) of Order No. G–10 under § 1340.260 of Revised Maximum Price Regulation No. 122, *It is hereby ordered*, That the fourth unnumbered subdivision of paragraph (c) (1) captioned "Pennsylvania anthracite coal", and the first unnumbered subdivision of paragraph (c) (2) captioned "Coal sold in 100 pound sacks" be amended to read as set forth below:

Pennsylvania anthracite coals.

Size	Per ton 2,000 lbs.	Per ½ ton 1,000 lbs.	Per ¼ ton 500 lbs.
Anthracite, egg, stove, nut	$16.05	$8.53	$4.77
Anthracite, pea	14.20	7.60	4.31
Anthracite, rice	12.25	6.63	3.82

(2) * * *

Coal sold in 100 pound sacks.

	Delivered price	Cash and carry at yard
Low volatile egg and stove	$0.75	$0.65
Semi-smokeless egg and stove	.60	.50
High volatile egg and stove	.60	.50
Pennsylvania anthracite (all sizes)	.94	.84

The amended maximum prices set forth herein shall remain in effect from the effective date of this Amendment 1 through May 31, 1944, unless sooner amended or revoked.

This Amendment No. 1 to Order No. G–10 shall become effective November 24, 1943.

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

Issued November 26, 1943.

ALEXANDER HARRIS,
Acting Regional Administrator.

[F. R. Doc. 43–20050; Filed, December 16, 1943; 4:53 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 1–1832, 1–1833, 1–1834, 1–1835]

FIREMAN'S FUND INSURANCE CO., ET AL.

ORDER GRANTING APPLICATIONS AND IMPOSING TERMS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 18th day of December, A. D., 1943.

In the matter of Fireman's Fund Insurance Company, File No. 1–1832; Home Fire and Marine Insurance Company of California, File No. 1–1833; Occidental Insurance Company, File No. 1–1834; and Fireman's Fund Indemnity Company, File No. 1–1835.

Fireman's Fund Insurance Company, Home Fire and Marine Insurance Company of California, Occidental Insurance Company, and Fireman's Fund Indemnity Company having filed applications, pursuant to section 12 (d) of the Securities Exchange Act of 1934 and Rule X–12D2–1 adopted thereunder, to withdraw their respective capital stocks from listing and registration on the San Francisco Stock Exchange; a hearing having been held after appropriate notice, and the Commission being duly advised and having this day issued its findings and opinion herein;

On the basis of said findings and opinion and pursuant to section 12 (d) of said act, *It is hereby ordered*, That the applications be and hereby are granted: *Provided, however*, That withdrawal shall not become effective until ten days after the date of this order.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 43–20171; Filed, December 20, 1943; 10:26 a. m.]

[File No. 812–325]

AFFILIATED FUND, INC.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 18th day of December, A. D. 1943.

Affiliated Fund, Inc., a registered, open-end, investment company having filed an application pursuant to the provisions of section 6 (c) of the Investment Company Act of 1940 for an order exempting it from the provisions of section 18 of said act so as to permit the refunding of outstanding debentures by the

issuance of new debentures bearing the same maturity dates; and

The Commission having heretofore, on June 26, 1943, ordered a hearing in this matter to be held on July 8, 1943, and said hearing having been duly convened and thereafter closed on said date, and the applicant having thereafter filed an amendment to its application substantially changing the proposed method of refunding to provide, among other things, that such refunding shall be by bank loans; and

It appearing to the Commission that it is appropriate to reconvene the hearing in this matter upon the application, as amended;

It is ordered, That the record in this matter be reopened and that the hearing ordered by this Commission under section 40 (a) of the Investment Company Act of 1940 be reconvened on January 7, 1944, at 10:00 a. m. Eastern War Time, in Room 318 of the Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia, Pennsylvania;

It is further ordered, That Willis E. Monty, Esquire, or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing so ordered. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to Trial Examiners under the Commission's Rules of Practice.

Notice of such hearing is hereby given to the applicant, to Lord, Abbett & Co. and to any other persons whose participation in such proceeding may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 43-20176; Filed, December 20, 1943; 10:26 a. m.]

[File Nos. 54-69, 59-65]

OGDEN CORPORATION AND SUBSIDIARY COMPANIES

SUPPLEMENTAL ORDER DENYING REQUEST

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 16th day of December 1943.

