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FEDERAL REGISTER

VOLUME 9 NUMBER 58

Washington, Wednesday, March 22, 1944

Regulations

TITLE 7—AGRICULTURE

**Chapter IX—War Food Administration
(Marketing Agreements and Orders)**

**PART 930—MILK IN TOLEDO, OHIO,
MARKETING AREA**

ORDER SUSPENDING CERTAIN PROVISIONS

Pursuant to the applicable provisions of Public Act No. 10, 73d Congress, as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937 (7 U.S.C. 601 et seq.), hereinafter referred to as the "act," and of the order, as amended, regulating the handling of milk in the Toledo, Ohio, marketing area, it is hereby found and determined that the provisions of such order which provide a seasonal minimum price for Class I milk during the months of April, May, and June 1944, are provisions which obstruct and do not tend to effectuate the declared policy of the act with respect to producers of milk under such order.

It is, therefore, ordered, That, effective as of 12:01 a. m., April 1, 1944, and continuing during the months of April, May, and June 1944, the following provisions of § 930.5 (a) (1) of the order, as amended, regulating the handling of milk in the Toledo, Ohio, marketing area, are hereby suspended:

During the delivery period of June 1942 and thereafter add the following amount per hundredweight:

	Amount (dollars per hundredweight)
Delivery period:	
July through March.....	0.90
April, May and June.....	.80

(E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423)

Issued at Washington, D. C., this 20th day of March 1944.

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

[F. R. Doc. 44-3969; Filed, March 21, 1944; 11:16 a. m.]

**PART 941—MILK IN CHICAGO, ILLINOIS,
MARKETING AREA**

ORDER SUSPENDING CERTAIN PROVISIONS

Pursuant to the applicable provisions of Public Act No. 10, 73d Congress, as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937 (7 U.S.C. 601 et seq.), and of the order, as amended, regulating the handling of milk in the Chicago marketing area, it is hereby found and determined that the provisions of such order which provide a seasonal minimum price for Class I milk during the months of May and June 1944, are provisions which obstruct and do not tend to effectuate the declared policy of the act with respect to producers of milk under such order.

It is, therefore, ordered, That, effective as of 12:01 a. m., May 1, 1944, and continuing during the months of May and June 1944, the following provisions of § 941.5 (a) (2) of the order, as amended, regulating the handling of milk in the Chicago, Illinois, marketing area, are hereby suspended: "except the delivery periods of May and June," and "and during the delivery periods of May and June the price per hundredweight for Class I milk shall be the price determined pursuant to paragraph (b), plus 50 cents:"

(E.O. 9322, 8 F.R. 3807, E.O. 9334, 8 F.R. 5423)

Issued at Washington, D. C., this 20th day of March 1944.

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

[F. R. Doc. 44-3968; Filed, March 21, 1944; 11:16 a. m.]

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

[FDO 75, Amdt. 13]

PART 1410—LIVESTOCK AND MEATS

**SLAUGHTER OF LIVESTOCK AND DELIVERY OF
MEAT**

Food Distribution Order No. 75, as amended (8 F.R. 11119, 14508, 15684, (Continued on p. 3065)

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NOTICE

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- Book 1: Titles 1-3 (Presidential documents) with tables and index.
Book 2: Titles 4-9, with index.

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15772, 16353, 16587, 16675, 16887, 17290, 9 F.R. 51, 937, 1499), § 1410.15, issued under the authority of the War Food Administrator on August 9, 1943, is further amended by striking the figure "330" in the first sentence of paragraph (1) (1) and inserting in lieu thereof the figure "270."

This amendment shall become effective at 12:01 a. m., e. w. t., April 15, 1944.

With respect to violations, rights accrued, liabilities incurred, or appeals taken under Food Distribution Order No. 75, as amended, prior to the effective date of this amendment, all provisions of said Food Distribution Order No. 75, as amended, in effect prior to this amendment shall be deemed to remain in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

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

Issued this 18th day of March 1944.

MARVIN JONES,
War Food Administrator.

[F. R. Doc. 44-3872; Filed, March 18, 1944; 5:00 p. m.]

TITLE 14—CIVIL AVIATION

Chapter II—Administrator of Civil Aeronautics, Department of Commerce

[Amdt. 63]

PART 601—DESIGNATION OF CERTAIN CONTROL AIRPORTS

PRESTON GLENN AIRPORT, LYNCHBURG, VA.
MARCH 4, 1944.

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:	Name of Airport
Lynchburg, Va.....	Preston Glenn Airport

This amendment shall become effective 0001 e. w. t., March 15, 1944.

C. I. STANTON,
Administrator.

[F. R. Doc. 44-3970; Filed, March 21, 1944; 11:08 a. m.]

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs

[T.D. 51025]

PART 3—DOCUMENTATION OF VESSELS¹

CHANGE OF CERTAIN U. S. VESSEL NAMES

Waiving compliance with the provisions of R. S. 4179 and sections 1, 2, and 3 of the act of February 19, 1920, as modified by Executive Order No. 9083.

Upon the written recommendation of the Administrator of the War Shipping Administration and pursuant to the authority vested in me by the provisions of section 501 of the Second War Powers Act, 1942 (50 U.S.C. App. 635), I hereby waive compliance with the provisions of R. S. 4179 (46 U.S.C. 50) and sections 1, 2, and 3 of the act of February 19, 1920, as modified by Executive Order No. 9083 (46 U.S.C. 51-53; 7 F.R. 1609), to the extent necessary to permit the name of any vessel of the United States which is owned by or under bareboat charter to the War Shipping Administration and which has been delivered by that Administration on a bareboat basis to the War Department or to the Navy Department to be changed by such Department without the prior approval of the Commissioner of Customs, without advertising such change of name in some daily or weekly paper at the place of documentation, without payment of any fee for the privilege of securing such change of name, and without surrendering the outstanding registry, enrollment and license, or license of such vessel; *Provided*, That, any change of name of a vessel of the United States which is so effected shall remain in force so long as that vessel is owned by or under bareboat charter to the War Shipping Administration and is in the possession of the War Department or of the Navy Department on a bareboat basis, and no longer. I deem that such action is necessary in the conduct of the war.

[SEAL] HERBERT E. GASTON,
Acting Secretary of the Treasury.

[F. R. Doc. 44-3960; Filed, March 20, 1944; 3:47 p. m.]

TITLE 24—HOUSING CREDIT

Chapter VII—National Housing Agency

[NHA G.O. 60-2A]

PART 702—PRIVATE WAR HOUSING

OCCUPANCY AND DISPOSITION

Supersedes NHA General Order 60-2. The National Housing Agency is responsible for the proper occupancy of housing programmed for war workers and for the adoption of regulations assuring that war housing will be held available for eligible war workers for the duration of the national emergency declared by the President on September 8, 1939, (4 F.R. 3851). The purpose of this general order is to set forth the private housing to which occupancy standards apply, the persons who are eligible war workers for such housing, the length of

¹ 8 F.R. 8104, 17474.

time such housing must be held for their use, the conditions under which such housing may be transferred or sold, and the conditions under which occupancy standards applicable to such housing may be modified or removed.

Sec.

- 702.1 Private war housing to which occupancy standards apply.
- 702.2 Persons who are eligible war workers.
- 702.3 Length of time private war housing must be reserved for occupancy by eligible war workers.
- 702.4 Disposition of private war housing.

AUTHORITY: §§ 702.1 to 702.4, inclusive, issued under E.O. 9070, 7 F.R. 1529, 12 CFR 222.8 (e).

§ 702.1 *Private war housing to which occupancy standards apply.* (a) Private war housing to which occupancy standards apply are the following:

(1) All new housing, and the additional housing accommodations created by remodeling or rehabilitation, which received or receives priority assistance or authority to begin construction as follows:

(i) Application for priority assistance was submitted prior to February 10, 1943, on Form PD-105 and received or receives priority assistance through Preference Rating Order No. P-55, or

(ii) Application for priority assistance or authority to begin construction is submitted on or after February 10, 1943, on Form PD-105 (Revised 2-10-43) if Section B thereof is executed;

(2) All new housing, and the additional housing accommodations created by remodeling or rehabilitation, which received or receives either priority assistance or authority to begin construction, as a result of submitting an application for such assistance or authority on Form PD-200, if such application was accompanied by the form Applicant's Supplemental Certification and if such housing was not to be occupied by the owner;

(3) The additional housing accommodations created by remodeling or rehabilitation financed under Class 1 (b) of Title I of the National Housing Act;

(4) Housing financed under Class 3 of Title I of the National Housing Act for which an application was or is submitted to the local office of the Federal Housing Administration:

(i) Prior to February 10, 1943, and such application was accompanied by, or supplemented with, a War Housing Statement Form, or

(ii) On or after February 10, 1943, and the applicant also executes Section B or Form PD-105 (Revised 2-10-43) in connection with such housing;

(5) Housing financed with a mortgage loan insured by the Federal Housing Administration under section 603 of Title VI of the National Housing Act for which an application was submitted to the local office of the Federal Housing Administration:

(i) Prior to February 10, 1943, and such application was accompanied by, or supplemented with, FHA Form 2004 (e), or

(ii) On or after February 10, 1943;

(6) Housing financed with a mortgage loan insured by the Federal Hous-

ing Administration under section 608 of Title VI of the National Housing Act; and

(7) The additional housing accommodations created by remodeling or rehabilitation in projects designated as "defense housing", by either the Division of Defense Housing Coordination or the National Housing Agency, in order to exempt such housing from Federal Reserve Board Regulation W.

(b) For the purposes of this general order, private war housing is "begun" on the date of submitting to the Federal Housing Administration a properly executed application for priority assistance or authority to begin construction in connection with such housing; or, if remodeling or rehabilitation of any private war housing did not receive priority assistance or authority to begin construction, such housing was "begun" either on the date a properly executed application was filed under Title I, Class 1 (b), of the National Housing Act in connection with such housing, or on the date a properly executed application for exemption from Federal Reserve Board Regulation W was submitted to a registrant in connection with such housing.

(c) For the purposes of this general order, the date of "completion" of any private war housing shall be the date upon which such housing is offered for initial rental or sale, or the date upon which such housing is first ready for immediate occupancy, whichever is later.

(d) The phrase "held for rental" includes only an ordinary landlord-tenant relationship or such a tenancy coupled with an option to purchase containing the following provisions:

(1) The tenant shall not be obligated to purchase and the option shall run only in behalf of the tenant;

(2) No payment shall be required in any one month in addition to the listed monthly payment while a tenant, which monthly payment shall not exceed the fair rental for the dwelling unit under an ordinary landlord-tenant relationship not coupled with an option to purchase;

(3) The monthly payment while a tenant shall not be in excess of rental for comparable accommodations;

(4) The total purchase price shall be a fair market price, or \$6,000, whichever is lower;

(5) The option may not be exercised prior to the expiration of two months' occupancy;

(6) The option shall continue in effect for at least 30 months unless sooner exercised; and

(7) The occupancy and disposition provisions shall continue to apply to such housing after the option is exercised, or terminated, for the duration of the national emergency declared by the President on September 8, 1939.

§ 702.2 *Persons who are eligible war workers.* (a) For private war housing begun on or after February 10, 1943, an eligible war worker shall be only a person who qualifies under the provisions of NHA General Order No. 60-1.

(b) For private war housing begun prior to February 10, 1943, an eligible

war worker shall be only a person who qualifies under the provision of the application (and other instruments related thereto) for priority assistance or authority to begin construction, FHA insurance, or exemption from Federal Reserve Board Regulation W submitted in connection with such housing; or, at the option of the owner of such housing, a person who qualifies under the provisions of NHA General Order No. 60-1. Private war housing for which applications for priority assistance were filed with the Federal Housing Administration before February 10, 1943, but for which quotas did not become available until on or after that date, shall not be approved after July 15, 1943, except subject to the rules applicable to private war housing so "begun" on or after February 10, 1943.

§ 702.3 *Length of time private war housing must be reserved for occupancy by eligible war workers.* (a) Private war housing begun on or after February 10, 1943, shall be made available for initial occupancy, and for re-occupancy, only by eligible war workers: *Provided, however,* That at any time subsequent to 60 days after completion of such housing, the owner of such housing may petition the National Housing Agency to permit initial occupancy, or re-occupancy, as the case may be, by a person other than an eligible war worker, in accordance with NHA General Order No. 60-3.

(b) Private war housing begun prior to February 10, 1943, shall be made available for initial occupancy, and for re-occupancy, by eligible war workers for at least the period of time after completion specified in the application (and other instruments related thereto) for priority assistance or authority to begin construction, FHA insurance, or exemption from Federal Reserve Board Regulation W submitted in connection with such housing. Whenever any such application (or other instruments related thereto) provided for an exclusive preference to eligible war workers for a specified time, such exclusive preference shall be so given for at least such specified time; and whenever any such application (or other instruments related thereto) provided for merely a general preference to eligible war workers, at least such general preference shall be so given for at least such specified time.

§ 702.4 *Disposition of private war housing.* (a) Private war housing begun on or after February 10, 1943, shall be held for rental only to eligible war workers for the duration of the national emergency declared by the President on September 8, 1939, and, except for involuntary transfers, shall be disposed of only as follows:

(1) (i) An occupant, after two months' occupancy, may purchase the private war housing unit occupied by him subject to NHA General Order No. 60-3.

(ii) Without conforming to (i) which precludes selling except at the option of the eligible war worker exercised after at least two months' rental occupancy, a dwelling unit in a private war housing project may be held for sale or sold to an eligible war worker as provided in NHA

General Order No. 60-3: *Provided,* That any sale so made shall take place not later than 15 days after the Federal Housing Administration makes its final Priority Compliance Inspection Report ("Completion Report") with respect to the unit (after which time the unit if not sold shall be held for rental as indicated in (i)): *And provided further,* That no owner shall sell more than one-third of the units in all projects (begun on or after February 10, 1943) which he has placed under actual construction in any war housing area except such sales as are made in conformity with the requirement of holding for rental as indicated in (i): *And provided further,* That any sale made pursuant to (ii) shall be within a price range for the general types of units intended to be sold which is acceptable to the National Housing Agency. The proposed price range shall be submitted to the Federal Housing Administration in advance of sale by letter or other appropriate method, and in the case of all PD-105 applications filed on or after August 1, 1943, shall be submitted with the application.

(2) A person who will not himself occupy such housing may purchase or otherwise acquire such housing at any time, in accordance with NHA General Order No. 60-3: *Provided,* The occupancy and disposition limitations applicable to such housing prior to such purchase or acquisition shall continue to be applicable to such housing after such purchase or acquisition.

(3) An eligible war worker under NHA General Order No. 60-1 may himself build, own and occupy a private war housing unit suitable to his needs, without complying with the rental requirements, as provided in and subject to the provisions of § 702.11 (a) of NHA General Order No. 60-3. Or,

(4) At any time subsequent to 60 days after completion of any such housing, the owner of such housing may petition the National Housing Agency, in accordance with NHA General Order No. 60-3 to permit such housing to be disposed of otherwise than as provided above in this paragraph (a).

(b) Private war housing begun prior to February 10, 1943, shall be rented, sold, or transferred only in accordance with the provisions of the application (or other instruments related thereto) for priority assistance, authority to begin construction, or exemption from Federal Reserve Board Regulation W submitted in connection with such housing, except that whenever any such application for priority assistance or authority to begin construction provided that such housing could be disposed of, with the prior approval of the War Production Board, otherwise than as stated in such application, a prior approval by the National Housing Agency (instead of by the War Production Board) shall be required in order to dispose of such housing otherwise than as stated in such application. NHA General Order No. 60-3 sets forth the provisions regarding the disposition of such housing.

This order shall become effective July 14, 1943.

JOHN B. BLANDFORD, Jr.,
Administrator.

[F. R. Doc. 44-3967; Filed, March 21, 1944;
10:11 a. m.]

TITLE 29—LABOR

Chapter VI—National War Labor Board

PART 802—RULES OF PROCEDURE

DIRECTIVE ORDERS IN DISPUTE CASES

Section 802.37 *Stay of order or ruling of an agent of the Board* has been amended by adding thereto the following paragraph, as paragraph (b) (3):

(b) *Directive orders in dispute cases.*

(3) If only a part of the order is sought to be reviewed, any party may petition the Board to make the rest of the order immediately effective according to its terms. The parties may in any case mutually agree upon the date when the order, or any part thereof, shall take effect, except that where a wage or salary adjustment is made subject to the approval of the Economic Stabilization Director, the parties may not by their agreement make such adjustment effective prior to the date of such approval.

(E.O. 9017, 7 F.R. 7871)

Adopted March 6, 1944.

THEODORE W. KHEEL,
Executive Director.

[F. R. Doc. 44-3958; Filed, March 20, 1944;
3:43 p. m.]

PART 803—GENERAL ORDERS

RIG BUILDING EMPLOYERS OF PETROLEUM INDUSTRY

§ 803.4 *General Order No. 4.* * * *

(d)

The National War Labor Board, under this paragraph, has approved the following exceptions to the exemption provided for in paragraph (a) of this order:

16. Employers in the rig building branch of the petroleum industry in the area where uniform wage brackets have been set as provided in the order of the Board of March 3, 1944. (27 states in Mid-Continent Area, in Regions IV, V, VI, VII, VIII, IX, and XI, inclusive.)

(E.O. 9250, 7 F.R. 7871)

THEODORE W. KHEEL,
Executive Director.

[F. R. Doc. 44-3959; Filed, March 20, 1944;
3:43 p. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VI—Selective Service System

[Amdt. 215, 2d Ed.]

PART 627—APPEAL TO BOARD OF APPEAL

MISCELLANEOUS AMENDMENTS

Pursuant to authority contained in the Selective Training and Service Act of

1940, as amended, Selective Service Regulations, Second Edition, are hereby amended in the following respect:

1. Amend paragraph (a) of § 627.13 to read as follows:

§ 627.13 *Local board to prepare and forward file and DSS Form 66.* (a) The local board shall determine the principal place of employment, if any, of the registrant and the address thereof immediately upon an appeal being taken to the board of appeal by a person entitled to appeal, or the classification of the registrant in Class II-A or Class II-B whose principal place of employment is located outside the appeal board area in which the local board having jurisdiction over the registrant is located and in an area where boards of appeal are organized. The local board shall record the principal place of employment, if any, of the registrant and the address thereof on and otherwise complete the Individual Appeal Record (Form 66). The determination of the local board of the principal place of employment of the registrant and the address thereof as recorded on the Individual Appeal Record (Form 66) shall be final except as provided in subparagraphs (1), (2), and (3) below.

(1) Prior to the decision of the case by the board of appeal, the local board may, on its own motion, and shall, upon request of the Director of Selective Service or the State Director of Selective Service of the State in which it is located, reconsider such determination. Upon such reconsideration, the local board shall determine the principal place of employment, if any, of the registrant and the address thereof and shall record such determination on the Individual Appeal Record (Form 66). Such determination, unless again reconsidered or an appeal is taken therefrom as provided in subparagraph (2) below, shall be final.

(2) Either the Director of Selective Service or the State Director of Selective Service, as to local boards in his State, may appeal from a determination of the local board of the principal place of employment of the registrant and the address thereof. Upon such an appeal being taken, the board of appeal whose area includes the address of the principal place of employment of the registrant as shown on the Individual Appeal Record (Form 66) shall have jurisdiction to determine the principal place of employment of the registrant and the address thereof and such determination, unless an appeal is taken therefrom to the President as provided in subparagraph (3) below, shall be final.

(3) Either the Director of Selective Service or the State Director of Selective Service in whose State is located the local board from whose determination an appeal was taken under subparagraph (2) above or the State Director of Selective Service in whose State is located the board of appeal which made a determination of the registrant's principal place of employment and the address thereof, may appeal to the President from such determination of the board of appeal. Upon such an appeal being taken, the President shall determine the principal place of employment of the registrant

and the address thereof and such determination shall be final.