The Commission having previously entered an order dated May 20, 1943 (Holding Company Act Release No. 4307) (1) approving a plan filed under section 11 (e) of the Public Utility Holding Company Act of 1935 by Ogden Corporation, a registered holding company, and certain of its subsidiary companies, designed to enable that company and certain of its subsidiary companies to comply with the provisions of section 11 (b) of the act, said plan providing, among other things, for the disposition by Ogden Corporation of its ownership of common stock by Derby Gas & Electric Corporation, a registered holding company, and (2) directing under section 11 (b) of the act that action be taken by Ogden Corporation, as proposed in said plan, to divest itself of all its interest, held directly and indirectly, in holding and public utility companies, including, among others, Derby Gas & Electric Corporation;

Ogden Corporation, having filed a declaration, and amendments thereto, as an amendment to its aforesaid plan, regarding the sale of 91,577 shares of common stock, no par value, of Derby Gas & Electric Corporation; Ogden having requested an exemption with respect to such proposed sale, pursuant to the provisions of subparagraph (a) (5) of Rule U-50, from the competitive bidding requirements of said Rule, and having also requested that the order of the Commission entered in this proceeding contain certain recitals necessary to conform with section 1808 (f) of the Internal Revenue Code, as amended; and

Public hearings having been held after appropriate notice, the Commission having considered the record in this matter to date, and having made and filed its Findings and Opinion herein;

It is ordered, That the request of Ogden Corporation for an exemption from the competitive bidding requirements of Rule U-50 in connection with its proposed sale of 91,577 shares of Derby Gas & Electric Corporation, no par value, common stock be, and it hereby is, denied; and that the ten-day minimum period for reception of competitive bids in respect of the securities proposed to be sold, prescribed by Rule U-50, be, and the same is, hereby reduced to a minimum of six days.

It is further ordered, That, pursuant to sections 11 (b) and 11 (e) and other applicable provisions of the act, the said declaration, as amended, be permitted to become effective, except as to price, underwriting and other fees, and expenses, as to which matters jurisdiction is hereby reserved, subject to the terms and conditions of Rule U-24, and to the further condition that the proposed sale shall not be consummated until the results of competitive bidding, pursuant to Rule U-50, have been made a matter of record in this proceeding and a further order shall have been entered by this Commission, which order may contain further terms and conditions as may then be deemed appropriate, jurisdiction being reserved for the imposition thereof in connection with the proposed transactions.

It is further ordered and recited, In accordance with the requirements of section 1808 (f) of the Internal Revenue Code, as amended, that the sale and transfer by Ogden Corporation of 91,577 shares of no par value common stock of Derby Gas & Electric Corporation is necessary and appropriate to the integration or simplification of the Ogden holding company system, is necessary and appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935, and is in conformity with the provisions of the order entered by this Commission on May 20, 1943 in Ogden Corporation and Subsidiary Companies (File Nos. 54-69 and 59-65) (Holding Company Act Release No. 4307).

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 43-20175; Filed, December 20, 1943; 10:26 a. m.]

[File No. 70-788]

CONSOLIDATED ELECTRIC AND GAS CO. AND MAINE PUBLIC SERVICE CO.

ORDER PERMITTING DECLARATIONS TO BECOME EFFECTIVE AND GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 16th day of December 1943.

Consolidated Electric and Gas Company, a registered holding company, and its subsidiary, Maine Public Service Company, also a registered holding company and an operating utility company, having filed declarations and the former company having filed an application, pursuant to the Public Utility Holding Company Act of 1935, and, particularly, sections 6 (a), 7, 10, 12 (d), and 12 (f) of said act, regarding: (1) the proposed issuance by Maine Public Service Company of its first mortgage bonds in the aggregate principal amount of $300,000 bearing interest at the rate of 3½% per annum, dated September 1, 1943 and maturing September 1, 1973 and the private sale of such bonds to three insurance companies for a cash consideration of 102% of the principal amount thereof plus accrued interest from the date thereof to the date of delivery; (2) the issuance by Maine Public Service Company of 2,000 additional shares of the common stock of the said company of the aggregate par value of $200,000 and the sale of such stock to Consolidated Electric and Gas Company for a consideration of $200,000 in cash; (3) the acquisition by Consolidated Electric and Gas Company of the 2,000 additional shares of common stock to be issued by Maine Public Service Company and sold to Consolidated Electric and Gas Company, as hereinabove recited; and (4) the delivery by Consolidated Electric and Gas Company of said 2,000 shares of common stock of Maine Public Service Company to the trustee under a certain trust indenture dated August 1, 1932, securing certain collateral trust bonds of Consolidated Electric and Gas Company, under which indenture all the presently outstanding common stock of Maine Public Service Company, the same being all owned by Consolidated Electric and Gas Company, is presently pledged; and

A public hearing having been held on said declarations and application after appropriate notice, and the Commission having considered the record and having made and filed its findings and opinion herein;

It is ordered, That said declaration be, and the same are hereby permitted to become effective forthwith and the said application be, and the same is hereby granted, said declarations being so per-

mitted to become effective and said application being so granted subject to the terms and conditions prescribed by Rule U–24 of this Commission.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 43–20174; Filed, December 20, 1943; 10:26 a. m.]

[File Nos. 59–17, 54–25]

THE UNITED LIGHT AND POWER CO., ET AL.

ORDER RELEASING JURISDICTION

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 16th day of December 1943.

In the matter of The United Light and Power Company, The United Light and Railways Company, American Light & Traction Company, Continental Gas & Electric Corporation, United American Company, and Iowa-Nebraska Light and Power Company, respondents, File No. 59–17; The United Light and Power Company, and its Subsidiary Companies, respondents; and The United Light and Power Company, applicant, File No. 54–25.