2. Amend paragraphs (a) and (b) of § 627.14 to read as follows:

§ 627.14 *Time when record to be forwarded on appeal.* (a) When an appeal is taken from the classification of a registrant in Class I-A, Class I-A-O, or Class IV-E (except a registrant who, because of being in excess of 38 years of age, is identified with the letter "H" as provided in § 622.81) the file of the registrant shall be held by the local board and shall not be forwarded to the board of appeal or the State Director of Selective Service, as the case may be, until (1) the registrant has been ordered to report for his preinduction physical examination in the usual manner when his order number is reached and (2) the results of the preinduction physical examination have been received by the local board or the registrant has failed to appear for his preinduction physical examination at the time he is ordered to do so. If as a result of the preinduction physical examination such registrant is found to be disqualified for service, his classification shall be reopened and he shall be classified in Class IV-F. In such cases the appeal will not be forwarded.

(b) The registrant's file shall be forwarded to the board of appeal or the State Director of Selective Service, as the case may be, immediately after the local board has complied with the provisions of § 627.13 when (1) an appeal is taken from the classification of a registrant in a class other than Class I-A, Class I-A-O, or Class IV-E, or (2) the classification of a registrant in Class II-A or Class II-B is submitted for review and decision to a board of appeal under § 627.3, or (3) an appeal is taken from the classification of a registrant in Class I-A, Class I-A-O, or Class IV-E and such registrant, because of being in excess of 38 years of age is identified with the letter "H" as provided in § 622.81.

3. Amend paragraph (a) of § 627.24 to read as follows:

§ 627.24 *Review by board of appeal.* (a) Except as provided in § 627.51 (c), the board of appeal shall consider appeals in the order in which they are received unless otherwise directed by the Director of Selective Service, in which event, they shall be considered in such order as the Director of Selective Service shall prescribe.

4. Amend paragraph (c) of § 627.51 to read as follows:

§ 627.51 *Appeal may be made by registrant from local board's determination in agricultural cases.* * * *

(c) When the board of appeal receives a registrant's file, it shall give precedence to such appeal unless otherwise directed by the Director of Selective Service, shall make a determination, and shall immediately return the file as provided in § 627.27.

The foregoing amendments to the Selective Service Regulations shall be effective immediately upon the filing hereof with the Division of the Federal Register.

MARCH 18, 1944.

LEWIS B. HERSHEY,
Director.

[F. R. Doc. 44-3957; Filed, March 20, 1944;
3:26 p. m.]

Chapter IX—War Production Board

Subchapter B—Executive Vice-Chairman

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

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

[Priorities Reg. 7A, as Amended Mar. 21, 1944]

TRANSFERS OF QUOTAS, PREFERENCE RATINGS: TRANSFERS OF A BUSINESS AS A GOING CONCERN

§ 944.28 *Priorities Regulation 7A—*

(a) *What this regulation does.* This regulation explains when quotas, preference ratings and other rights under the priorities system may be transferred from one person to another and states the rules governing transfer of a business as a going concern.

(b) *Specific provisions in orders or regulations govern.* This regulation does not apply in any case where an applicable order or regulation provides a different rule.

(c) *What is meant by "quota".* As used in this regulation "quota" means a quantitative limit which is placed on the production or delivery of items, or on the acquisition or use of material, by an order or regulation of the WPB. Most quotas are in the form of a specified percentage of production or use during a previous base period or in the form of a specified number of items which may be produced. The term also includes authorized production schedules under the Controlled Materials Plan, as defined in CMP Regulation 1.

(d) *Quota applies to actual manufacturer.* Where a manufacturer does not sell his product in his own name, but makes it for another person under whose name it is sold, and an order of the WPB imposes a quota on manufacturers of the product, that quota applies to the person who actually makes the product rather than to the one under whose name it is sold.

(e) *Distribution of quota where quota holder has several establishments.* Where the holder of a quota has several establishments, he may distribute his quota among them, and change the distribution in any way he wishes unless the quota was acquired on a transfer of a going business as explained in paragraph (h) (1) below.

(f) *Transfer of quotas forbidden in most cases.* No quota may be transferred

from one person to another under any circumstances, except in connection with the transfer of a business as a going concern as explained in paragraph (h) (1) below or with the express permission of the WPB, and except that authorized production schedules may be transferred in connection with the transfer of allotments to the extent permitted by paragraph (j) of CMP Regulation 1. Permission to transfer quotas may be expressly given in an order or regulation or on appeal as explained in paragraph (i) below.

(g) *Transfers of preference ratings and specific authorizations forbidden.* No person may transfer to another a preference rating or any right granted by specific authorization except where this is part of a transfer of a going business as explained in paragraph (h) (1) below. However, as more fully explained in Interpretation 5 to Priorities Regulation 1, when a rated contract is assigned, the rating remains applicable to the contract as assigned if, but only if, the assignee uses the material covered by the contract for substantially the same purpose for which the rated contract was placed. The transfer of a rating must be distinguished from the application or extension of a rating under Priorities Regulation 3. For example, a person has a preference rating to buy a certain machine and decides that he does not want it but wishes to transfer to another person his rating to buy the machine, the second person may not use the rating. On the other hand, if someone who has a rating wishes to buy an article from a supplier, the supplier may, under certain conditions, extend the same rating to get the article for delivery to the customer or to replenish his inventory. This is explained in detail in Priorities Regulation 3.

(h) *Transfer of business as a going concern.* (1) Whenever an entire business is transferred as a going concern to a new owner who continues to operate substantially the same business in the same establishment, using substantially the same trade-mark or trade-name, if any, all rights and obligations under WPB orders and regulations which applied to the business before the transfer continue applicable after the transfer, and the old owner no longer has them. The business under the new ownership has the same quotas, preference ratings, allotments, authorized production schedules, specific authorizations and other rights and duties created by WPB orders and regulations as it had under the old ownership. However, the new owner may not continue to exercise any such rights if he discontinues operation of the business he acquired or operates it as a substantially different business or in another establishment, or if he uses a substantially different trade-mark or trade-name. He may not, at any time, use any quota of the transferred business for any other part of his business.

(2) If, on dissolution of a firm, the entire business is not transferred as a going concern to a single successor, but is divided up in any way, application must

be made to the WPB for a determination of quotas and other rights and duties under WPB orders and regulations.

(3) An order or regulation of the WPB which places any restriction on the transfer of any particular material or product does not apply to a transfer which is part of a transfer of the ownership of an entire business as a going concern, and WPB approval need not be obtained for any such transfer.

(i) *Permission in exceptional cases on appeal.* In any case where the above rules work an exceptional hardship, specific permission may be given on appeal for the transfer of a quota, a preference rating or a specific authorization or for other exceptions from the rules. An appeal for the transfer of a quota should be filed as an appeal from the order imposing the quota by the person who wishes it transferred to him. If the person from whom it is to be transferred agrees to the transfer, he should join in the appeal. It is not expected that permission will be granted for the purchase or sale of a quota for any consideration in any case where the principal purpose of the transaction is merely to transfer the quota.

Issued this 21st day of March 1944.

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

[F. R. Doc. 44-3980; Filed, March 21, 1944;
11:23 a. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-103, as Amended Mar. 21, 1944]

DYESTUFFS AND ORGANIC PIGMENTS

§ 3290.266 *Conservation Order M-103—(a) Definitions.* For the purposes of this order:

(1) "Dyestuffs" means any organic or partially organic coloring matter. The term includes organic coloring matter even though the matter itself appears colorless. The term does not include inorganic pigments extended or otherwise processed with resins, with dispersing agents, or with other substantially colorless organic material.

(2) "Class A dyestuffs" means the anthraquinone vat dyes appearing on List A attached hereto.

(3) "Class B dyestuffs" means all anthraquinone vat dyes other than those appearing on said List A. The term includes Fast Red A. L. Salt, which shall be considered an anthraquinone vat dye of single strength.

(4) "Class C dyestuffs" means all anthraquinone dyes other than anthraquinone vat dyes.

(5) "Class D dyestuffs" means all other dyestuffs, except:

(i) Those derived from vegetable or animal sources;

(ii) Lithol Red CI 189, Azo Bordeaux CI 88, Alphanaphthylamine Maroon CI 82 or Pigment Green B; or

(iii) Dyestuffs certified under the provisions of the Federal Food, Drug and Cosmetic Act (Ch. 9, Title 21, U. S. Code) and sold and used exclusively for use in

food, drugs and cosmetics, as defined in said Act.

(6) "Value" means the dollar value computed from the domestic consumer's contract sales price as of January 1, 1943.

(7) "United States" means the 48 States, the District of Columbia and the Territory of Alaska.

(b) *Restrictions on delivery*—(1) *Class A.* No person shall in any calendar quarter deliver to any one person more than 25 pounds of any Class A dyestuffs and no one person shall in any calendar quarter accept a total of more

than 25 pounds of any Class A dyestuffs for use in the United States or Canada, except for export within the limitations prescribed in paragraph (c) *Restrictions on export* and except as provided in paragraph (d) *General exceptions*.

(2) *Class B, C and D quotas.* Except as provided in paragraph (d) (*General exceptions*), no person shall in any calendar quarter, deliver or accept delivery of any Class B, C or D dyestuffs for use in the United States or Canada, in excess of the quantities specified in the following schedule:

May deliver

Class B. 17½% of combined amount of Class A and B dyestuffs delivered to all persons in 1941.

(For the purpose of Class B quota, calculate in pounds of equivalent single strength Anthraquinone vat dyes. The poundage may be increased to equal 25 or a multiple thereof.)

Class C. 17½% of value of Class C dyestuffs delivered to all persons in 1941.

Class D. 17½% of value of Class D dyestuffs delivered to all persons in 1941.

(For the purpose of Class D quota, in determining the value of dry and wet dispersions of organic pigments, only the organic pigment content for such dispersions shall be considered and it shall be based on the value of a comparable dry pigment.)

May accept delivery

17½% of combined amount of Class A and B dyestuffs received from all sources in 1941, plus 250 pounds.

17½% of value of Class C dyestuffs received from all sources in 1941, plus \$250 value.

17½% of value of Class D dyestuffs received from all sources in 1941, plus \$250 value.

(3) *Quota adjustments.* For the purpose of the Class B, C and D quotas, referred to in the above schedule:

(i) *Use by producer.* Amounts of dyestuffs which are or have been used by a producer in any calendar quarter or in 1941, shall be considered as having been delivered to such person in such quarter or in 1941, as the case may be.

(ii) *Credit for returned dyestuffs.* Amounts of dyestuffs returned to a vendor prior to the 22nd day after the end of the calendar quarter in which they were delivered, shall not be charged as delivered or accepted.

(iii) *Carry-over of undelivered quota.* Amounts of dyestuffs which a person may deliver or accept which have not been delivered or accepted in any calendar quarter, may be delivered or accepted prior to the 22nd day after the end of such quarter.

(4) The War Production Board may authorize the delivery or acceptance of additional quantities of Class A, B, C and D dyestuffs to be used as specifically directed. Such authority will be issued either in the form of individual letters or by published Directions supplemental to this order.

(c) *Restrictions on exports*—(1) *General restrictions.* No producer shall export or deliver for export from the United States to any place other than Canada any dyestuffs produced by him, except either upon orders accompanied by individual export licenses issued by the Office of Economic Warfare (the applications for which show thereon the corresponding current domestic sales price of such dyestuffs) or upon orders from an agency of the United States for delivery pursuant to the Act of March 11, 1941, as amended, entitled "An Act

to promote the Defense of the United States" (Lend-Lease Act). The total value, exclusive of the exceptions provided in paragraph (d), of dyestuffs so exported or delivered in any quarter shall not exceed:

(i) ¾ of 1% of the total value of all dyestuffs delivered by him in 1941 plus

(ii) 17% of the total value of dyestuffs exported or delivered for export by him from the United States to all places other than Canada in 1941.

(2) *Further restrictions on Class A, B and C.* The amount of dyestuffs, exclusive of the exceptions provided in paragraph (d), produced by him which a producer may export or deliver for export from the United States to all places other than Canada in any calendar quarter, shall not exceed:

(i) As to Class A dyestuffs, ¾ of 1% of the total value of all Class A dyestuffs delivered by him in 1941;

(ii) As to a total of Class A, B and C dyestuffs, 2% of the total value of all Class A, B and C dyestuffs delivered by him in 1941.

(3) *Carry-over of undelivered portion of export quota.* Amounts of dyestuffs which a producer may export or deliver for export from the United States to all places other than Canada in any calendar quarter and which have not been exported or delivered for export in such quarter, may be exported or delivered for export in the following quarter in addition to the quota for that quarter. For the purposes of this subparagraph (3), all dyestuffs, other than Class A, B or C, shall be considered one class.

(d) *General exceptions.* The restrictions in subparagraphs (1) and (2) of paragraph (b) (*Restrictions on delivery*) and the restrictions in paragraph (c) (*Restrictions on export*) shall not apply

to the delivery or acceptance of delivery of dyestuffs:

(1) To or by the Army or Navy of the United States, the United States Maritime Commission, the War Shipping Administration, the United States Post Office, the Government Printing Office, the Bureau of Engraving and Printing or the Government of Canada;

(2) For ultimate delivery to any of the agencies mentioned in subparagraph (1) of this paragraph (d), or for use, to the extent specified in the prime contract, in the manufacture of any item which is being produced for any of said agencies;

(3) For use in the manufacture of materials for uniforms as described in subdivisions (i) to (ix), inclusive, of paragraph (e) (1) of General Limitation Order L-224 (Clothing for Men and Boys) and in paragraph (d) (10) of General Limitation Order L-85 (Apparel for Feminine Wear);

(4) Between or among producers and exclusive sales agents of producers;

(5) For coloring gasoline and tractor fuels;

(6) For chemical indicators or bacteriological stains;

(7) For medicinal, therapeutic or diagnostic uses;

(8) For redyeing used apparel or used household furnishings;

(9) For ultimate delivery to or by a retailer (who for this purpose means one who sells dyestuffs and other merchandise directly to the general public for its consumption, e. g., a general store, a drug store, etc.) of dyestuffs in containers not exceeding 8 ounces in content; or

(10) To replace in inventory amounts which, although not acquired for any of the uses referred to in any of the subparagraphs of this paragraph (d), were nevertheless used for one or more of such purposes.

(11) For purposes other than coloring (e. g. rubber chemicals).

Provided, That all deliveries of dyestuffs exempted from the restrictions of said paragraphs (b) and (c) by subparagraphs (2), (3), (4), (5), (6), (7), (8) or (10) of this paragraph (d) shall be made only upon the receipt by the vendor from the purchaser of a certificate signed by such purchaser, or by a person authorized to sign in his behalf, in substantially the following form:

The undersigned hereby certifies to his vendor and to the War Production Board that the dyestuffs to be delivered on the annexed purchase order will be used for one or more of the purposes specified in paragraph (d) of Conservation Order M-103, or will replace inventory so used.

(e) *Treatment of mixtures.* In the case of physical mixtures of different classes of dyestuffs containing a component or components of one class to the extent of at least 90% of the value of such mixture, such mixtures shall be considered as belonging to the class to which said component or components belong. In the case of all other physical mixtures of dyestuffs, the classes of components shall be considered separately.

(f) *Restrictions on use of specific dye-stuffs.* No person shall use any:

(1) [Deleted Oct. 23, 1943.]
 (2) Anthraquinone in any physical form in discharging (including color and white discharge), stripping or destroying naphthol (azolic), vat or other dyes already present on textile fibers. This provision shall not prohibit the use of Anthraquinone in the manufacture of dyestuffs.

(3) Annato or annato extracts for coloring any materials other than food products.

(f-1) [Deleted Oct. 23, 1943.]

(g) *Restrictions on inventory.* In addition to the restrictions on inventory contained in Priorities Regulation No. 1 (§ 944.14), no person shall accept delivery of any Class A dyestuffs which will increase his inventory thereof beyond an amount which, to the best of his knowledge and belief, will be used by him in the next 45 days.

(h) *General prohibitions.* No person shall deliver or accept delivery of any dyestuffs, if he knows, or has reason to believe, such material is to be used or is to be delivered or accepted in violation of the terms of this order.

(i) *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.

(j) *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.

(k) *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.

(l) *Communications to the War Production Board.* All communications concerning this order, shall, unless otherwise directed in writing, be addressed to: War Production Board, Textile, Clothing and Leather Division, Washington 25, D. C., Reference: M-103.

Issued this 21st day of March 1944.

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

LIST A

PART I—TECHNICAL NAMES

1. Brown R CI 1151.
2. Brown G CI 1152.
3. Olive R CI 1150.
4. Golden orange R CI 1097
5. Khaki 2G Pr 122.
6. Olive T.
7. Olive GGL.
8. Olive green B.
9. Yellow 3RD.

PART II—TRADE NAMES

Amanthrene olive R CI 1150.
 Amanthrene olive green B.
 Calcoloid golden orange RRTD CI 1097.
 Calcosol brown G CI 1152.
 Calcosol brown R CI 1151.
 Calcosol brown RP CI 1151.
 Calcosol golden orange RRTL CI 1097.
 Calcosol golden orange RRTF CI 1097.
 Calcosol khaki G Pr 122.
 Calcosol olive R CI 1150.
 Carbanthrene brown AR CI 1151.
 Carbanthrene brown AG CI 1152.
 Carbanthrene golden orange RRT CI 1097.
 Carbanthrene prtg. golden orange RRT CI 1097.
 Carbanthrene khaki 2G Pr 122.
 Carbanthrene olive R CI 1150.
 Cibanone brown BG CI 1152.
 Cibanone brown GR CI 1151.
 Cibanone golden orange 2R CI 1097.
 Cibanone olive 2R CI 1150.
 Indanthrene brown FRA CI 1151.
 Indanthrene brown GA CI 1152.
 Indanthrene brown GAF CI 1152.
 Indanthrene brown GAP CI 1152.
 Indanthrene brown GWF CI 1152.
 Indanthrene brown GWP CI 1152.
 Indanthrene brown RA CI 1151.
 Indanthrene brown RAP CI 1151.
 Indanthrene brown RWP CI 1151.
 Indanthrene khaki 2GA Pr 122.
 Indanthrene khaki 2GF Pr 122.
 Indanthrene khaki 2GWP Pr 122.
 Indanthrene olive green BA.
 Indanthrene olive RA CI 1150.
 Indanthrene olive RAP CI 1150.
 Indanthrene olive RW CI 1150.
 Indanthrene olive RWF CI 1150.
 Indanthrene orange RRTA CI 1097.
 Indanthrene orange RRTF CI 1097.
 Indanthrene orange RRTG CI 1097.
 Indanthrene orange RRTW CI 1097.
 Indanthrene yellow 3RD.
 Indanthrene olive T.
 Ponsol brown AG CI 1152.
 Ponsol brown AR CI 1151.
 Ponsol brown ARS CI 1151.
 Ponsol green 2BL.
 Ponsol golden orange RRT CI 1097.
 Ponsol golden orange RRTS CI 1097.
 Ponsol khaki 2G Pr 122.
 Ponsol olive AR CI 1150.
 Ponsol olive ARS CI 1150.
 Ponsol olive GGL.

[F. R. Doc. 44-3978; Filed, March 21, 1944;
 11:23 a. m.]

PART 3291—CONSUMERS DURABLE GOODS

[Limitation Order L-140-b, as Amended
 Mar. 21, 1944]

FLATWARE AND HOLLOW WARE

Section 3291.176 Limitation Order L-140-b is hereby amended to read as follows:

§ 3291.176 *Limitation Order L-140-b—*
 (a) *Definitions.* For the purposes of this order:

(1) "Restricted flatware" means knives, forks, spoons and similar implements used for eating or serving food at the table, which have metal blades, tines or bowls as well as handles made of metal. It does not include gold or sterling silver flatware, knives with sterling silver or gold handles and steel blades, carving sets, or articles of cutlery covered by Order L-140-a, or any order in the L-30 series.

(2) "Restricted hollow ware" means all articles commonly known as hollow ware in the trade. It does not include gold

or sterling silver hollow ware or flatware or any articles covered by any order in the L-30 series, or electrical appliances covered by Order L-65.

(3) "Preferred order" means any purchase order, contract or subcontract for delivery to or for the account of the Army or Navy of the United States, the United States Maritime Commission or the War Shipping Administration, and orders authorized by the Maritime Commission on Form WPB-646. A purchase order placed with a manufacturer by a distributor or dealer to replace in inventory flatware or hollow ware sold on a preferred order, is also a preferred order. Orders from Post Exchanges, Ships' Service Stores, Officers' and Enlisted Men's Service Clubs on military or naval reservations are not preferred orders.

(4) "Manufacturer" means any person engaged in the business of making, assembling or plating any restricted flatware or restricted hollow ware or any parts for such ware.

(5) "Distributor" means any person or firm other than a retail dealer engaged in the business of selling restricted flatware or restricted hollow ware not manufactured by that firm.

(b) *Restriction on the production of restricted flatware.* (1) No person shall manufacture any restricted flatware for any orders except according to a quota approved by the War Production Board on Form WPB-2719, which must be filed with the War Production Board, Washington 25, D. C., Ref: L-140-b, on or before the 15th day of November, February, May and August. When one person makes restricted flatware and another person plates it, this restriction applies only to the first person.

(2) The War Production Board will assign production quotas to meet approved requirements. Total production which would exceed such requirements will not be authorized. No person will be authorized to produce flatware if that production would interfere with his or other war production. Production will be authorized so as to avoid increased labor requirements in labor shortage areas. The War Production Board will give notice to each manufacturer of the total and individual authorizations.

(c) *Production of restricted hollow ware.* No person shall use any metals in the manufacture of restricted hollow ware except to fill preferred orders.

(d) *No specifications for restricted flatware for preferred orders.* Restricted flatware made to fill preferred orders may be made from any material and according to any specifications called for in the preferred order.

(e) *Metal restrictions and specifications for restricted flatware for other than preferred orders.* (1) No person shall use any metal in the manufacture of restricted flatware made for other than preferred orders, except metals listed in Schedule A.

(2) No manufacturer shall make any restricted flatware for other than preferred orders except knives, dessert size forks, dessert spoons and teaspoons.

(3) All carbon steel silver plated restricted flatware made for other than preferred orders shall be plated with an

undercoating of nickel of an average thickness of 0.0002 inch and the whole metal coating of nickel and silver shall be of an average thickness of not less than 0.0005 inch.

(4) Restricted flatware made for other than preferred orders shall not be made of any metal of a lighter gauge than 0.050 inch for teaspoons, 0.055 inch for dessert spoons and 0.065 inch for dessert forks.

(f) *Distribution of stainless steel restricted flatware.* (1) No manufacturer or distributor shall sell any stainless steel restricted flatware except to fill preferred orders, or to manufacturers, distributors, hospitals, institutions for the aged, sick or poor, prisons, educational institutions, orphanages, hotels, restaurants, canteens, clubs, cafeterias, lunch rooms, lunch counters, and public eating places (including those operated by common carriers), Officers, and Enlisted Men's Service Clubs; and the following Post Exchanges and Ship's Service Departments for use on the premises in eating places operated by them: U. S. Army or Marine Corps Post Exchanges, U. S. Navy or Coast Guard Ship's Service Departments, and War Shipping Administration Training Organization Ship's Service activities.

(2) No manufacturer or distributor shall sell stainless steel restricted flatware for export, except to Officers' and Enlisted Men's Service Clubs and to the Post Exchanges and Ship's Service Departments listed in paragraph (f) (1) for use on the premises in eating places operated by them.

(g) *Reports.* Each manufacturer shall file Form WPB-2719 (formerly PD-880) showing the amount of restricted flatware manufactured according to the instructions accompanying that form.

(h) *Applicability of other orders and regulations.* This order and all transactions affected by this order are subject to the applicable regulations of the War Production Board. If any other order of the War Production Board limits the use of any material in the production of flatware and hollow ware to a greater extent than does this order, the other order shall govern unless it states otherwise.

(i) *Violations.* Any person who willfully violates any provision of this order or who, in connection with this order,

willfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(j) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise directed, be addressed to the War Production Board, Consumers Durable Goods Division, Washington 25, D. C., Ref: I-140-b.

(k) *Appeals.* Any appeal from this order should be made on Form WPB-1477 (formerly PB-500) and should be filed with the field office of the War Production Board for the district in which is located the plant to which the appeal relates.

NOTE: The application and reporting requirements in this order have been approved by the Bureau of the Budget under the Federal Reports Act of 1942.

Issued this 21st day of March 1944.

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

SCHEDULE A

- Iron.
- Carbon steel.
- Straight chromium stainless steel.
- Chromium nickel stainless steel (if in manufacturer's inventory on November 5, 1943, or obtained by him pursuant to Priorities Regulation No. 13).
- Gold.
- Silver (for plating).
- Sterling silver.
- Nickel (for plating).
- Chromium (for plating).
- Copper (for copper silver strike).

[F. R. Doc. 44-3979; Filed, March 21, 1944; 11:23 a. m.]

Chapter XI—Office of Price Administration
PART 1312—LUMBER AND LUMBER PRODUCTS
[RMPR 109,¹ Amdt. 6]

AIRCRAFT LUMBER

A statement of the considerations involved in the issuance of this amend-

ment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Revised Maximum Price Regulation 109 is amended in the following respects:

1. Section 1312.358, in paragraph (b) (4) the heading over the vertical column of figures is amended by adding the words "board measure", and a new subparagraph (b) (6) is added, to read as follows:

(6) *Averaging inbound transportation charges.* An aircraft lumber remanufacturing plant may make an average inbound transportation addition on all sales f. o. b. the remanufacturing plant. The average inbound addition may also be used in selling on a delivered basis as provided in this section, except that where milling-in-transit rates are available, the entire addition (including inbound) must be figured on the through rate from the original shipping point indicated on the freight bills surrendered in connection with the outbound shipment. The transit charge may be added.

This average addition must be calculated for each quarter by averaging the total inbound charges paid during the preceding three months, under the following formula:

(i) Multiply the estimated weight of the material received from each original shipping point by the freight rate from that point to the remanufacturing plant.

(ii) Add the transportation charges thus computed and divide by the total footage of all aircraft lumber (except in-transit shipments) received during the quarter, whether the shipment of lumber involved inbound transportation charges or not.

2. Section 1312.361, in the section heading the phrase "per MBM" is deleted.

3. Section 1312.361, Table 1, in the table heading, the phrase "Maximum prices f. o. b." is changed to read "Maximum prices per MBM f. o. b."

4. In § 1312.361, immediately after Table 1, and preceding the "Notes" applying thereto, a new Table 1A is inserted, to read as follows:

TABLE 1A—MAXIMUM PRICES F. O. B. ORIGINAL SHIPPING POINT FOR THIN, ROUGH, S2S OR S4S ARMY-NAVY AERONAUTICAL SPECIFICATIONS SITKA SPRUCE (AN-S-6),¹ RED SPRUCE (AN-S-6),¹ WHITE SPRUCE (AN-S-6),¹ NOBLE FIR (AN-F-6),¹ AND WESTERN HEMLOCK (AN-H-4)¹
[See footnote 4 for Douglas Fir (AN-F-7).¹ All prices per 1,000 feet surface measure]

Random length groups	1/2" S2S S4S, 3/4" rough	3/4" S2S S4S, 3/4" rough	1 1/4" S2S S4S, 7/8" rough	1 1/2" S2S S4S, 1 1/4" rough	1 3/4" S2S S4S, 1 1/2" rough	1 7/8" S2S S4S, 1 3/4" rough	2" S2S S4S, 1 7/8" rough	2 1/4" S2S S4S, 2" rough	2 1/2" S2S S4S, 2 1/4" rough	2 3/4" S2S S4S, 2 1/2" rough
Random lengths and random widths.....	3' to 5 1/2'-----	\$82.00	\$57.00	\$63.00	\$70.00	\$77.00	\$84.00	\$90.00	\$97.00	\$100.00
Random lengths and specified widths, 7 inches or wider.....	3' to 5 1/2'-----	54.50	59.75	66.25	73.50	80.75	88.25	94.50	101.75	105.00
Random lengths and random widths.....	6' to 9 1/2'-----	143.00	156.75	173.25	192.50	211.75	231.00	247.50	263.75	275.00
Random lengths and specified widths, 7 inches or wider.....	6' to 9 1/2'-----	150.25	164.50	182.00	202.25	222.25	242.50	260.00	280.00	288.75
Random lengths and random widths.....	10' to 13 1/2'-----	195.00	213.75	236.25	262.50	288.75	315.00	337.50	363.75	375.00
Random lengths and specified widths, 7 inches or wider.....	10' to 13 1/2'-----	204.75	224.50	248.00	275.75	303.25	330.75	354.50	382.00	393.75
Random lengths and random widths.....	14' to 17 1/2'-----	284.00	266.50	283.50	315.00	346.50	378.00	405.00	436.50	450.00
Random lengths and specified widths, 7 inches or wider.....	14' to 17 1/2'-----	245.75	269.25	297.75	330.75	363.75	397.00	425.25	458.25	472.50

An addition of \$3.00 per MSM, for surfacing, may be made to the above prices for surfaced lumber.

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

¹ 7 F.R. 10100; 8 F.R. 270, 2872, 4325, 4717, 6833, 8614.

5. Section 1312.361, in footnote 6 the words, "board measure" are deleted, and in footnote 7 item (i) is deleted and item (1) is amended to read as follows:

(1) For sizes surfaced thicker than $\frac{5}{8}$ ":

Thicker than—	And not thicker than—	Compute as for nominal thickness of—
$\frac{5}{8}$ inch.....	$\frac{3}{4}$ inch.....	1
$\frac{3}{4}$ inch.....	$1\frac{1}{32}$ inches.....	$1\frac{1}{4}$
$1\frac{1}{32}$ inches.....	$1\frac{1}{16}$ inches.....	$1\frac{1}{2}$
$1\frac{1}{16}$ inches.....	$1\frac{1}{8}$ inches.....	$1\frac{3}{4}$
$1\frac{1}{8}$ inches.....	$1\frac{1}{4}$ inches.....	2
$1\frac{1}{4}$ inches.....	$2\frac{1}{4}$ inches.....	$2\frac{1}{2}$

6. In § 1312.361, Table 3, immediately below the item covering "Douglas fir ---- Y ---- 90" a new item is added to read as follows:

(Species)	(Grade)	(Maximum price)
-----	YYY	75

This amendment shall become effective March 25, 1944.

(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 20th day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-3944; Filed, March 20, 1944; 12:05 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 289, Amdt. 29]

EVAPORATED MILK

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 289 is amended in the following respects:

1. Section 1351.1521 (a) (1) (i) is amended to read as follows:

(i) The maximum prices for sales and deliveries of evaporated milk by manufacturers thereof in carload lots delivered to the buyer's customary receiving point shall be as set forth in table A below:

TABLE A

If delivered in—	Carton of 48 14 $\frac{1}{2}$ -oz. cans (per carton)	Carton of 48 13-oz. cans (per carton)	Carton of 48 6-oz. cans (per carton)	Carton of 96 6-oz. cans (per carton)	Carton of 6 8-lb. cans (per carton)
Zone 1...	\$4.10	\$3.85	\$2.05	\$4.10	\$4.10
Zone 2...	4.20	3.95	2.10	4.20	4.20
Zone 3...	4.20	3.95	2.10	4.20	4.20

2. Section 1351.1521 (a) (1) (iv) is amended to read as follows:

(iv) If evaporated milk is delivered by the manufacturer to the buyer's customary receiving point at the following

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

¹ 7 F.R. 10996; 8 F.R. 490, 1455, 1885, 1972, 3252, 3253, 3327, 4335, 4513, 4337, 4338, 4918, 6440, 7566, 7593, 8276, 8751, 9380, 9229, 10667, 11245.

points within zones 1 and 3, the maximum price shall be the appropriate price in table A, plus 10¢ per carton for cartons of 48 14 $\frac{1}{2}$ -oz. cans, 48 13-oz. cans, 96 6-oz. cans, and 6 8-lb. cans, and 5¢ per carton for cartons of 48 6-oz. cans.

ZONE 1. Deliveries to all of New Mexico except Clayton, Dawson, Raton, Artesia, Carlisbad, Roswell and Hobbs; and deliveries to Sheridan, Greybull and Worland in Wyoming.

ZONE 3. Deliveries to all of Arizona, except Yuma; deliveries to Needles, El Portal and Alturas in California; deliveries to Montana; and deliveries to Boulder City, Ely, McGill and Las Vegas in Nevada.

3. Section 1351.1521 (a) (2) (ii) is amended to read as follows:

(ii) *Other sales and deliveries.* The maximum prices for all other sales and deliveries of evaporated milk or British Standard Evaporated Milk by manufacturers in less than carload lots delivered to the buyer's customary receiving point shall be the appropriate price in subparagraph (1) of this paragraph plus the following:

5¢ per carton for cartons of 48 14 $\frac{1}{2}$ -oz. cans, 48 13-oz. cans, 96 6-oz. cans, and 6 8-lb. cans; 2 $\frac{1}{2}$ ¢ per carton for cartons of 48 6-oz. cans.

This amendment shall become effective March 25, 1944.

(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 20th day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-3946; Filed, March 20, 1944; 12:05 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 305, Amdt. 9]

CORN MEAL, CORN FLOUR, CORN GRITS, HOMINY, HOMINY GRITS, BREWERS GRITS AND OTHER PRODUCTS MADE BY A DRY CORN MILLING PROCESS

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 305 is amended in the following respects:

1. Section 1351.1754 is amended to read as follows:

§ 1351.1754 *Maximum base point prices for yellow and white corn products.* (a) The maximum base point price for yellow corn products shall be \$2.77 per hundredweight at the basing point of Kansas City, Missouri.

(b) The maximum base point price for white corn products shall be \$3.21 per hundredweight at the basing point of Kansas City, Missouri.

2. Section 1351.1755 is amended to read as follows:

§ 1351.1755 *Transportation.* (a) "Transportation charge" means the charge figured at the lowest carload rail

¹ 8 F.R. 1063, 2501, 3178, 8705, 5316, 6177, 6440, 7567, 16297, 16790.

rate (local or proportional), (including the 3 percent transportation tax applicable under section 620 of the Revenue Act of 1942), from the basing point at Kansas City, Missouri, to the railroad siding nearest the point designated by the buyer as his receiving point. No transportation or local hauling charge beyond such receiving point shall be added to the maximum price except as permitted in § 1351.1757 below.

3. Section 1351.1756 is amended to read as follows:

§ 1351.1756 *Maximum delivered price for carload lots (including "pool car" and "mixed car" shipments).* Maximum delivered price for yellow or white corn products in the sale of carload lots (including pool car and mixed car shipments) by a processor to any person shall be:

(a) In bulk, the sum of:
(1) The maximum base point price, and

(2) The transportation charges as defined herein.

(b) In 100 pound cotton sacks, the sum of:

(1) The maximum base point price, and
(2) The transportation charges as defined herein, and

(3) In addition, if in seller's bags, plus the actual cost of a cotton sack which holds 100 pounds of corn products (but not greater than the maximum price provided in Maximum Price Regulation No. 151).

(c) In containers other than 100 pound cotton sacks, except "case goods", the sum of:

(1) The maximum base point price, and
(2) The transportation charges as defined herein,

(3) Plus or minus the package differential and charge for outside containers listed in Appendix A; and

(4) In addition, if in seller's bags, plus the actual cost of a cotton sack which holds 100 pounds of corn products (but not greater than the maximum price provided in Maximum Price Regulation No. 151).

(d) For case goods, the price determined by the following method:

(1) The seller shall first determine the maximum price he would be permitted to charge under the General Maximum Price Regulation, if the sale were not exempted from the General Maximum Price Regulation,

(2) To the price so determined, he shall add a sum equal to 40 cents per one hundred pounds computed upon the net weight of the product in the case.

4. Section 1351.1765 is hereby revoked.

5. Section 1351.1766 (k) is added to read as follows:

(k) "Case goods" means dry corn milling products packaged for sale to the ultimate consumer in a rigid paper container containing five pounds of products or less and packed for shipment in a case or box containing two or more packages.

6. Section 1351.1766a is added to read as follows:

§ 1351.1766a *Notification of change in maximum prices.* This regulation will

have the effect of altering some sellers' maximum prices for the listed commodities. Those sellers and all sellers whose maximum prices for any item are altered by this regulation or any amendment must comply with the provisions of this section. In each case when a seller's maximum price for an item has been changed pursuant to this regulation or any amendment, he shall give notice of such change with the first shipment or delivery of the item after the change in price becomes effective, in the following manner.

(a) He shall supply each wholesaler and retailer who purchases from him with a written notice as set forth below:

(insert date)

NOTICE TO WHOLESALERS AND RETAILERS

Our OPA ceiling price for (describe the item by the appropriate kind, grade, variety, brand, quantity, container type and size, etc.) has been changed by the OPA.

We are authorized to inform you that if you are a wholesaler or retailer pricing this item under Maximum Price Regulations 421, 422 or 423, you must refigure your ceiling price for this item on the first delivery of it to you containing this notification on or after (insert here effective date of price change). You must refigure your ceiling price following the rules of section 6 of Maximum Price Regulations 421, 422 or 423 whichever is applicable to you.

For a period of 60 days after the price change becomes effective, and with the first shipment or delivery of the item after that date, to each such purchaser who has not made a purchase of the item within that time, the seller shall include the notice set forth above in each case or carton containing the item or securely attach it to the case or carton or insert it on the invoice accompanying the shipment.

(b) He shall notify each purchaser who is a distributor other than a wholesaler or retailer of the change in price by a written notice attached to or written on the invoice issued in connection with the first transaction with such purchaser after such price increase becomes effective as follows:

(Insert date)

NOTICE TO DISTRIBUTORS OTHER THAN WHOLESALERS AND RETAILERS

Our OPA ceiling price for (describe item by kind, brand, grade, variety and container type and size) has been changed from \$..... to \$..... Under the provisions of Maximum Price Regulation 305 you are required to notify all wholesalers and retailers purchasing the item from you after (insert effective date of price change) any change in your maximum price. This notice must be made in the manner prescribed in § 1351.1766a of Maximum Price Regulation 305.

This amendment shall become effective March 20, 1944.

(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 20th day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-3947; Filed, March 20, 1944; 12:08 p. m.]

PART 1394—RATIONING OF FUEL AND FUEL PRODUCTS

[RO 5C,¹ Amdt. 112]

MILEAGE RATIONING: GASOLINE REGULATIONS

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

Ration Order 5C is amended in the following respects:

1. In § 1394.7851 (b) (5) the text preceding subdivision (i) is amended by substituting a comma for the period at the end of the last sentence and adding the following provision: "or unless the vehicle is a passenger automobile the transfer of which is governed by the provisions of Ration Order No. 2B, or unless the vehicle is a station wagon which was manufactured subsequent to July 31, 1941, and which has never been transferred except for the purpose of resale."

2. In § 1394.8183 (b) subparagraphs (5) and (6) are added to read as follows:

(5) Any movement of a passenger automobile the transfer of which is governed by the provisions of Ration Order No. 2B.

(6) Any movement of a station wagon which was manufactured subsequent to July 31, 1941, and which has never been transferred except for the purpose of resale.

This amendment shall become effective March 24, 1944.

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

Issued this 20th day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-3948; Filed, March 20, 1944; 12:09 p. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Rev. RO 13,² Amdt. 18]

PROCESSED FOODS

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

Revised Ration Order 13 is amended in the following respects:

1. Section 8.3 (a) is amended by adding the following: "He may also retain, and need not deposit, enough stamps and certificates to acquire tokens for such use."

2. Section 9.9 (b) is amended by adding at the end the following:

However, he may retain enough tokens for use in returning excess points to con-

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

¹ 8 F.R. 15937, 16250, 16420; 9 F.R. 104; 8 F.R. 16945, 16946, 17327, 17434, 17297; 9 F.R. 286, 90, 1181, 1180, 972, 1362, 1397, 1712, 2033, 2087, 2239.

² 9 F.R. 3, 104, 574, 695, 765, 848, 1397, 1727, 1817, 1908, 2233, 2234, 2240.

sumers pursuant to section 2.4 (c). He may also retain enough stamps and certificates to acquire tokens for such use.