The Commission by its order entered in these proceedings on December 31, 1941 (Holding Company Act Release No. 3242), having approved various transactions involving The United Light and Power Company and The United Light and Railways Company, registered holding companies, and Iowa-Illinois Gas and Electric Company, a subsidiary company, all as set forth in said order, and the Commission having reserved jurisdiction as to such accounting entries as may require approval under Instruction 8C of the Uniform System of Accounts for Public Utility Holding Companies prescribed by the Commission; and

An application having been filed by the aforementioned companies, designated Second Supplemental Application No. 5, setting forth the proposed accounting entries to reflect the transactions involved; and

The Commission having considered the matter and it appearing to the Commission that the jurisdiction reserved under Instruction 8C as to the proposed accounting entries should be released;

It is ordered, That the jurisdiction under Instruction 8C of the Uniform System of Accounts for Public Utility Holding Companies reserved in the Commission's order of December 31, 1941, with respect to accounting entries by The United Light and Power Company, The United Light and Railways Company and Iowa-Illinois Gas and Electric Company be, and it hereby is, released.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 43–20173; Filed, December 20, 1943; 10:26 a. m.]

[File No. 1–2836]

LINCOLN SERVICE CORP.

ORDER GRANTING APPLICATION AND IMPOSING TERMS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 17th day of December, A. D., 1943.

In the matter of Lincoln Service Corporation common stock, $1 par value; 7% cumulative prior preferred stock, $50 par value.

Lincoln Service Corporation having filed an application, pursuant to section 12(d) of the Securities Exchange Act of 1934 and Rule X–12D2–1 adopted thereunder, to withdraw its common stock, $1 par value, and its 7% cumulative prior preferred stock, $50 par value, from listing and registration on the Washington Stock Exchange; a hearing having been held after appropriate notice, and the Commission being duly advised and having this day issued its findings and opinion herein;

On the basis of said findings and opinion and pursuant to section 12(d) of said act, *It is hereby ordered*, That the application be, and the same hereby is granted: *Provided, however*, That withdrawal shall not become effective until ten days after the date of this order.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 43–20172; Filed, December 20, 1943; 10:26 a. m.]

WAR FOOD ADMINISTRATION.

FARM MACHINERY AND EQUIPMENT

DELEGATION OF AUTHORITY

The authority vested in me by Food Production Order No. 14 [1] and all orders supplementary thereto [2] is hereby delegated to the Chief, Farm Machinery and Supplies Branch, Office of Materials and Facilities, War Food Administration.

Issued this 18th day of December 1943.

J. W. MILLARD, *Director, Office of Materials and Facilities.*

[F. R. Doc. 43–20153; Filed, December 18, 1943; 3:48 p. m.]

WAR PRODUCTION BOARD.

[Builder's Serial No. 7767]

COLUMBIA STEEL CO.

AMENDMENT OF ORDER REVOKING RATINGS

Builder: Columbia Steel Company, individually and as agent for Defense Plant Corporation, Room 2057 Field Building, 135 So. LaSalle Street, Chicago, Illinois. Project; Plancor No. 301. Part of project revoked: Billet, Structural and Bar Mill at Geneva, Utah.

It is hereby ordered, That the revocation order issued by the War Production Board on December 7, 1943, revoking the ratings assigned, by Preference Rating Order Builder's Serial No. 7767 or otherwise, to deliveries of materials or equipment for the billet, structural and bar mill to be built at Geneva, Utah, and prohibiting deliveries of such materials and equipment, is hereby suspended and shall have no force or effect until December 31, 1943.

Issued this 18th day of December, 1943.

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

[F. R. Doc. 43–20152; Filed, December 18, 1943; 3:00 p. m.]

OFFICE OF DEFENSE TRANSPORTATION.

[Rev. ODT 3, Supp. Order 132]

COMMON CARRIERS

COORDINATED OPERATIONS BETWEEN HUTCHINSON AND DODGE CITY, KANS.

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by Jesse L. Riley, doing business as Riley's Truck Line, Pratt, Kansas, and The Rock Island Motor Transit Company, a corporation, Des Moines, Iowa, to facilitate compliance with the requirements and purposes of General Order CDT 3, Revised, as amended (7 F.R. 5445, 6639, 7694; 8 F.R. 4660, 14582) a copy of which plan is attached hereto as Appendix 1,[1] and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered*, That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting

[1] 8 F.R. 13217.

[2] 8 F.R. 13221, 14106, 14109, 14111, 14112.

[1] Filed as part of the original document.

forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

7. Communications concerning this order should refer to "supplementary Order ODT 3, Revised–132," and, unless otherwise directed, should be addressed to the Division of Motor Transport, Office of Defense Transportation, Washington, D. C.

This order shall become effective December 22, 1943, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 18th day of December 1943.

JOSEPH B. EASTMAN,
Director,
Office of Defense Transportation.

[F. R. Doc. 43–20140; Filed, December 18, 1943; 11:05 a. m.]