This amendment shall become effective March 20, 1944.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421, 507 and 729, 77th Cong.; E.O. 9125, 7 F.R. 2719; E.O. 9280, 7 F.R. 10179; WPB Dir. 1, 7 F.R. 562; Food Dir. 3, 8 F.R. 2005, and Food Dir. 5, 8 F.R. 2251)

Issued this 20th day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-3949; Filed, March 20, 1944; 12:06 p. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[RO 16,¹ Amdt. 118]

MEAT, FATS, FISH AND CHEESES

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

Ration Order 16 is amended in the following respects:

1. The last sentence of section 7.6 (f) is amended by substituting the words "sections 6.10 and 10.11" for the words "section 10.11".

2. Section 7.8 (d) is amended by substituting the words "sections 6.10 and 10.11" for the words "section 10.11".

3. The third sentence in the definition of "Transfer" in section 24.1 (a) is amended by inserting the words "produced or" between the words "which he" and "holds for sale or transfer".

This amendment shall become effective March 24, 1944.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421, 507 and 729, 77th Cong.; E.O. 9125, 7 F.R. 2719; E.O. 9280, 7 F.R. 10179; WPB Directive 1, 7 F.R. 562; and Supp. Dir. 1-M, 7 F.R. 8234; Food Directive 1, 8 F.R. 827; Food Dir. 3, 8 F.R. 2005; Food Dir. 5, 8 F.R. 2251; Food Dir. 6, 8 F.R. 3471; Food Dir. 7, 8 F.R. 3471)

Issued this 20th day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-3950; Filed, March 20, 1944; 12:09 p. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[RO 16,¹ Amdt. 120]

MEAT, FATS, FISH AND CHEESES

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

¹ 8 F.R. 13128, 13394, 13980, 14399, 14623, 14764, 14945, 15253, 15454, 15524, 16160, 16161, 16260, 16263, 16424, 16527, 16606, 16695, 16739, 16797, 16855, 17326; 9 F.R. 104, 106, 220, 403, 677, 695, 849, 1054, 1532, 1581, 1728, 1818, 1909, 2235, 2240, 2406.

Ration Order 16 is amended in the following respects:

1. Section 9.3 (a) is amended by inserting before the parenthetical sentence at the end thereof, the following: "He may also retain and need not deposit enough stamps and certificates to acquire tokens for such use."

2. Section 10.10 (b) is amended by adding at the end the following:

However, he may retain enough tokens for use in returning excess points to consumers pursuant to section 2.3 (c). He may also retain enough stamps and certificates to acquire tokens for such use.

This amendment shall become effective March 20, 1944.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421, 507 and 729, 77th Cong.; E.O. 9125, 7 F.R. 2719; E.O. 9280, 7 F.R. 10179; WPB Dir. 1, 7 F.R. 562; and Supp. Dir. 1-M, 7 F.R. 8234; Food Dir. 1, 8 F.R. 827; Food Dir. 3, 8 F.R. 2005; Food Dir. 5, 8 F.R. 2251; Food Dir. 6, 8 F.R. 3471; Food Dir. 7, 8 F.R. 3471)

Issued this 20th day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-3951; Filed, March 20, 1944; 12:06 p. m.]

PART 1444—ICE BOXES
[MPR 399, Amdt. 13]

NEW ICE BOXES

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. 399 is amended in the following respects:

1. Section 14, Table A, "Retail Ceiling Prices in Each State for Sales of Ice Boxes by Ice Companies and Retail Establishments Controlled by Ice Companies." is amended by adding ceiling prices for three new model ice boxes as set forth below:

TABLE A—RETAIL CEILING PRICES IN EACH STATE FOR SALES OF ICE BOXES BY ICE COMPANIES AND RETAIL ESTABLISHMENTS CONTROLLED BY ICE COMPANIES*

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Alabama	Arizona	Arkansas	California	Colorado	Connecticut	Delaware	District of Columbia	Florida	Georgia	Idaho	Illinois
L. D. Reeder Co.	Leader	GV-5	75#	\$56.75	\$58.75	\$56.75	\$56.75	\$58.25	\$59.25	\$59.25	\$59.25	\$59.25	\$59.75	\$58.75	\$59.00	\$58.50
Maine Manufacturing Co.	White Mountain	158	50#	35.75	35.75	37.00	36.00	37.00	36.50	35.75	35.75	35.75	35.75	35.75	37.00	35.75
Maine Manufacturing Co.	White Mountain	159	75#	39.50	39.50	41.00	40.00	41.00	40.75	39.50	39.50	39.50	39.75	39.50	41.00	39.50

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Indiana	Iowa	Kansas	Kentucky	Louisiana	Maine	Maryland	Massachusetts	Michigan	Minnesota	Mississippi	Missouri
L. D. Reeder Co.	Leader	GV-5	75#	\$56.75	\$58.75	\$58.25	\$58.25	\$58.75	\$58.25	\$59.25	\$59.75	\$59.25	\$58.50	\$58.75	\$58.75	\$58.25
Maine Manufacturing Co.	White Mountain	158	50#	35.75	35.75	35.75	36.25	35.75	36.25	35.75	35.75	35.75	35.75	36.00	35.75	35.75
Maine Manufacturing Co.	White Mountain	159	75#	39.50	39.50	39.75	40.00	39.50	40.25	39.50	39.50	39.50	39.50	39.75	39.75	39.50

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Montana	Nebraska	Nevada	New Hampshire	New Jersey	New Mexico	New York	North Carolina	North Dakota	Ohio	Oklahoma	Oregon
L. D. Reeder Co.	Leader	GV-5	75#	\$56.75	\$59.25	\$58.25	\$58.25	\$59.25	\$59.25	\$58.00	\$59.25	\$59.25	\$58.25	\$58.75	\$58.25	\$58.25
Maine Manufacturing Co.	White Mountain	158	50#	35.75	37.00	36.00	37.00	35.75	35.75	37.00	35.75	35.75	36.25	35.75	36.25	37.00
Maine Manufacturing Co.	White Mountain	159	75#	39.50	41.00	40.00	41.00	39.50	39.50	41.00	39.50	39.50	40.25	39.50	40.25	41.00

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Pennsylvania	Rhode Island	South Carolina	South Dakota	Tennessee	Texas	Utah	Vermont	Virginia	Washington	West Virginia	Wisconsin	Wyoming
L. D. Reeder Co.	Leader	GV-5	75#	\$56.75	\$59.00	\$59.25	\$58.50	\$58.75	\$58.25	\$58.25	\$59.25	\$59.25	\$59.25	\$57.75	\$59.25	\$58.50	\$58.25
Maine Manufacturing Co.	White Mountain	158	50#	35.75	35.75	35.75	36.25	35.75	36.50	37.00	37.00	35.75	35.75	37.00	35.75	35.75	36.50
Maine Manufacturing Co.	White Mountain	159	75#	39.50	39.50	39.50	40.25	39.50	40.50	41.00	39.50	39.50	39.50	41.00	39.50	39.50	40.75

2. Section 16, Table C, "Ceiling Prices in Each State for all Other Sales of Ice Boxes at Retail" is amended by adding ceiling prices for three new model ice boxes as set forth below:

TABLE C—CEILING PRICES IN EACH STATE FOR ALL OTHER SALES OF ICE BOXES AT RETAIL—NO AMOUNT MAY BE ADDED TO THESE CEILING PRICES FOR DELIVERY TO THE BUYER

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Alabama	Arizona	Arkansas	California	Colorado	Connecticut	Delaware	District of Columbia	Florida	Georgia	Idaho	Illinois
L. D. Reeder Co.	Leader	GV-5	75#	\$67.50	\$70.75	\$69.25	\$70.50	\$68.50	\$70.25	\$71.25	\$71.25	\$71.25	\$72.00	\$71.00	\$71.25	\$70.50
Maine Manufacturing Co.	White Mountain	158	50#	40.50	41.75	43.00	42.00	43.00	42.75	41.00	41.25	41.25	41.75	41.75	43.00	41.75
Maine Manufacturing Co.	White Mountain	159	75#	44.95	46.50	48.00	46.75	48.00	47.50	45.50	45.75	45.75	46.50	46.25	48.00	46.25

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Indiana	Iowa	Kansas	Kentucky	Louisiana	Maine	Maryland	Massachusetts	Michigan	Minnesota	Mississippi	Missouri
L. D. Reeder Co.	Leader	GV-5	75#	\$67.50	\$70.75	\$70.50	\$70.25	\$70.75	\$70.50	\$71.25	\$71.25	\$71.25	\$70.75	\$70.75	\$70.75	\$70.50
Maine Manufacturing Co.	White Mountain	158	50#	40.50	41.50	41.75	42.25	41.75	42.25	41.00	41.25	40.75	41.50	42.00	42.00	41.75
Maine Manufacturing Co.	White Mountain	159	75#	44.95	46.00	46.50	47.00	46.25	47.00	45.50	45.75	45.25	46.00	46.75	46.50	46.50

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Montana	Nebraska	Nevada	New Hampshire	New Jersey	New Mexico	New York	North Carolina	North Dakota	Ohio	Oklahoma	Oregon
L. D. Reeder Co.	Leader	GV-5	75#	\$67.50	\$71.50	\$70.25	\$70.50	\$71.25	\$71.25	\$70.25	\$71.25	\$71.25	\$70.50	\$70.75	\$70.25	\$70.50
Maine Manufacturing Co.	White Mountain	158	50#	40.50	43.00	42.25	43.00	40.75	41.25	43.00	41.00	41.25	42.50	41.50	42.25	43.00
Maine Manufacturing Co.	White Mountain	159	75#	44.95	48.00	46.75	48.00	45.25	46.75	48.00	45.50	46.00	47.25	46.00	47.00	48.00

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

† 8 F.R. 7448, 9062, 11386, 11813, 13982, 14150, 14818, 15524, 15526, 15717, 15742.

TABLE C—CEILING PRICES IN EACH STATE FOR ALL OTHER SALES OF ICE BOXES AT RETAIL—NO AMOUNT MAY BE ADDED TO THESE CEILING PRICES FOR DELIVERY TO THE BUYER—Continued

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Pennsylvania	Rhode Island	South Carolina	South Dakota	Tennessee	Texas	Utah	Vermont	Virginia	Washington	West Virginia	Wisconsin	Wyoming
L. D. Reeder Co.	Leader	GV-5	75#	\$67.50	\$71.00	\$71.25	\$71.25	\$70.50	\$70.75	\$70.25	\$70.50	\$71.25	\$71.25	\$70.00	\$71.25	\$70.50	\$70.50
Maine Manufacturing Co.	White Mountain	158	50#	40.50	41.25	41.00	41.50	42.50	41.75	42.50	43.00	41.00	41.25	43.00	41.50	41.50	42.75
Maine Manufacturing Co.	White Mountain	159	75#	44.95	45.75	45.50	46.25	47.00	46.50	47.25	48.00	45.50	46.00	48.00	46.00	46.25	47.50

This amendment shall become effective on the 25th day of March 1944.

(Pub. Laws 427, 729, 77th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 20th day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-3952; Filed, March 20, 1944; 12:08 p. m.]

PART 1499—COMMODITIES AND SERVICES

[MPR 503, Amdt. 1]

WESTERN CONTRACT LOGGING SERVICES

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

Maximum Price Regulation 503 is amended in the following respects:

1. The following sentence is added at the conclusion of paragraph (e) of section 3:

If the particular timber being cut was purchased prior to August 31, 1943, the buyer may, at his option, use the level of prices established by Maximum Price Regulation 460 for the purpose of computing "stumpage cost" under this section.

2. Section 8 (b) of Maximum Price Regulation 503 is amended so that the phrase "the form shall be filed within 30 days of that effective date" shall read "the form shall be filed by March 31, 1944".

This amendment shall become effective March 25, 1944.

(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 20th day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-3954; Filed, March 20, 1944; 12:05 p. m.]

PART 1499—COMMODITIES AND SERVICES

[Rev. SR 1 to GMPR, Amdt. 51]

NATIVE OR ISLAND TWIST CHEWING TOBACCO

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 4.6 (k) is added to read as follows:

(k) *Native or island twist chewing tobacco sold and delivered to the Federal*

*Copies may be obtained from the Office Price Administration.

¹ 9 F. R. 303.

Surplus Commodity Corporation. "Native or island twist chewing tobacco" means twist chewing tobacco pressed flat and made of fire-cured or dark air-cured tobacco, or a combination of both; and treated with a casing mixture of molasses, syrup, glycerin, alcohol and such flavorings as are normally used on twist tobacco consumed by the natives of New Guinea, the Solomons and other islands in the Southwest Pacific area.

Prior to the effective date of any contract for the sale of native or island twist chewing tobacco to the Federal Surplus Commodity Corporation (or, if the contract is already in effect, within ten days from March 25, 1944), a seller shall submit to the Office of Price Administration, Washington, D. C., a copy of such contract or a statement setting forth the date and terms of such contract, including the quantity of twist chewing tobacco sold or to be sold and the price paid or agreed to be paid therefor.

This amendment shall become effective March 25, 1944.

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.

(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 20th day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-3953; Filed, March 20, 1944; 12:06 p. m.]

PART 1300—PROCEDURE

[Rev. Procedural Reg. 1, Amdt. 6]

PROCEDURE FOR PROTEST OF MAXIMUM PRICE REGULATIONS

Section 1300.26 (a) is amended to read as follows:

(a) Any protest against a provision of a maximum price regulation shall be filed with the Secretary, Office of Price Administration, Washington, D. C., within a period of sixty days after the date of issuance of such regulation, regardless of the effective date prescribed therein: *Provided, however,* That a protest based solely upon grounds arising after the date of issuance of a maximum price regulation may be filed at any time after such new grounds arise: *Provided, further,* That protests of any person having his principal place of business in a territory, may be filed with the director of the appropriate territorial office.

This amendment shall become effective March 20, 1944.

¹ 7 F.R. 8961; 8 F.R. 8313, 3533, 6173, 11806; 9 F.R. 1594.

(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 20th day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-3961; Filed, March 20, 1944; 4:56 p. m.]

PART 1301—MACHINE TOOLS

[MPR 1, Amdt. 3]

SECOND-HAND MACHINE TOOLS

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.*

In section 4 the text preceding paragraph (a) is amended to read as follows:

This section is applicable to the sale by the Defense Plant Corporation, the War Department and the Department of the Navy of any second-hand machine tool or extra which was acquired by the agency in question for the purpose of rental. Notwithstanding any other provisions of this regulation, the maximum price for such a sale shall be the price determined in accordance with section 3 or the price determined as provided in paragraphs (a) and (b) below, whichever is the higher.

This amendment shall become effective March 27, 1944.

(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 21st day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-3952; Filed, March 21, 1944; 11:45 a. m.]

PART 1305—ADMINISTRATION

[Gen. RO 5, Amdt. 53]

FOOD RATIONING FOR INSTITUTIONAL USERS; SUGAR-CONTAINING PRODUCTS

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

Section 15.3 (c) is added to read as follows:

(c) An institutional user may use imported sugar-containing products (as defined in § 1407.176 of Revised Ration Order 3) only in accordance with the

¹ 8 F.R. 10116, 13104; 9 F.R. 2135.

² 8 F.R. 10002, 11676, 11480, 11479, 12483, 12557, 12403, 12744, 14472, 15488, 17486; 9 F.R. 501, 455, 492, 2212, 2287.

provisions of Revised Ration Order 3 and shall make and keep the records and furnish the reports required by that order.

This amendment shall become effective May 1, 1944.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421 and 507, 77th Cong.; E.O. 9125, 7 F.R. 2719; E.O. 9280, 7 F.R. 10179; W.P.B. Dir. 1, Supp. Dir. 1-E, 1-M and 1-R, 7 F.R. 562, 2965, 7234, 9684, respectively; Food Dir. 3, 5, 6 and 7, 8 F.R. 2005, 2251, 3471, respectively; Food Dir. 8, 8 F.R. 7093)

Issued this 21st day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-3988; Filed, March 21, 1944; 11:46 a. m.]

PART 1305—ADMINISTRATION

[Gen. RO 11, Amdt. 13]

REPLACEMENT OF RATION FOODS USED IN PRODUCTS ACQUIRED BY DESIGNATED AGENCIES

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

General Ration Order 11 is amended in the following respects:

1. Section 1.2 (a) is amended to read as follows:

(a) The designated agencies are the Army, Navy, Marine Corps, or Coast Guard of the United States; Army Exchanges; Army Exchange Service; Post Exchanges of the Marine Corps; Ships' Service Activities of the Navy or Coast Guard; other activities designated by the Army, Navy, Marine Corps or Coast Guard; Food Distribution Administration; the Training Organization, and Ships' Service Stores of the Training Organization, of the War Shipping Administration; the Immigration and Naturalization Service of the Department of Justice, with respect to its acquisitions of food for consumption at Alien Enemy Internment Camps; and the American National Red Cross, with respect to its acquisitions of food for consumption by members of the armed forces of the United States outside the United States.

2. The first sentence of section 2.1 (a) is amended to read as follows:

(a) Any industrial user may obtain replacement of rationed foods used by him in products which are acquired on or after July 1, 1943, by any of the designated agencies (other than the Immigration and Naturalization Service of the Department of Justice), by a Naval vessel or Naval activity of the United Nations, by the Navy, Army, and Air Force Institutes (of Great Britain), or for use as ships' or canteen stores on any ocean going vessel of the United States or of

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

8 F.R. 9008, 9625, 10419, 11671, 12558, 12711, 13171, 13920, 16840, 17511.

any of the United Nations, or on any neutral vessel designated by the War Shipping Administration, which is engaged in the transportation of cargo or passengers in foreign, coastal, or intercoastal trade, or by the India Supply Mission, or which are acquired on or after March 1, 1944, by the Immigration and Naturalization Service of the Department of Justice for consumption at Alien Enemy Internment Camps.

This amendment shall become effective March 25, 1944.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421, 507 and 729, 77th Cong.; E.O. 9125, 7 F.R. 2719; E.O. 9280, 7 F.R. 10179; WPB Directive 1, 7 F.R. 562; WPB Supp. Dir. 1-E, 7 F.R. 2965; WPB Supp. Dir. 1-M, 7 F.R. 8234; WPB Supp. Dir. 1-R, 7 F.R. 9684; Food Directive 1, 8 F.R. 827; Food Dir. 3, 8 F.R. 2005; Food Dir. 5, 8 F.R. 2251; Food Dir. 6, 8 F.R. 3471; Food Dir. 7, 8 F.R. 3471)

Issued this 21st day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-3990; Filed, March 21, 1944; 11:46 a. m.]

PART 1340—FUEL

[MPR 88, Amdt. 2]

FUEL OIL, GASOLINE, AND LIQUEFIED PETROLEUM GAS

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. 88 is amended in the following respects:

1. Section 2.27 is amended to read as follows:

(a) *State of New Hampshire.* The maximum tank wagon prices of kerosene, No. 1 fuel oil and range oil and of Nos. 2 and 3 fuel oil in the following townships and cities in the State of New Hampshire shall be as follows:

(1) For single lot deliveries of 100 gallons or more:

City or town	Kerosene, No. 1 fuel oil and range oil	Nos. 2 and 3 fuel oil
	Cents per gallon	Cents per gallon
Acworth.....	11.4	10.2
Albany.....	11.5	10.4
Alexandria.....	11.1	10.7
Allenstown.....	11.1	10.0
Alstead.....	11.2	10.2
Alton.....	10.7	10.1
Amherst.....	11.1	9.4
Andover.....	11.1	10.0
Antrim.....	10.9	9.9
Ashland.....	11.4	10.7
Atkinson.....	10.8	9.4
Auburn.....	11.1	9.7
Barnstead.....	10.7	10.1
Barrington.....	11.2	9.3
Bartlett.....	11.5	10.4
Bath.....	11.4	10.2
Bedford.....	11.1	9.7
Belmont.....	11.2	10.0
Bennington.....	10.9	9.9
Benton.....	11.4	10.7
Berlin.....	11.5	10.4
Bethlehem.....	11.8	10.9

City or town	Kerosene, No. 1 fuel oil and range oil	Nos. 2 and 3 fuel oil
	Cents per gallon	Cents per gallon
Boscawen.....	10.7	10.0
Bow.....	10.7	10.0
Bradford.....	11.4	10.0
Brentwood.....	10.8	9.2
Bridgewater.....	11.4	10.7
Bristol.....	11.4	10.7
Brookfield.....	11.5	10.4
Brookline.....	10.7	9.4
Cambridge.....	12.0	11.2
Campton.....	11.4	10.7
Canaan.....	11.0	10.1
Candia.....	11.1	9.7
Canterbury.....	10.7	10.0
Carroll.....	11.8	10.9
Center Harbor.....	11.4	10.7
Charlestown.....	11.4	10.2
Chatham.....	11.5	10.4
Chester.....	11.1	9.7
Chesterfield.....	11.2	10.2
Chichester.....	10.7	10.0
Claremont.....	11.4	10.3
Clarksville.....	12.0	11.2
Colebrook.....	12.0	11.2
Columbia.....	12.0	11.2
Concord.....	10.7	10.0
Conway.....	11.5	10.4
Cornish.....	11.4	10.3
Croydon.....	11.4	10.3
Dalton.....	11.8	11.0
Danbury.....	11.1	10.0
Danville.....	10.8	9.4
Deerfield.....	11.1	9.7
Derry.....	10.7	9.4
Deering.....	10.9	9.9
Dixville.....	12.0	11.2
Dorchester.....	11.4	10.7
Dover.....	11.2	9.3
Dublin.....	11.4	9.8
Dummer.....	11.5	10.4
Dunbarton.....	10.7	9.7
Durham.....	11.2	9.3
East Kingston.....	10.6	9.4
Easton.....	11.8	10.7
Eaton.....	11.5	10.4
Effingham.....	11.5	10.4
Ellsworth.....	11.4	10.7
Enfield.....	11.1	10.1
Epping.....	11.0	9.2
Epsom.....	10.7	10.0
Errol.....	12.0	11.2
Exeter.....	10.6	9.2
Farmington.....	11.2	9.6
Fitzwilliam.....	10.6	9.6
Francestown.....	10.9	9.9
Franconia.....	11.8	10.9
Franklin.....	11.1	10.0
Freedom.....	11.5	10.4
Fremont.....	10.8	9.4
Gilford.....	11.2	10.2
Gilmerston.....	10.7	10.1
Gilsom.....	11.2	10.2
Goffstown.....	11.1	9.7
Gorham.....	11.5	10.4
Goshen.....	11.4	10.3
Grafton.....	11.1	10.1
Grantham.....	11.0	10.3
Greenfield.....	10.7	9.8
Greenland.....	10.2	9.2
Greenville.....	10.7	9.4
Groton.....	11.4	10.7
Hampstead.....	10.8	9.4
Hampton.....	10.2	9.4
Hampton Falls.....	10.6	9.4
Hancock.....	10.9	9.8
Hanover.....	11.0	10.1
Harrisville.....	11.4	9.8
Hart's Location.....	11.5	10.4
Haverhill.....	11.4	10.2
Hebron.....	11.1	10.2
Henniker.....	10.7	10.0
Hill.....	11.1	10.0
Hillsboro.....	11.2	9.9
Hinsdale.....	11.2	10.2
Holderness.....	11.4	10.7
Hollis.....	10.7	9.4
Hooksett.....	11.1	9.7
Hopkinton.....	10.7	10.0
Hudson.....	10.7	9.4
Jackson.....	11.5	10.4
Jaffrey.....	10.6	9.8
Jefferson.....	11.8	11.0
Keene.....	11.2	10.2
Kensington.....	10.6	9.4
Kilkenney.....	11.5	10.4
Kingston.....	10.6	9.4
Laconia.....	11.4	10.2
Lancaster.....	11.8	11.0
Landaff.....	11.7	10.7
Langdon.....	11.4	10.2
Lebanon.....	11.0	10.1
Lee.....	11.2	9.3
Lempster.....	11.4	10.3
Lincoln.....	11.4	10.7
Lisbon.....	11.8	10.9

City or town	Kerosene, No. 1 fuel oil and range oil	Nos. 2 and 3 fuel oil
	Cents per gallon	Cents per gallon
Litchfield	10.7	9.7
Littleton	11.8	10.9
Livermore	11.4	10.7
Londonderry	11.1	9.7
Loudon	10.7	10.0
Lynman	11.4	10.9
Lyme	11.0	10.1
Lyndeboro	10.7	9.4
Madbury	11.2	9.3
Madison	11.5	10.4
Manchester	11.1	9.7
Marlboro	11.2	10.2
Marlow	11.4	10.2
Mason	10.7	9.4
Meredith	11.4	10.2
Merrimack	10.7	9.4
Middleton	11.2	9.6
Milan	11.5	10.4
Milford	10.7	9.4
Millsfield	12.0	11.2
Milton	11.2	9.6
Monroe	11.4	10.9
Mount Vernon	10.7	9.4
Moultonboro	11.4	10.7
Nashua	10.7	9.4
Nelson	11.4	10.2
New Boston	11.1	9.7
Newcastle	10.2	9.2
New Durham	11.2	9.6
New Hampton	11.1	10.7
New Ipswich	10.7	9.4
New London	11.4	10.3
Newbury	11.4	10.3
Newfields	10.6	9.2
Newington	10.2	9.2
Newmarket	11.2	9.2
Newport	11.4	10.3
Newton	10.8	9.4
No. Hampton	10.2	9.2
Northwood	11.2	10.1
Northfield	11.1	10.0
Northumberland	11.8	11.0
Nottingham	11.2	9.3
Odell	12.0	11.2
Orange	11.1	10.1
Orford	11.0	10.2
Oestipe	11.5	10.4
Pelham	10.7	9.4
Pembroke	10.7	10.0
Peterboro	10.7	9.8
Piermont	11.4	10.2
Pinkham	11.5	10.4
Pittsburgh	12.0	11.2
Pittsfield	10.7	10.1
Plainfield	11.0	10.1
Plastow	10.8	9.4
Plymouth	11.4	10.7
Portsmouth	10.2	9.2
Randolph	11.5	10.4
Raymond	10.8	9.7
Richmond	11.2	10.2
Rindge	10.6	9.6
Rochester	11.2	9.6
Rollinsford	11.2	9.6
Roxbury	11.2	10.2
Rumney	11.4	10.7
Rye	10.2	9.2
Salem	10.7	9.4
Salisbury	11.1	10.0
Sanbornton	11.1	10.0
Sandown	10.8	9.4
Sandwich	11.4	10.7
Seabrook	10.6	9.4
Sharon	10.7	9.8
Shelburne	11.5	10.4
Somersworth	11.2	9.3
South Hampton	10.6	9.4
Springfield	11.4	10.3
Stark	11.8	11.0
Stewartstown	12.0	11.2
Stoddard	11.4	10.2
Stratford	11.2	10.1
Stratford	12.0	11.2
Stratham	10.6	9.2
Success	11.5	10.4
Sullivan	11.2	10.2
Sunapee	11.4	10.3
Surry	11.2	10.2
Sutton	11.0	10.0
Swanzy	11.2	10.2
Tamworth	11.5	10.4
Temple	10.7	9.8
Thornton	11.4	10.7
Tilton	11.1	10.0

City or town	Kerosene, No. 1 fuel oil and range oil	Nos. 2 and 3 fuel oil
	Cents per gallon	Cents per gallon
Troy	11.2	10.2
Tuftonboro	11.5	10.4
Twin Mt.	11.8	10.9
Unity	11.4	10.3
Wakefield	11.5	10.4
Walpole	11.4	10.2
Warner	11.0	10.0
Warren	11.4	10.7
Washington	11.4	9.9
Waterville	11.4	10.7
Weare	11.1	9.7
Webster	11.0	10.0
Wentworth	11.4	10.7
Wentworth Loc.	12.0	11.2
Westmoreland	11.2	10.2
Whitefield	11.8	11.0
Wilmot	11.1	10.0
Wilton	10.7	9.4
Winchester	11.2	10.2
Windham	10.7	9.7
Windsor	11.2	9.9
Wolfboro	11.5	10.4
Woodstock	11.4	10.7

(2) For single lot deliveries of less than 100 gallons, the maximum price at each point listed in subparagraph (1) above shall be increased as follows:

Product	Increase (cents per gallon)
Kerosene, No. 1 Fuel Oil and Range Oil	1.5
Nos. 2 and 3 Fuel Oil	.5

(b) Conway, New Hampshire, Area. In the Conway Area, comprising the following towns and cities in the State of New Hampshire: Albany, Bartlett, Chat-ham, Conway, Eaton, Hart's Location, Jackson, Madison and Tamworth, the maximum prices of kerosene, No. 1 fuel oil and range oil shall be as follows:

	Cents per gallon
Loaded into buyer's tank wagons	9.5
Tank wagon deliveries to resellers in quantities of 25 gallons or over	11.5

City or town	F. o. b. refineries and sea-board tanker terminals in bulk lots loaded into barges	F. o. b. refineries and sea-board tanker terminals in bulk lots loaded into tank cars or motor transports	F. o. b. barge terminals in bulk lots loaded into tank cars or motor transports	Loaded into buyers' tank wagons	Loaded into containers, in quantities of 10 gallons or less	Tank wagon deliveries to resellers in quantities of 25 gallons and over	Tank wagon deliveries to consumers in quantities of 25 gallons and over	Tank wagon deliveries to consumers in quantities of less than 25 gallons and truck deliveries in containers in quantities of less than 25 gallons
Barrington				7.9	10.3	10.2	10.5	12.0
Bristol				7.9	10.3	10.2	10.5	12.0
Burrillville					10.4	10.3	10.6	12.1
Central Falls City				7.8	10.2	10.1	10.3	11.8
Charleston					10.2	10.1	10.4	11.9
Coventry					10.4	10.3	10.6	12.1
Cranston City				7.8	10.2	10.1	10.3	11.8
Cumberland					10.2	10.1	10.4	11.9
East Greenwich				7.9	10.3	10.2	10.5	12.0
East Providence	6.95	7.2	7.3	7.8	10.2	10.1	10.3	11.8
Executer					10.4	10.3	10.6	12.1
Foster					10.4	10.3	10.6	12.1

2. Section 2.30 (a) (1) is amended in the following respects:

The table under the caption "Delivered Prices" is amended to read as follows:

[All prices in cents per gallon]

DELIVERED PRICES			
	For tank wagon deliveries to resellers in any quantity	For tank wagon deliveries to consumers in quantities of 25 gallons or over	For tank wagon deliveries to consumers in quantities of less than 25 gallons and truck deliveries in containers in quantities of less than 25 gallons
For delivery within:			
New York City	9.8	10.3	12.8
Westchester County, excepting:	9.8	10.3	12.0
Townships of North Salem, Lewisboro, Somers, Yorktown, Bedford and Pound Ridge	10.3	10.8	12.5
Nassau County	10.0	10.5	12.0
Suffolk County, excepting:	10.6	10.6	12.0
Townships of Riverhead, Southampton, Southold, and East Hampton	10.7	10.7	12.0
Township of Shelter Island	11.2	11.2	12.5

¹ Suffolk County, insofar as the delivered prices herein are concerned, excludes Fishers, Gardiners, Gull, Plum and Robbins Islands. Maximum prices for these excluded islands continue to be determined under other provisions of Maximum Price Regulation No. 88.

² For deliveries within New York City, the maximum price in this column applies also to truck delivered in container in quantities of 50 gallons or over.

³ For deliveries within New York City, the maximum price in this column applies to truck deliveries in containers in quantities of less than 50 gallons.

3. Section 2.37 is amended to read as follows:

SEC. 2.37 Rhode Island—(a) State of Rhode Island. In the State of Rhode Island, at the points designated below, maximum prices shall be as follows:

(1) For kerosene, No. 1 fuel oil and range oil:

PART 1340—FUEL

[RMPR 137, Amdt. 1]

PETROLEUM PRODUCTS SOLD AT RETAIL ESTABLISHMENTS; RHODE ISLAND

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 9 (b) (10) is added to read as follows:

(10) *Rhode Island.* In the State of Rhode Island in the towns and cities named below, the maximum prices for sellers at retail establishments of kerosene, No. 1 fuel oil and range oil shall be as follows:

Sales at retail establishments cents per gal.

City or town:	
1. Barrington.....	13.0
2. Bristol.....	13.0
3. Burrillville.....	13.0
4. Central Falls City.....	12.5
5. Charlestown.....	12.5
6. Coventry.....	13.0
7. Cranston City.....	12.5
8. Cumberland.....	12.5
9. East Greenwich.....	13.0
10. East Providence.....	12.5
11. Exeter.....	13.0
12. Foster.....	13.0
13. Glocester.....	13.0
14. Hopkinton.....	12.5
15. Jamestown.....	13.5
16. Johnston.....	12.5
17. Lincoln.....	12.5
18. Little Compton.....	13.0
19. Middletown.....	13.0
20. Narragansett.....	12.5
21. Newport City.....	13.0
22. North Kingston.....	13.0
23. North Providence.....	12.5
24. North Smithfield.....	12.5
25. Pawtucket City.....	12.5
26. Portsmouth.....	13.0
27. Providence City.....	12.5
28. Richmond.....	12.5
29. Scituate.....	13.0
30. Smithfield.....	12.5
31. South Kingston.....	12.5
32. Tiverton.....	13.0
33. Warren.....	13.0
34. Warwick City.....	13.0
35. Westerly.....	12.5
36. West Greenwich.....	13.0
37. West Warwick.....	13.0
38. Woonsocket.....	12.5

This amendment shall become effective March 27, 1944.

(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 21st day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-3993; Filed, March 21, 1944; 11:46 a. m.]

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

[MPR 225, Amdt. 10]

PRINTING AND PRINTED PAPER COMMODITIES

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

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

¹ 9 F.R. 1117.

² 8 F.R. 4181, 7382, 10983, 12660, 15456.

City or town	F. o. b. refineries and seaboard tanker terminals in bulk lots loaded into barges	F. o. b. refineries and seaboard tanker terminals in bulk lots loaded into tank cars or motor transports	F. o. b. barge terminals in bulk lots loaded into tank cars or motor transports	Loaded into buyers' tank wagons	Loaded into containers, in quantities of 10 gallons or less	Tank wagon deliveries to resellers in quantities of 25 gallons and over	Tank wagon deliveries to consumers in quantities of 25 gallons and over	Tank wagon deliveries to consumers in quantities of less than 25 gallons
	Cents per gallon	Cents per gallon	Cents per gallon	Cents per gallon	Cents per gallon	Cents per gallon	Cents per gallon	Cents per gallon
Glocester.....					10.4	10.3	10.6	12.1
Hopkinton.....					10.2	10.1	10.4	11.9
Jamestown.....					11.0	11.3	11.5	13.0
Johnston.....					10.2	10.1	10.3	11.8
Lincoln.....					10.2	10.1	10.3	11.8
Little Compton.....					10.4	10.3	10.6	12.1
Middletown.....					10.4	10.3	10.6	12.1
Narragansett.....					10.2	10.1	10.4	11.9
Newport City.....				8.0	10.4	10.3	10.6	12.1
North Kingston.....					10.4	10.3	10.6	12.1
North Providence.....				7.8	10.2	10.1	10.3	11.8
North Smithfield.....					10.2	10.1	10.4	11.9
Pawtucket City.....			7.3	7.8	10.2	10.1	10.3	11.8
Portsmouth.....					10.4	10.3	10.6	12.1
Providence City.....	6.95	7.2	7.3	7.8	10.2	10.1	10.3	11.8
Richmond.....					10.2	10.1	10.4	11.9
Scituate.....					10.4	10.3	10.6	12.1
Smithfield.....					10.2	10.1	10.3	11.8
South Kingston.....					10.2	10.1	10.4	11.9
Tiverton.....		7.2			10.4	10.3	10.6	12.1
Warren.....				7.9	10.3	10.2	10.5	12.0
Warwick City.....				7.9	10.3	10.2	10.5	12.0
Westerly.....					10.2	10.1	10.4	11.9
West Greenwich.....					10.4	10.3	10.6	12.1
West Warwick.....				7.9	10.3	10.2	10.5	12.0
Woonsocket.....				7.9	10.2	10.1	10.4	11.9

(2) For Nos. 2 and 3 Fuel Oil:

City or town	F. o. b. refineries & seaboard tanker terminals loaded into barges	F. o. b. refineries & seaboard tanker terminals loaded into tank cars or motor transports	F. o. b. barge terminals loaded into tank cars or motor transports	Loaded into buyers' tank wagons except at jobbers' inland bulk plants	Loaded into tank wagons at jobbers' inland bulk plants	Tank wagon deliveries to consumers in quantities of 100 gallons and over	Tank wagon deliveries to consumers in quantities of less than 100 gallons
	Cents per gallon	Cents per gallon	Cents per gallon	Cents per gallon	Cents per gallon	Cents per gallon	Cents per gallon
Barrington.....						9.0	9.5
Bristol.....						9.0	9.5
Burrillville.....						9.0	9.5
Central Falls City.....						9.0	9.5
Charlestown.....						9.1	9.6
Coventry.....						9.0	9.5
Cranston City.....					7.3	9.0	9.5
Cumberland.....						9.0	9.5
East Greenwich.....						9.0	9.5
East Providence.....	6.45	6.70		7.1	7.3	9.0	9.5
Exeter.....						9.0	9.5
Foster.....						9.0	9.5
Glocester.....						9.0	9.5
Hopkinton.....						9.1	9.6
Jamestown.....						10.0	10.5
Johnston.....						9.0	9.5
Lincoln.....						9.0	9.5
Little Compton.....						9.2	9.7
Middletown.....						9.3	9.8
Narragansett.....						9.0	9.5
Newport City.....						9.3	9.8
North Kingston.....						9.0	9.5
North Providence.....						7.3	9.0
North Smithfield.....						9.0	9.5
Pawtucket City.....			6.80	7.1	7.3	9.0	9.5
Portsmouth.....						9.3	9.8
Providence City.....	6.45	6.70	6.80	7.1	7.3	9.0	9.5
Richmond.....						9.1	9.6
Scituate.....						9.0	9.5
Smithfield.....						9.0	9.5
South Kingston.....						9.0	9.5
Tiverton.....		6.70		7.1		9.2	9.7
Warren.....						9.0	9.5
Warwick City.....						9.0	9.5
Westerly.....						9.1	9.6
West Greenwich.....						9.0	9.5
West Warwick.....						9.0	9.5
Woonsocket.....					7.4	9.0	9.5

This amendment shall become effective March 27, 1944.

(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 21st day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-3987; Filed, March 21, 1944; 11:50 a. m.]

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

Maximum Price Regulation No. 225 is amended in the following respects:

1. Section 1347.471 is amended to read as follows:

§ 1347.471 *Applicability of the General Maximum Price Regulation.* The provisions of this Maximum Price Regulation No. 225 supersede the provisions of the General Maximum Price Regulation with respect to sales and deliveries of commodities and services for which maximum prices are established by this Maximum Price Regulation No. 225 and with respect to sales and deliveries of commodities and services for which specific exemptions are provided in this regulation; consequently, any sale specifically exempted from this Maximum Price Regulation No. 225 is exempt from all price control.

2. Section 1347.478 Appendix D is added to read as follows:

§ 1347.478 *Appendix D: Exemptions.* Neither this Maximum Price Regulation No. 225 nor the General Maximum Price Regulation shall apply to sales of printing and printed paper commodities by the Library of Congress.

This amendment shall become effective March 27, 1944.

(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 21st day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-3998; Filed, March 21, 1944;
11:48 a. m.]

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

[MPR 266, Amdt. 7]

CERTAIN TISSUE PAPER 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.*

In § 1347.515 (b) (2), the last sentence is amended to read as follows: "Freight charges to the point of delivery may be added to the resulting f. o. b. price: *Provided*, That, except on shipments to the Army, Navy or Lend-Lease Administration, such maximum price including freight charges, may not exceed the maximum zone price which would apply at the given destination."

This amendment shall become effective March 27, 1944.

*Copies may be obtained from the Office Price Administration.
7 F.R. 9325, 10714; 8 F.R. 531, 2431, 4131, 7383.

(Pub. Laws 421 and 729, 77th Cong.; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 21st day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-3999; Filed, March 21, 1944;
11:47 a. m.]

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

[MPR 522]

MERCHANTS' PRICES FOR FINE PAPERS AND CERTAIN PAPERBOARDS IN SEVEN WESTERN STATES

In the judgment of the Price Administrator, it is necessary and proper to establish, by a separate maximum price regulation, maximum prices for merchants' sales of fine papers and certain paperboards in seven western states (California, Oregon, Washington, Nevada, Idaho, Arizona, and Utah). The Price Administrator has ascertained and given due consideration to merchants' prices for these sales prevailing between October 1 and October 15, 1941, and has made adjustments for such relevant factors as he has determined and deemed to be of general applicability. So far as practical, the Price Administrator has advised and consulted with representative members of the industries which will be affected by this regulation.

In the judgment of the Price Administrator, the maximum prices established by this regulation are and will be generally fair and equitable and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended. 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.* Such specifications and standards as are used in this regulation were, prior to such use, in general use in the trade or industry affected.

§ 1347.806 *Maximum prices for merchants' sales of fine papers and certain paperboards in seven western states.* 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, Maximum Price Regulation 522 (Merchants' Prices for Fine Papers and Certain Paperboards in Seven Western States) which is annexed hereto and made a part hereof, is hereby issued.

AUTHORITY: § 1347.806 issued under 56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681.

MAXIMUM PRICE REGULATION No. 522—MERCHANTS' PRICES FOR FINE PAPERS AND CERTAIN PAPERBOARDS IN SEVEN WESTERN STATES

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SECTION 1. *Prohibition against dealing in fine papers and certain paperboards at prices above the maximum prices.* (a) On and after March 27, 1944, in the states covered by this regulation, regardless of any contract, agreement, lease or other obligation, no merchant shall sell, deliver or transfer any of the fine papers or paperboards covered by this regulation, and no person shall buy or receive any such fine papers or paperboards from any merchant at prices higher than the maximum prices set forth in this regulation; and no person shall agree, offer, solicit, or attempt to do any of the foregoing. If the seller and buyer are not both located in the area covered by this regulation, then the location of the buyer and not that of the seller determines whether the transaction is subject to this regulation.

(b) *Sales not covered by the regulation.* The provisions of this regulation shall not be applicable to:

(1) Sales or deliveries of fine papers in cases where the manufacturer of the paper sells it through a merchant to a specific purchaser or sells it to a merchant for resale to a specific purchaser if the following conditions are present:

(i) The manufacturer is directly involved in the determination of the final price to the purchaser, and

(ii) The merchant's sole compensation for the service rendered is in the form of a selling discount, commission or fee.

Such sales are considered sales by the manufacturer and are subject to the appropriate regulation governing manufacturers' sales. This exception, however, does not apply to sales of paperboard.

(2) Sales or deliveries at the retail level, including sales to ultimate consumers, such as artists, illustrators, photographers and the like. Such sales are subject to the General Maximum Price Regulation.¹

(3) Sales or deliveries in cases where the total sales price computed under this

¹ 9 F.R. 1385.

regulation is in an amount equal to or less than the minimum charge established by the merchant during March 1942, for the sale of any particular fine paper or paperboard. Such sales are subject to the General Maximum Price Regulation.

(4) Sales or deliveries of "specialty papers" as defined in section 18. Such sales are subject to the General Maximum Price Regulation.

Sec. 2. *Maximum prices.* (a) The maximum price at which a merchant may sell any of the fine papers or paperboards subject to this regulation shall be the total of the manufacturer's base price as defined in section 3 of this regulation, plus the highest percentage mark-up applied by the merchant during March 1942 to total cost (also computed in accordance with section 3) for the same commodity in the same quantity bracket.

(b) If the merchant did not have a mark-up during March 1942, for a particular fine paper or paperboard or for a particular quantity of fine paper or paperboard, then he shall use the percentage mark-up which he applied during March 1942, to a similar fine paper or paperboard.

For sales of less than 2,000 lbs. prices may be computed to the nearest 25¢ per cwt. For sales of 2,000 lbs. and over, prices may be computed to the nearest 5¢ per cwt. In each case 2½¢ or more may be considered as 5¢.

Sec. 3. *Manufacturer's base price.* The manufacturer's base price is his standard price to merchants, per base unit of sale for standard weights, colors, and finishes. The base unit of sale for each type is set forth in section 27. Standard Price means the price quoted in the manufacturer's merchant price list in effect at the date of the merchant's sale, or if the manufacturer had no price list, the price which he regularly quoted at that date in any other manner, before cash discount. Transportation charges paid by the merchant, less all freight allowances, and exclusive of any delivery charges (for which, see section 5) may be included within manufacturer's base price for the purposes of this regulation.

Sec. 4. *Differentials and discounts.* All differentials and discounts shall be computed in the relative order in which they are set forth below.

(a) *Discount for quantity shipments.* In any direct or indirect sale by the merchant to the customer or by the manufacturer to the customer for the account of the merchant, where because of the quantity of the order a deduction would be required under any price regulation from the manufacturer's base price on a similar sale to the merchant, the merchant must make a deduction in the same amount before the application of his percentage mark-up.

(b) *Colors, special finishes, watermarks and light weights.* The mer-

chant may add to the manufacturer's base price before the application of the merchant's percentage mark-up, any charges actually paid to the manufacturer for colors, special finishes, watermarks and light weights.

Exceptions: (1) The merchant shall add any charges paid to the manufacturer for colors, special finishes, watermarks and light weights, after the application of the merchant's percentage mark-up if this was his customary practice during March 1942. (2) The merchant may continue to add, before the application of his percentage mark-up, a flat charge for colors, special finishes, watermarks and light weights if it was his customary practice during March 1942 to make such flat charge irrespective of the quantity of the sale.

(c) *Irregular basis weights and sizes.* The merchant may add to his selling price after the application of the merchant's percentage mark-up, the percentage differential represented by any charges made by the manufacturer to the merchant for irregular basis weights and sizes.

(d) *Packing differentials.* In any shipment by the merchant to the customer or by the manufacturer to the customer for the account of the merchant, where an additional charge would be permitted for packing when sold to the merchant, the merchant may add the amount of this charge to his selling price after the application of his percentage mark-up. If the manufacturer's differential for packing takes the form of a deduction from his base price, a deduction in the same amount must be made by the merchant and this may be done after the application of his percentage mark-up.

(e) *Cash discounts.* The merchant shall give the same cash discounts for each type of paper which he customarily gave in March 1942 to a purchaser of the same class, unless a change will result in the same or a lower price.

(f) *Manufacturing variations.* Variations by the manufacturer in quantity, weight, thickness, etc., from that ordered which would be permissible under trade tolerances, will also be permitted to the merchant on the resale of such paper or paperboard, and no differential will be permitted to, or discount required by, the merchant by reason of such variations.

Sec. 5. *Charges for delivery.* (a) Maximum prices established in accordance with section 2 are prices delivered to the purchaser except as provided in paragraphs (b) and (c) below. When any addition for delivery charges is permitted, such addition shall be made after the application of the merchant's percentage mark-up.

(b) *Free delivery area.* The merchant shall deliver the fine papers and paper-

boards subject to this regulation without charge in the same area within which he delivered or would have delivered without charge in March 1942. If, however, his customary practice in that month was to make a charge for the delivery in that area of certain quantities, or of certain grades, he may now charge an amount computed at the lowest of the available common or contract carrier rates for the same haul.

(c) *Outside free delivery area—(1) Warehouse or indirect sales.* (i) If the merchant had a practice in March 1942 of adding a fixed differential for delivery within a certain locality outside his free delivery area, he may add the same amount which he charged or would have charged for such delivery in that month. If he did not have such a practice, then he may add a delivery charge determined as follows:

(ii) On deliveries in the merchant's own truck, he may add a charge computed at the lowest of the available common or contract carrier rates in effect for the same haul.

(iii) On shipments by the merchant by common or contract carrier, his maximum prices established in accordance with section 2 are f. o. b. the carrier's loading point within the merchant's free delivery area, and he may add any subsequent transportation charges, including local cartage expense.

(2) *Direct sales.* On sales involving shipment from the manufacturer directly to the merchant's customer located outside of the merchant's free delivery area, the merchant may add to the maximum price established in accordance with section 2 the difference between the total actual delivery costs involved and the delivery costs borne by the manufacturer.

Sec. 6. *Sales by agent distributors—(a) Sales to merchants.* The agent distributor's maximum price to a merchant is the maximum price to such merchant chargeable by the manufacturer from whom the agent distributor has purchased.

(b) *Sales to consumers.* The agent distributor's maximum price to a consumer is the maximum price which a merchant may charge for the commodity.

(c) *Delivery charges.* The differential for transportation costs and the charges for delivery specified in section 5 shall be applicable to sales by agent distributors.

Sec. 7. *Resale price on sales by merchants who purchase from other merchants.* The maximum price at which a merchant may sell any fine papers or paperboards subject to this regulation which he purchased from another merchant is the maximum price which would be applicable if he had purchased the commodity directly from the same manufacturer as the first merchant. A merchant selling to another merchant shall supply the latter with all the information

necessary to enable him to determine his maximum price upon the resale of such paper or paperboard, such as the manufacturer's base price and all applicable differentials and discounts.

SEC. 8. Assortments and amalgamations. The merchant shall grant the same privileges with respect to assortments and amalgamations which he customarily granted to a purchaser of the same class during March 1942.

SEC. 9. Job lots. The maximum prices established in section 2 are not applicable to sales of job lots or second qualities of paper or paperboard. The maximum prices for such job lots and second qualities are the total maximum prices for which a merchant may sell the first quality of the same commodity.

SEC. 10. Charges for conversion—(a) Charges for conversion operations performed by the merchant. A merchant performing a conversion operation such as cutting, sealing, banding, punching, round cornering, corner clipping, wrapping, slitting, packaging, rewinding or a related operation in connection with any fine papers or paperboards subject to this regulation may add a charge therefor which shall not exceed the maximum amount charged by the merchant for such operation in March 1942 to a purchaser of the same class.

If the merchant performs a conversion operation for which a charge was not made in March 1942, he shall compute the charge by using such cost factors, wage rates, charges for machine hours, overhead, etc., as he would have used to compute such charge during said period, even though the cost factors may have increased since that date.

(b) Charges for conversion operations performed by another. If the merchant secures the performance of any conversion operation by any other person, he may add to his maximum selling price for the fine paper or paperboard the total of:

(1) The actual charge made to him by such other person for such operation;

(2) Transportation costs necessarily incurred in such operation at the lowest of the available common or contract carrier rates, if such costs are not included in (1) above; and

(3) The percentage margin for profit which he charged or would have charged in March 1942 to a purchaser of the same class on the same conversion operation performed by another person on the same or a comparable type of paper or paperboard.

(c) Operations not covered by this regulation. If a conversion operation results in the creation of a converted paper product, the sale of which is subject to any specific maximum price regulation (other than the General Maximum Price Regulation), such operation is not subject to this regulation.

SEC. 11. Less than maximum prices. Lower prices than those established by

this Maximum Price Regulation 522 may be charged, demanded, paid or offered.

SEC. 12. Imports. The provisions of this regulation do not apply to the purchases, sales or deliveries of the commodities named in this regulation if they originate outside of and are imported into the continental United States. Sales, purchases and deliveries of such imported commodities are governed by the provisions of the Maximum Import Price Regulation.²

SEC. 13. Export sales and sales for export. The maximum prices at which a merchant may sell for export or may export fine papers or paperboards subject to this regulation shall be determined in accordance with the provisions of the Second Revised Maximum Export Price Regulation³ issued by the Office of Price Administration.

SEC. 14. 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 or letter.

SEC. 15. Federal and state taxes. Any tax upon, or incident to, the sale, delivery, processing, or use of a commodity, or the supplying of a service, imposed by any statute of the United States or statute or ordinance of any state or subdivision thereof, shall be treated as follows in determining the seller's maximum price for such commodity or service and in preparing the records of such seller with respect thereto:

If, at the time the seller determines his maximum price, the statute or ordinance imposing such tax does not prohibit the seller from stating and collecting the tax separately from the purchase price, and the seller does separately state it, the seller may collect, in addition to the maximum price, the amount of the tax actually paid by him or an amount equal to the amount of tax paid by any prior vendor and separately stated and collected from the seller by the vendor from whom he purchased: *Provided, however,* That the tax on the transporta-

tion of property imposed by section 620 of the Revenue Act of 1942 shall, for purposes of determining the applicable maximum price of any commodity or service subject to this regulation, be treated as though it were an increase of 3% in the amount charged by every person engaged in the business of transporting property for hire. It shall not be treated as a tax for which a charge may be made in addition to the maximum price.

SEC. 16. Records and reports—(a) Records. Every merchant shall keep for inspection by the office of Price Administration for as long as the Emergency Price Control Act of 1942, as amended, shall remain in effect, complete and accurate records, including invoices, applicable to all sales of fine papers and paperboards subject to this regulation made by the merchant in March 1942 and subsequent to the issuance of this regulation, showing the following:

- (1) Manufacturer's base price.
- (2) Differentials or discounts applied.
- (3) Merchant's mark-up.
- (4) Charges for delivery.
- (5) Charges for conversion.

(b) Reports. (1) Every person making a sale after March 26, 1944, of the fine papers and paperboards subject to this regulation shall submit such reports to the Office of Price Administration and shall keep such other records in addition to or in place of those specified in paragraph (a) as the Office of Price Administration may from time to time require with the approval of the Bureau of the Budget pursuant to the Federal Reports Act 1942.

(2) On and after May 11, 1944, no person may determine prices under this regulation unless he shall have submitted on Form No. 695-576 (copies of which may be obtained from the appropriate Field Office of the Office of Price Administration) the percentage mark-ups as provided for in section 2 of this regulation. Two copies must be filed with the Office of Price Administration, Paper and Paper Products Branch, Washington, D. C.; and one copy must be retained by the merchant.

SEC. 17. Invoice and labelling requirements—(a) Grade description. The merchant shall set forth on his invoice the basis weight or nominal weight and the brand name or grade description of the paper or paperboard.

(b) Conversion charges. The merchant shall set forth separately on his invoice any charges made by him for conversion.

(c) Job lots and seconds. On a sale of job lots or second qualities the merchant shall specify in his invoice or on the wrapping of the paper that it consists of such quality.

SEC. 18. Definitions. When used in this Maximum Price Regulation 522 the term:

"Seven Western States" means the states of California, Oregon, Washington, Nevada, Idaho, Arizona and Utah.

² 8 F.R. 11681, 12237.
³ 8 F.R. 4132.

"Agent distributor" means a class of merchant who purchases fine papers and paperboards from a manufacturer (other than a manufacturer affiliated with such person through any community of ownership) at a special discount under an agreement that all sales which he makes to merchants shall be at a price not exceeding the manufacturer's price.

"Specialty paper" means a paper which fulfills all three of the following requirements: (1) When it is made by a manufacturer expressly and solely to fulfill an unusual requirement of a particular user or class of users; (2) When it is neither comparable with, nor a variation of, a standard mill grade which is regularly offered by the manufacturer; (3) When it possesses one or more physical or chemical qualities not attainable in the manufacturer's standard grades.

"Amalgamation" is a single order consisting of a combination of more than one grade, brand, or watermark.

"Assortment" is a single order consisting of a combination of different colors, finishes and basis weights within a grade, brand or watermark.

"Fine papers" and "paperboards" mean those certain papers and paperboards listed in section 27 of this regulation.

"Job lots" and "seconds" mean substandard qualities of fine paper or paperboard resulting from faulty manufacture customarily unacceptable to the buyer, which occur during a bona fide attempt to manufacture first quality of fine paper or paperboard.

"Manufacturer" means any person who manufactures fine papers and paperboards and includes an agent and a person affiliated with a manufacturer through any community of ownership, who distributes or sells such manufacturer's fine papers or paperboards, excluding, however, any person who comes within the definition of a merchant set forth in this section.

"Merchant" means any person who buys and resells any of the fine papers or paperboards listed in section 27 of this regulation, except (a) retailers and (b) manufacturers buying fine papers or paperboards from another manufacturer and reselling them.

"Merchant" also includes a manufacturer selling fine papers or paperboards of his own manufacture, and a person affiliated with such manufacturer through any community of ownership if, and only if, the Office of Price Administration shall find that he operates as a bona fide merchant. For the purposes of this regulation, (including the reporting provision contained in section 16 (b)) each branch house or branch office operated by a merchant shall be considered as a separate merchant.

"Nominal weight" means the ream or 1000 sheet weight ordered by the merchant for a quantity of paper in sheets.

"Person" means an individual, corporation, partnership, association, and any other organized group of persons, or the 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, and any agency of the foregoing.

"Purchaser of the same class" refers to the practice adopted by the seller in setting different prices for commodities for sales to different purchasers or kinds of purchasers (for example, retailer, jobber, converter, consumer, government agency) or for purchasers located in different areas or for different quantities or under different conditions of sale.

"Records" mean books of account, sales lists, sales slips, orders, vouchers, contracts, receipts, invoices, bills of lading and other documents, letters and correspondence.

"Retailer" means any person, the major portion of whose sales are to ultimate consumers other than industrial, commercial or institutional users or government agencies.

"Similar commodities." One commodity shall be deemed "similar" to another commodity, if the first has the same use as the second, affords the purchaser fairly equivalent serviceability, and belongs to a type which would ordinarily be sold in the same price line. In determining the similarity of such commodities, differences merely in style or design which do not substantially affect use, or serviceability, or the price line in which such commodities would ordinarily have been sold, shall not be taken into account.

"Standard weights, colors, and finishes" mean the weights, colors and finishes supplied by the manufacturer without any charges for differentials.

SEC. 19. *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 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. 20. *Transfers of business or stock in trade.* If the business, assets or stock in trade of any business are sold or otherwise transferred after March 26, 1944, and the transferee carries on the business, or continues to deal in the same type of commodities or services in an establishment separate from any other establishment previously owned or operated by him, the maximum prices of the transferee with respect to those sales and services for which prices are based on the seller's charging practice in March 1942 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 in accordance with section 16 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 this Maximum Price Regulation No. 522.

SEC. 21. *Application for determination of maximum price.* A merchant who did not deal in fine papers or paperboards in March 1942, and who is unable to determine a maximum price for any sales or services covered by this regulation because he had no charging practice with respect thereto in that month, shall apply to the Office of Price Administration in Washington, D. C., for the determination of the maximum price which he may charge for such sales and services. Any charge made prior to his receipt of such ruling shall be subject to adjustment in accordance with the determination made.

SEC. 22. *Evasion.* (a) The price limitations set forth in this Maximum Price Regulation 522 shall not be evaded, whether by direct or indirect methods, in connection with any offer, solicitation, agreement, sale, delivery, purchase or receipt of, or relating to fine papers and paperboards, alone or in conjunction with any other commodity or service or by way of commission, service, transportation, or other charge, or discount, premium or other privilege, or by tying agreement or other trade understanding or otherwise.

(b) Specifically, but not exclusively, the following practices are prohibited if used as a means of evading the price limitations imposed by this Maximum Price Regulation 522: modifying, discontinuing, or altering any customary trade practice of the seller, increasing the terms of sale, or splitting orders.

SEC. 23. *Enforcement.* Persons violating any provisions of this Maximum Price Regulation 522 are subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended.

SEC. 24. *Petition for amendment.* Any person seeking an amendment of any provision of this Maximum Price Regulation 522 may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1.

SEC. 25. *Applicability of the General Maximum Price Regulation.*⁵ The provisions of this Maximum Price Regulation No. 522 supersede the provisions of the General Maximum Price Regulation in respect to sales and deliveries of fine papers and paperboards for which maximum prices are established by this Maximum Price Regulation 522.

SEC. 26. *Geographical applicability.* The provisions of this Maximum Price Regulation 522 shall be applicable to the following states:

Washington, Oregon, California, Nevada, Idaho, Arizona, and Utah.

The regulation shall not be applicable to the territories and possessions of the United States.

⁴ 8 F.R. 13240.

⁵ 8 F.R. 3086, 3849, 4347, 4486, 4724, 4978, 4848, 6047.

SEC. 27. Tabulation of fine papers and paperboards covered by this regulation.

Paper classification	Types of paper covered	Base price unit and quantity of sale
Tag board and manilla.....	Bleached and unbleached sulphite tag, bleached and unbleached sulphate tag, groundwood content tag, jute tag, manilla tag, rope tag, document Manila, envelope Kraft, and envelope Manila.	Base price per lb. for a sale of 500 lbs.
Plain and coated book papers..	Coated book, process or machine coated book, uncoated book, such as machine finish, English finish, Bible, antique, egg-shell, and supercalendered book paper.	Base price per lb. for a sale of 4 cases.
Offset book.....	Plain offset papers, fancy finish offset papers including all roll embossed and plater finishes.	Base price per lb. for a sale of 4 cases.
Groundwood book.....	Groundwood printing, catalog and directory papers.	Base price per lb. for a sale of 4 cases or 2,000 lbs.
Plain and fancy cover papers..	Cover paper in plain, coated and fancy finishes. Single and double thick, plain edges and deckled edges.	Base price per lb. for a sale of 4 cartons.
Specialty cover papers.....	Cover papers with unusual finish or color effect produced either on the paper machine or by coating or printing.	Base price per lb. for a sale of 500 lbs. or 4 cartons.
Text papers.....	Antique or fancy finished papers, plain or deckled edge, laid or wove, with or without a range of colors, watermarked or unwatermarked.	Base price per lb. for a sale of 500 lbs. or 4 cartons.
Coated blanks and boards.....	Coated blanks, transluents, coated post card, campaign Bristol, election Bristol, coated thick China, coated tough check, coated car sign, coated show card, coated railroad board, and coated Bristol.	Base price per 1 M sheets for a sale of 4 cartons or 1 case.
Plain blanks and boards.....	Uncoated thick China, plain blanks, uncoated tough check, uncoated railroad board, All grades.....	Base price per 1 M sheets for a sale of 4 cartons or 1 case.
Gummed papers.....	All grades.....	Base price per ream or per 1 M sheets, as the manufacturer's practice may be, for a sale of 4 cartons.
Glazed and plated papers.....	All grades.....	Base price per lb. or ream, as the manufacturer's practice may be, for a sale of 4 cartons.
Bogus Bristols.....	All bogus Bristols.....	Base price per lb. for a sale of 1 bundle.
Weddings and papeteries.....	Chemical wood pulp and rag content, vellum paper, wedding papers, wedding bristols and papeteries in both single thickness and pasted sheets.	Base price per lb. for a sale of 4 cartons.
Bristols.....	Uncoated Bristol, uncoated post card, chemical wood pulp, index Bristol, rag content and index Bristol.	Base price per lb. or per 1 M sheets, as the manufacturer's practice may be, for a sale of 4 cartons.
Clay coated boxboard.....	All grades.....	Base price per 1 M sheets for a sale of 5 cartons.
Groundwood papers.....	Groundwood poster, groundwood drawing, groundwood bulking book.	Base price per lb. in bundles for a sale of 2 M lbs.
Groundwood writing papers.....	Railroad Manila, railroad writing, railroad second sheets and groundwood mimeograph.	Base price per cwt. in bundles for a sale of 2 M lbs.
Chemical wood pulp writing papers and rag content writing papers of less than 75% rag content.	Chemical wood pulp and less than 75% rag content, bonds and ledgers, linens, writing, mimeograph and duplicator papers.	Base price per cwt. for a sale of either 1 carton or 4 cartons or 1 case, as the manufacturer's practice may be.
Safety papers.....	Chemical wood pulp and less than 75% rag content safety papers.	Base price per lb. for a sale of 4 cartons.
Opaque circular.....	Chemical wood pulp and rag content opaque circular in both writing and book paper sizes.	Base price per lb. for a sale of 4 cases or 16 cartons.
75% and over rag content writing papers.	Papers having 75% and greater rag content. Bonds and ledgers, writing linens, mimeographs, and duplicator papers.	Base price per lb. for white wove for a sale of 4 cartons.
Safety papers.....	Grades having 75% and greater rag content..	Base price per lb. for a sale of 4 cartons.
Thin papers.....	Onionskin, manifold papers, French writings having 75% and greater rag content.	Base price per ream or per cwt. for a sale of either 1 carton or 4 cartons or 1 case, as the manufacturer's practice may be.
Thin papers.....	Chemical wood pulp of less than 75% rag content. Onionskin, manifold papers, French writings, machine glazed, French folio.	Base price per ream or per cwt. for a sale of either 1 carton or 4 cartons or 1 case, as the manufacturer's practice may be.
Board items.....	Plain chip, news vat lined chip, filled news, solid news, white vat lined chips, mounting board, white patent coated news.	Base price per ton for sale of 10 tons or more.
Board items.....	Binders board, marble board, cloth board, press board, stencil board.	Base price per ton for sale of 10 tons or more.
Blotting papers.....	Enameled, pasted offset, plain, halftone and embossed and fancy finish.	Base price per lb. or per 1 M sheets for a sale of 1 Bundle or 1 Carton, as the manufacturer's practice may be.

This regulation shall become effective March 27, 1944.

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

Issued this 21st day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-4000; Filed, March 21, 1944; 11:48 a. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS
[RMPR 148, Amdt. 18]

DRESSED HOGS AND WHOLESALE PORK CUTS

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.*

* 7 F.R. 8609, 9005, 8948; 8 F.R. 544, 2922, 3367, 4785, 7322, 7671, 7826, 8376, 8677, 9998, 10571, 10732, 11380, 13296, 15191, 15609, 16426.

Revised Maximum Price Regulation No. 148 is amended in the following respects:

1. Section 1364.32 (b) (4) is amended to read as follows:

(4) "Cooked" refers to a pork product which (i) has been heated, otherwise than in the smokehouse or by barbecuing or baking, for sufficient time to assume the characteristics of a cooked product; (ii) is ready to serve without further heating and (iii) the lean meat of which weighs not in excess of 85 percent of its weight in the green state, or the moisture content of which is not in excess of 3.2 times the weight of protein minus the weight of sodium chloride as chemically tested, except that cooked hams, shoulders and picnics, bone-in or boneless, but not fattened, listed as items 1, 2, 3, 4, 11 and 12 of Schedule I (a) of § 1364.35, may have a lean meat weight not in excess of 90 percent of the weight in the green state, or a moisture content in the lean meat not in excess of 3.4 times the weight of protein minus the weight of sodium chloride as chemically tested.

2. Section 1364.32 (b) (7) is amended to read as follows:

(7) "Dried" refers to a product from which moisture has been evaporated so as to produce a yield from green weight not in excess of the yield indicated for such product in Schedule I (d) of § 1364.35. Yield, for the purpose of compliance with this requirement, shall be determined by dividing the final weight of the product by the green weight of the meat used and expressing the quotient as a percentage. The lean meat of aged, dry cured hams, Prosciutti hams, aged, dry cured shoulders, and Capicalli butts shall have a total moisture content not in excess of 65 percent of such moisture in the green state or not in excess of 2.5 times the weight of protein minus the weight of sodium chloride as chemically tested. The lean meat of aged, dry cured sides, aged, dry cured bacon and aged, dry cured jowls shall have a moisture content not in excess of 3 times the weight of protein minus the weight of sodium chloride as chemically tested.

3. Section 1364.32 (c) (30) is amended to read as follows:

(30) "Aged, dry cured": products which have been dry cured and which have been hung for a period of at least five months.

4. Section 1364.32 (c) (39) is added to read as follows:

(39) "Dried jowl": includes the lower jawbone with the teeth removed but having attached to it the head meat, tongue, lip and jaws of the pig or hog.

5. Section 1364.32 (c) (40) is added to read as follows:

(40) "Dried side": that part of the hog which remains after removal of the ham,

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

shoulder and backbone (chine and finger bones). The boot-jack shall be entirely removed, except that the flank end may be cut on a slight bias. Otherwise, the sides must be square trimmed on all sides and the seed must be removed from the belly.

6. Item 16 of Schedule I (a) of § 1364.35 is amended to read as follows:

Item	Green or frozen		Cured		Smoked (wrapped)		Ready-to-eat (wrapped)		Cooked	
	Weight	Price	Weight	Price	Weight	Price	Weight	Price	Weight	Price
16. Butts, boneless C. T.	Pounds	\$29.00	Pounds	\$29.50	Pounds	\$37.50	Pounds	\$41.00	Pounds	

7. Schedule I (d) of § 1364.35 is amended to read as follows:

(d) Dried pork products.

Item	Price	Yield in percentage of green weight
1. Aged, dry cured hams	\$38.50	73
2. Aged, dry cured shoulders	29.00	78
3. Aged, dry cured bacon	27.75	80
4. Aged, dry cured sides	25.00	80
5. Aged, dry cured jowls	18.00	80
6. Proscintti hams	36.50	76
7. Capicalli butts	44.75	77

8. Schedule I (f) of § 1364.35 is amended to read as follows:

(f) Miscellaneous pork cuts.

Item	Fresh or frozen	Cured		Smoked
		Loose	In tiers	
1. Hocks	\$14.25	\$14.25	\$15.25	\$18.00
2. Knuckles	11.00	11.00	12.00	14.75
3. Feet, hind and short-cut front	4.75	4.75		
4. Feet, long-cut front	7.25	7.25		
5. Tidbits from hind feet (this price applicable to sales to canners only)	9.00			
6. Tails	10.00	10.00	11.00	13.75
7. Neck bones	4.75	4.75		7.50
8. No. 1 skins—strips	10.50	10.50		
9. Bacon skins	4.50	4.50		6.25
10. Gelatin skins (all rail shipments moving at carload rates must be sold on f. o. b. shipping point basis with buyer paying carrier's charges directly to the carrier)	8.25	8.25		
11. Blade butts (blade bones)	18.75	18.75		22.25
12. Back bones	3.75			
13. Pork tenderloins—10 lb. cartons or packages	32.00			
14. Pork tenderloins, loose	30.50			
15. Pork tenderloin, tips	30.00			
16. Pork chops (this price applicable to sales to purveyors of meals only)	27.50			
17. Canned ham, imported into United States (may be sold on an f. o. b. shipping point basis in l. c. l. quantities, if buyers pay carrier's charges directly to the carrier)		54.00		

9. Schedule II (i) of § 1364.35 is added to read as follows:

(1) For overseas hams and overseas bacon not packed in salt, \$0.25 per hundredweight.

10. Schedule III (d) (2) of § 1364.35 is amended to read as follows:

(2) (1) Where the seller makes a peddler truck sale, as defined in § 1364.32 (a) (10) (1), of wholesale pork cuts other than fresh wholesale pork cuts involving a delivery of not more than 50 pounds of wholesale pork cuts and not more than 150 pounds of meats in any one day from the truck to any buyer's store door located north of the Potomac River in Zone 9 North as described in section 17a of Maximum Price Regulation No. 336—Retail Ceiling Prices for Pork Cuts and Certain Sausage Products—he may add to the prices specified in Schedule I, the sum of \$2.00 per hundredweight.

(11) Except as provided in the preceding paragraph, where the seller makes a peddler

truck sale, involving delivery of not more than 50 pounds of wholesale pork cuts and not more than 150 pounds of meats in any one day from the truck to any buyer's store door, he may add to the prices specified in Schedule I, the sum of \$1.50 per hundredweight.

This amendment shall become effective March 27, 1944.

(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 21st day of March, 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-3994; Filed, March 21, 1944; 11:45 a. m.]

PART 1366—USED CONSUMER DURABLE GOODS

[MPR 429,¹ Amdt. 2]

CERTAIN USED CONSUMER DURABLE GOODS

A statement of 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. 429 is amended in the following respect:

1. Section 10 paragraph (c) is amended to read as set forth below:

(c) (i) If the reconitioner is the retailer, considering the substantial amount expended for labor and materials, the establishment of a price by the Class I formula would result in a price so low that he could not reasonably be expected to continue to recondition or rebuild the article, or

(ii) If the reconitioner is not the retailer, considering the properly established maximum price charged the retailer by the reconitioner, the establishment of a price by the Class I formula would result in a price so low that the retailer can not reasonably be expected to sell the article.

For further information consult with your nearest district office of the Office of Price Administration.

Until such permission is granted the ceiling price is the price fixed by this regulation.

This amendment shall become effective on the 27th day of March 1944.

(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 21st day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-3996; Filed, March 21, 1944; 11:47 a. m.]

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[MPR 136,² as Amended, Amdt. 111]

MACHINES AND PARTS, AND MACHINERY SERVICES

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

In § 1390.11 (g) the text preceding subparagraph (1) is amended to read as follows:

This paragraph is applicable to the sale by the Defense Plant Corporation, the War Department and the Department of the Navy of any second-hand machine or part which was acquired by

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

¹ 8 F.R. 9877, 13742.

² 8 F.R. 16132; 9 F.R. 1523, 2032, 2138.

the agency in question for the purpose of rental. Notwithstanding any other provisions of this regulation, the maximum price for such a sale shall be the price determined in accordance with the applicable provisions of paragraphs (a) to (f), inclusive, of this section or the price determined in accordance with the applicable provisions of subparagraphs (1) to (3), inclusive, of this paragraph (g), whichever is the higher.

This amendment shall become effective March 27, 1944.

(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 21st day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-4001; Filed, March 21, 1944; 11:49 a. m.]

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[MPR 136, as Amended, Amdt. 112]

MACHINES AND PARTS, AND MACHINERY SERVICES

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

Section 1390.10 (b) is amended to read as follows:

(b) *Certain cases where seller's price is based on lower cost*—(1) *Applicability of this paragraph*. This paragraph is applicable to the sale by a seller other than a manufacturer of a machine or part for which the seller had a list or established price in effect on the base date which was based on a cost lower than the price which his base date supplier had in effect to him on that date. When used in this paragraph the term "base date supplier" means the last person from whom the seller purchased the machine or part before the base date. This paragraph is also applicable to the sale by a seller other than a manufacturer of a machine or part whose cost has been increased to him in accordance with the provisions of this paragraph.

(2) *Price*—(i) *Where seller's base date price was based on price sheets published by another*. Where the seller's list price in effect on the base date was based on price sheets published by another person, the maximum price shall be determined as follows: The seller shall deduct from the published price list, which such other person had in effect on the base date, or which was revised by such other person in accordance with the provisions of this paragraph, all discounts, allowances and any other deductions from the list price which the seller had in effect to a

purchaser of the same class on the base date.

(ii) *Where price not based on price sheets published by another*. Where the seller's list or established price in effect on the base date was not based on price sheets published by another person, the seller shall determine the maximum price as follows: The seller shall multiply his selling price in effect on the base date to each class of purchasers by the percentage increase in cost to him either occurring on or before October 1, 1941, or due to an increase in price permitted by this paragraph. This percentage shall be determined as follows: The seller shall divide either the price his supplier had in effect to him on the base date, had he made a purchase, or the increased price this paragraph permits his supplier to charge, by the cost on which his base date selling price was calculated.

(3) *Report and approval of price*. No adjustment may be made under subparagraph (2) until the price which the seller wishes to charge is approved in writing by the Office of Price Administration. A seller, other than a manufacturer, who desires to increase his price for a machine or part in accordance with subparagraph (2) shall file a report with the Office of Price Administration in Washington, D. C. This report shall contain the following information:

(i) *Where the seller's base date price was based on price sheets published by another*. Where the seller's base date price was based on price sheets published by another person, the report shall contain the following information:

(a) The name and address of the immediate supplier, as well as the manufacturer, of the item. If the manufacturer is also the supplier, include a statement to that effect.

(b) A description of the machine or part.

(c) A copy of the published price sheet which the seller used in determining his base date price, together with all discounts, allowances and any other deductions from that list price which he had in effect on the base date.

(d) A copy of the published price sheet which was put in effect either on or before the base date, or in accordance with the provisions of this paragraph.

(e) The list price which the seller desires to have approved for his use, together with all applicable discounts, allowances and any other deductions from that list price.

(ii) *Where the seller's base date price was not based on price sheets published by another*. Where the seller's base date price was not based on price sheets published by another person, the report shall contain the following information:

(a) The name and address of the immediate supplier, as well as the manufacturer, of the item. If the manufacturer is also the supplier, include a statement to that effect.

(b) A description of the machine or part.

(c) Where the price to the seller was increased on or before the base date, the price that the seller's supplier would

have charged him on the base date, had he made a purchase, and the date that price became effective. Where the price to the seller was increased in accordance with the provisions of this paragraph, the price which has been approved by the Office of Price Administration and the date that approval was given.

(d) The cost upon which the seller's base date selling price was calculated, and the period during which such cost was effective.

(e) The seller's net price in effect to each class of purchasers on the base date, and the date such price or prices became effective.

(f) The maximum price or prices determined in accordance with subparagraph (2) and the class of purchasers to which each price applies.

This amendment shall become effective March 27, 1944.

NOTE: All reporting provisions of this amendment have been approved by the Bureau of the Budget in accordance with the provisions of 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 21st day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-4002; Filed, March 21, 1944; 11:48 a. m.]

PART 1392—PLASTICS

[MPR 523]

PLASTICS PRODUCTS

In the judgment of the Price Administrator, the maximum prices established by this regulation are and will be generally fair and equitable and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended.

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

§ 1392.101 *Maximum prices for plastics products*. 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, Maximum Price Regulation 523 (Plastics Products), which is annexed hereto and made a part hereof, is hereby issued.

AUTHORITY: § 1392.101 issued under 56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681.

MAXIMUM PRICE REGULATION 523—PLASTICS PRODUCTS

ARTICLE I—SCOPE AND PROHIBITIONS OF THE REGULATION

Sec.

1. Coverage.
2. Exclusions.
3. Relationship to other regulations.
4. Prohibitions.
5. Less than maximum prices.

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

¹ 8 F.R. 16132; 9 F.R. 1523, 2032, 2138.

ARTICLE II—MAXIMUM PRICES AND TERMS OF SALE

Sec.

6. Maximum prices for plastics products sold or offered for sale by the manufacturer during the period January 1 to March 31, 1942.
7. Maximum prices for plastics products not sold or offered for sale by the manufacturer during the period January 1 to March 31, 1942.
8. Pricing formula.
9. Establishment of price determining method.
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11. Federal and state taxes.
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Sec.

15. Applications for adjustment.
16. Petitions for amendment.
17. Adjustable pricing.
18. Records.
19. Reports.
20. Licensing.
21. Evasion.
22. Enforcement.
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Appendix A.—Form for applications for adjustment.

ARTICLE I—SCOPE AND PROHIBITIONS OF THE REGULATIONS

SECTION 1. Coverage—(a) Commodities and persons. Except as provided in section 2, this regulation establishes maximum prices for sales of plastics products by a manufacturer who molds, fabricates or processes plastics materials. This regulation also applies to sales by such manufacturers of any dies, molds, or special tools which are sold in connection with the sale of a plastics product. When used in this regulation, the term:

(1) "Plastics product" means any product made in whole or in part of plastics materials that is produced by molding, laminating, casting, extruding, machining, grinding, forming, punching, stamping, or otherwise fabricating plastics materials, plastics objects or plastics parts.

(2) "Plastics materials" means any of the natural or synthetic organic materials made from cellulose, proteins, hydrocarbons, or resins, which can be molded under heat and/or pressure, extruded, cast, or fabricated into various shapes. This term includes vulcanized fibre but does not include synthetic rubber.

(3) "Synthetic rubber" means a material obtained by chemical synthesis, possessing the approximate physical properties of natural rubber, when compared in either the vulcanized or unvulcanized condition, which can be vulcanized with sulphur or other chemicals with the application of heat, and which, when vulcanized, is capable of rapid elastic recovery after being stretched to at least twice its length at temperatures ranging from 0° F. to 150° F. at any humidity.

(b) *Geographical applicability.* This regulation applies in the forty-eight states of the United States and in the District of Columbia, but not in the ter-

ritories and possessions of the United States.

SEC. 2. Exclusions—(a) Commodities. This regulation does not apply to the following commodities:

- (1) Cellophane products (regenerated cellulose).
- (2) Completed consumers' articles when sold by a person who is not engaged in molding or fabricating plastics materials.
- (3) Electrical transcription and direct writing records.
- (4) Fabricated parts under .002" thickness made from sheets of ethyl cellulose, regenerated cellulose, and cellulose acetate.
- (5) Fabricated pieces under .010" thickness for use in window envelopes.
- (6) Impregnated and coated fabrics, paper or leather, and products produced therefrom. This exclusion does not apply to laminated parts.
- (7) Motion picture, photographic and X-ray film.
- (8) Plastic-plywood products.
- (9) Powders, granules, liquids, preforms and scrap material.
- (10) Protective or decorative coatings.
- (11) Safety glass.
- (12) Sheets, rods and tubes, prior to fabrication, when produced by a manufacturer who sells molding compounds produced by him.
- (13) Synthetic rubber products.
- (14) Vulcanized fibre sheets, rods and tubes, prior to fabrication.

(b) *Secret contracts.* This regulation does not apply to sales or deliveries of any plastics product made or supplied under a contract or subcontract that is officially classified as "secret" and certified in writing as such to the Office of Price Administration by the United States, the government of any country whose defense the President deems vital to the defense of the United States under the terms of the Lend-Lease Act, or any agency of any of the foregoing. Such certification shall set forth the date of the secret contract or subcontract and its number or other designation. The certifying government agency shall notify the manufacturer and the Office of Price Administration whenever such contract or subcontract ceases to be secret. This exemption shall not apply after the manufacturer receives such notification from the certifying government agency.

(c) *Developmental contracts—(1) Exclusion.* This regulation shall not apply to sales and deliveries of any plastics product manufactured pursuant to a contract or subcontract certified in writing to the Office of Price Administration by the United States, the government of any country whose defense the President deems vital to the defense of the United States under the terms of the Lend-Lease Act, or any agency of any of the foregoing, as being developmental. For the purposes of this subparagraph, a contract is deemed to be "developmental" during the period required for the selection of a product by the purchaser or for the accumulation of sufficient production experience by the manufacturer to permit a fair estimate of the manufac-

turing costs, or both. If the Office of Price Administration determines after consultation with the appropriate government agency that the period necessary for development has expired, and in writing so notifies such agency and the seller, this regulation shall apply to all subsequent sales and deliveries of such plastics product.

(2) *Report for developmental contracts.* Within ten days after entering into any such developmental contract or subcontract the manufacturer shall file a report with the Office of Price Administration, Washington, D. C., containing a description of the plastics products which are the subject of the contract, a summary of the terms of the contract or subcontract, including all pricing provisions, and an estimate of the expected duration of such developmental work. For any such contract or subcontract in effect on March 27, 1944, such report shall be filed prior to April 27, 1944. The report required by this subparagraph need not be filed if the developmental contract or subcontract is also certified as "confidential" or "restricted" by the United States, the government of any country whose defense the President deems vital to the defense of the United States under the terms of the Lend-Lease Act, or any agency of any of the foregoing.

SEC. 3. Relationship to other regulations—(a) Regulations superseded. Except as otherwise specifically provided in this regulation, this regulation supersedes the General Maximum Price Regulation,¹ including Order 229² under § 1499.3 (b) Maximum Price Regulation 136, as amended³ (Machines and Parts, and Machinery Services), Maximum Price Regulation 188⁴ (Manufacturers' Maximum Prices for Specified Building Materials and Consumers' Goods Other Than Apparel), Maximum Price Regulation 406⁵ (Synthetic Resins and Plastic Materials and Substitute Rubber), and any other regulation issued by the Office of Price Administration with respect to sales, deliveries or transfers covered by this regulation.

(b) *Applicability of the Second Revised Maximum Export Price Regulation.*⁶ The maximum price at which a person may make any export sales or sales to exporters of any plastics product shall be determined in accordance with the provisions of the Second Revised Maximum Export Price Regulation or any revisions thereto. When used in this section the terms "export sale" and "exporter" have the meaning given to them by section 11 of the Second Revised Maximum Export Price Regulation.

(c) *Applicability of the Maximum Import Price Regulation.*⁷ The provisions

¹ 9 F.R. 1385.

² 8 F.R. 1032.

³ 8 F.R. 16132; 9 F.R. 1533, 2032, 2138.

⁴ 7 F.R. 5872, 7967, 8943, 8948, 10155; 8 F.R. 537, 1815, 1980, 3105, 3788, 3850, 4140, 4931, 5759, 7107, 8751, 8754, 9836, 10433, 10906, 11037, 12406, 12479, 12186, 12668, 14622, 14768, 16298, 17415; 9 F.R. 1912, 2556.

⁵ 8 F.R. 8372, 10825, 12879.

⁶ 8 F.R. 4132, 5987, 7662, 9993, 15193.

⁷ 8 F.R. 11681, 12237.

of this regulation do not apply to purchases, sales or deliveries of plastic products if they originate outside of and are imported into the continental United States. Sales, purchases and deliveries of such imported plastics products are governed by the provisions of the Maximum Import Price Regulation.

SEC. 4. Prohibitions. (a) On and after March 27, 1944, regardless of the terms of any contract or other obligation (except as provided in paragraph (c) of this section):

(1) No manufacturer shall sell, deliver or negotiate the sale of any plastics product at a price higher than the maximum fixed by this regulation.

(2) No person in the course of trade or business shall buy or receive any plastics product from a manufacturer at a price higher than the maximum price fixed by this regulation. If the purchaser receives from the manufacturer a written statement, that the price does not exceed the maximum price, and if the purchaser has no reason to doubt the validity of the statement, the purchaser shall be deemed to have complied with this subparagraph.

(3) No person shall agree, offer, solicit or attempt to do any of the acts prohibited by subparagraphs (1) and (2).

(b) The provisions of paragraph (a) (2) of this section shall not be applicable to:

(1) The United States or any agency thereof;

(2) The government, or any agency thereof, of any country whose defense the President deems vital to the defense of the United States under the terms of the Lend-Lease Act; or

(3) Any contracting officer of any of the foregoing, and, with respect to purchases made in his official capacity, any such contracting officer or any paying finance officer shall be relieved of any and every liability, civil or criminal, imposed by this regulation or by the Emergency Price Control Act of 1942, as amended.

(c) Nothing in this regulation shall be deemed to prohibit the fulfillment of any contract entered into before March 27, 1944, if the maximum price regulation or price schedule which was applicable to the transaction at the time the contract was made permitted deliveries at such price.

SEC. 5. Less than maximum prices. Lower prices than those established by this regulation may be charged, demanded, paid or offered.

ARTICLE II—MAXIMUM PRICES AND TERMS OF SALE

SEC. 6. Maximum prices for plastics products sold or offered for sale by the manufacturer during the period January 1 to March 31, 1942. This section is applicable to any plastics product which the manufacturer sold or offered for sale during the period January 1 to March 31, 1942, inclusive. The maximum price of any plastics product covered by this section shall be the first applicable of the following prices:

(a) The price stated in the published price list of the manufacturer in effect on March 31, 1942, less all discounts, allowances and any other deductions from the list price that the manufacturer had in effect to a purchaser of the same class on that date.

(b) The last price at which the manufacturer sold or offered to sell the plastics product during the period January 1 to March 31, 1942, adjusted to reflect the manufacturer's March 31, 1942, differential between the class of purchasers to which that sale or offer was made, and the class of purchasers to which the present sale or offer is being made.

SEC. 7. Maximum prices for plastics products not sold or offered for sale by the manufacturer during the period January 1 to March 31, 1942—(a) **Maximum prices.** This section is applicable to any plastics product which was not sold or offered for sale by the manufacturer during the period January 1 to March 31, 1942, inclusive. The manufacturer must determine the maximum price of any such plastics product, in accordance with the provisions of this section, before he first offers it for sale, sells it or delivers it after March 26, 1944. This maximum price shall be calculated by using the price determining method for plastics products which the manufacturer had in effect on March 31, 1942. The application of this price determining method is subject to the limitations set forth in the next section 8. If the manufacturer did not have a price determining method for plastics products in effect on March 31, 1942 he shall use the price determining method approved by the Office of Price Administration in accordance with the provisions of section 9.

(b) **Recomputation of maximum prices—**(1) **Recomputation.** After the manufacturer has acquired actual experience in the production of a plastics product covered by this section, he shall recompute the maximum price thereof in accordance with the provisions of this section and section 8. This recomputation shall make use of the manufacturer's production experience. The completion after March 26, 1944, of one production order for such a plastics product shall be deemed to provide actual production experience. However, if the manufacturer's production experience in this initial production order is inadequate to determine a maximum price, he may request and receive approval from the Office of Price Administration, Washington, D. C., for a further period for recomputation.

(2) **Report and approval of recomputed maximum prices.** If the recomputation required by this paragraph (b) results in the same maximum price or a lower maximum price, the price resulting from the recomputation shall become the maximum price for all subsequent orders, and no report shall be required. If this recomputation results in a higher maximum price, and the manufacturer elects to charge this price on any subsequent order, he must file a report with the Office of Price Administration, Washington, D. C., within ten days after entering into

a contract at such increased price. This report shall set forth:

(i) A description of the plastics product.

(ii) The price on the last sale, the date of such sale and the name and description of the purchaser.

(iii) The new price.

(iv) An explanation of the reason for the increase, including a comparison of the new and original cost estimates and the production experience on which the new price is based.

The manufacturer may not deliver the plastics product at the higher price so reported until the Office of Price Administration approves that price in writing or until thirty days have elapsed after the mailing of the report without the Office of Price Administration disapproving of the new price. If the Office of Price Administration disapproves of the new price, it will designate a different maximum price in writing. This price will be in line with the level of maximum prices established by this regulation.

(c) **Maximum prices where the manufacturer does not comply with the provisions of paragraphs (a) or (b).** This paragraph is applicable to any plastics product covered by this section which after March 26, 1944, is sold, offered for sale, delivered or transferred without computing the maximum price as required by paragraphs (a) or (b), or delivered without receiving approval of the maximum price as required by paragraph (b). The maximum price for any such sales, deliveries or transfers shall be a price established by written order of the Price Administrator. This price will be in line with the level of maximum prices established by this regulation.

SEC. 8. Pricing formula. In calculating maximum prices under the preceding section 7, the manufacturer shall use the following:

(a) **Price determining method.** The manufacturer shall use the price determining method for plastics products which was in use in his plant on March 31, 1942. This means that he must use the overhead rates, machine hour rates, if any, rates for general administrative and selling expense, profit margin, discounts and any other bases of computation which were in use in his plant for plastics products on that date. If the manufacturer had no price determining method for plastics products in use in his plant on March 31, 1942, a price determining method shall be established under the next section 9.

(b) **Direct labor costs—**(1) **Method of determining direct labor costs.** The manufacturer shall determine direct labor costs by using the straight time rate, determined in accordance with subparagraph (2), for each classification of labor.

(2) **Labor rates.** The rates used in determining direct labor costs shall be the labor rates in effect in the manufacturer's plant on March 31, 1942, for each classification of labor. If the manufacturer did not employ a particular classification of labor in his plant on that date, he shall apply the rate prevailing on March 31, 1942, for each such classifica-

tion in the locality in which the manufacturing is to be performed. If labor of that classification was not employed in that locality on March 31, 1942, the manufacturer shall use the rate prevailing on that date for the nearest skill in the most comparable locality, as accurately as he is able to determine that rate by the use of reasonable diligence.

(3) *Overtime.* The amount of overtime estimated to be required in excess of that provided for in the overhead or machine hour rate may be added to the maximum price. This overtime shall be calculated by using the rates required by the preceding subparagraph (2). However, no markup, overhead or profit shall be applied to that overtime.

(c) *Direct material costs.* In determining the cost of the raw material and processed and fabricated materials required to produce the plastics product, the manufacturer shall use the lower of the following:

(1) The price that the manufacturer paid or would have paid for the material on January 1, 1941, in the case of thermosetting fabricated laminated materials and on March 31, 1942, in the case of any other material; or

(2) The actual price paid for the material, not in excess of the applicable maximum price.

If the manufacturer is unable to determine the price that he would have paid for the material on January 1, 1941, or March 31, 1942, as the case may be, he shall use the actual price paid by him for the material, not in excess of the applicable maximum price. If there was a published price list in effect on March 31, 1942, for the material; if the manufacturer purchased the material on or about March 31, 1942, or if one of the manufacturer's suppliers of the material was selling the material on or about March 31, 1942, the manufacturer must determine a price for the material under (1) above.

(d) *Subcontracted services.* To the extent that the manufacturer's price determining method includes or is based on prices paid for subcontracted services, the manufacturer shall use the actual prices he pays therefor, not to exceed the applicable maximum price.

(e) *Transportation costs.* In determining transportation costs the manufacturer shall use freight rates in effect on March 31, 1942, or current freight rates, whichever are the lower for the mode of transportation actually used.

(f) *Discounts and extra charges.* The manufacturer shall apply all applicable discounts or other allowances he used on March 31, 1942, and may apply all applicable extra charges he used on that date.

(g) *Certification by supplier where manufacturer is unable to determine the maximum price of purchased materials or services.* For the purposes of this section, if the manufacturer received a certification from his supplier that the price charged him for materials or services does not exceed the maximum price, and if the manufacturer has no reason to doubt the validity of this certification, the price certified by the supplier shall be

deemed not to be in excess of the maximum price.

Sec. 9. *Establishment of price determining method.* Every manufacturer of plastics products who had no price determining method in use on March 31, 1942, for plastics products must establish a price determining method before he offers to sell plastics products that must be priced under section 7. This price determining method shall be reasonable in the light of the operations being or to be performed. Immediately upon the determination of such a price determining method, the manufacturer shall file a report with the Office of Price Administration, Washington, D. C. This report shall set forth (a) a detailed description of the proposed price determining method, and (b) a representative sample of prices determined in accordance with the proposed price determining method, showing in detail how they were computed. Prices determined in accordance with the method so filed may be quoted and charged until and unless the method is disapproved by the Office of Price Administration. If the Office of Price Administration disapproves of the proposed method a revised method shall be filed in accordance with this section. If the Office of Price Administration disapproves of the proposed method within thirty days after it is filed by the manufacturer, it may, by order, require that refunds be made on all sales executed at the prices determined in accordance with the disapproved method.

Sec. 10. *Maximum prices for dies, molds and special tools—(a) Applicability of this section.* This section is applicable to dies, molds and special tools which are sold by the manufacturer in connection with the sale of a plastics product.

(b) *Purchased dies, molds and special tools.* Where the plastics manufacturer purchases the die, mold or special tool, the maximum price therefor shall be the price paid by the manufacturer, not to exceed the applicable maximum price.

(c) *Manufactured dies, molds and special tools.* Where the plastics manufacturer produces the die, mold or special tool, the maximum price therefor shall be the current total unit costs of the plastics manufacturer.

Sec. 11. *Federal and state taxes.* Any tax upon, or incident to, the sale, delivery, processing, or use of a product covered by this regulation imposed by any statute of the United States or statute or ordinance of any state or subdivision thereof, shall be treated as follows in determining the maximum price and in preparing records with respect thereto: If the statute or ordinance imposing such tax does not prohibit the manufacturer from stating and collecting the tax separately from the purchase price, and the manufacturer does separately state it, the manufacturer may collect, in addition to the maximum price, the amount of the tax actually paid by him or an amount equal to the amount of tax paid by any prior vendor from whom he purchased.

Sec. 12. *Transportation costs.* No manufacturer shall require any purchaser, and no purchaser shall be per-

mitted, to pay a larger proportion of transportation costs incurred in the delivery or supply of any product covered by this regulation than the manufacturer required purchasers of the same class to pay on March 31, 1942, on deliveries or supplies of the same or similar types of products.

Sec. 13. *Emergency service charge.* Notwithstanding any other provisions of this regulation, the manufacturer may add to the maximum price the amount of the extra direct labor costs incurred because of the temporary use of a multiple cavity, mold or die, some of whose cavities have been damaged or broken while in operation. These extra labor costs shall be computed in accordance with the provisions of paragraph (b) of section 8. No mark up, overhead, or profit may be applied to such extra costs. The extra charge permitted by this section shall be billed or invoiced separately.

Sec. 14. *Transfers of business or stock in trade.* If the business, assets or stock in trade are sold or otherwise transferred after March 31, 1942, and the transferee carries on the business, or continues to deal in the same type of plastics products in an 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 provisions of this regulation.

ARTICLE III—MISCELLANEOUS

Sec. 15. *Applications for adjustment—(a) Application by a manufacturer that is not based upon an appropriate decrease of other prices—(1) Who may receive an adjustment.* The maximum price established by this regulation for a plastics product may be adjusted in the case of an essential manufacturer of an essential plastics products. An "essential plastics product" is one which contributes to the effective prosecution of the war. An "essential manufacturer" is one whose output of a plastics product cannot be reasonably expected to be replaced at prices lower than the proposed adjusted maximum price. In addition, any person who has entered into, or proposes to enter into, a war contract (as defined in subparagraph (5)), or a subcontract thereunder, is an essential manufacturer of an essential plastics product.

(2) *When adjustment may be granted—(i) In general.* The Office of Price Administration, any regional office, or such other offices as may be authorized by order issued by the appropriate regional office, may adjust the maximum price in the case of an essential manufacturer of an essential plastics product upon the basis of information submitted by the manufacturer or of other infor-

mation. It may make that adjustment whenever it finds that the maximum price of a plastics product is at such a level that (taking into account the cost thereof, the profits position of the manufacturer and the nature of his business) production or supply of the plastics product is impeded or threatened. In the case of an adjustment which would effect an increase in the cost of living, such adjustment will be granted only where it is approved by the Office of Economic Stabilization.

(ii) *Factors which may be considered.*

(a) The following factors are relevant to the consideration of whether production or supply of the plastics product is impeded or threatened.

(1) Whether, and by what amount, the maximum price is below or above the total unit costs, less selling and administrative expenses properly allocable to the internal management of the business.

(2) Whether, and by what amount, the maximum price is below or above total unit costs.

(3) Whether, and by what amount, the manufacturer's current over-all profits, before income and excess profits taxes, are greater or less than his average over-all profits during the normal base period, increased by 7% of the additional capital investment contributed entirely by the manufacturer, or its stockholders, since the normal base period.

(4) Whether the proposed price is higher than the price prevailing in the industry.

(5) Whether the manufacturer's sales of the plastics product represent only a very small part of his total sales.

(6) Whether the manufacturer previously sold the plastics product at a price which was below its total unit costs.

(b) The following factors are relevant to the consideration of whether the adjustment would cause an increase in the cost of living:

(1) Whether the plastics product or a commodity in the production of which it is used is of a type sold to civilian consumers other than industrial consumers.

(2) If such is the case, whether the increase in price allowed by the adjustment would be absorbed prior to sale to a non-industrial consumer.

(3) Whether, if the manufacturer did not produce the plastics product, his output would be replaced by the same or a substitute commodity only at prices equal to or higher than the proposed adjusted maximum price.

(3) *How the manufacturer proceeds in applying for an adjustment—(i) In general.* An application for adjustment under this paragraph (a) shall be filed in accordance with Revised Procedural Regulation No. 1^{*} and shall be made on a copy of Form OPA 694-774, set out in Appendix A. If the manufacturer's total sales of all plastics products in the calendar year 1943, or in the fiscal year ending in 1943, exceeded \$200,000, the application shall be filed with the Office of Price Administration in Washington, D. C. If the manufacturer's total sales

of all plastics products during that period did not exceed \$200,000, the application shall be filed with the regional office of the Office of Price Administration located in the same region in which the manufacturer's business is located.

(ii) *Application based on proposed wage or salary increase to be authorized by the National War Labor Board.* A manufacturer who believes that the conditions for an adjustment set forth in this paragraph (a) would exist if the National War Labor Board should grant a pending application for wage or salary increase may file an application for adjustment under this paragraph. Applications for adjustment of maximum prices based on wage or salary increases requiring the approval of the National War Labor Board must also comply with Supplementary Order No. 28,^{*} which requires, among other things, that an application for adjustment in such case be filed within fifteen days after the employer receives notification that the National War Labor Board has taken jurisdiction of the dispute.

(4) *Prices for deliveries made pending disposition of the application.* A manufacturer who has filed an application under this paragraph (a) may contract or agree that deliveries made during the pendency of the application shall be at a specific price which is higher than the existing maximum price which the manufacturer wants to have adjusted. However, no payment in excess of that existing maximum price may be received until final disposition is made of the application. Where the application is disposed of by an order issued under the section, the price received for deliveries made subsequent to the filing of the application may not exceed the maximum price as determined by the Office of Price Administration. Where the application is disposed of by an amendment of general applicability, payment in excess of the maximum price in effect at the time of delivery may be made for deliveries made pending disposition of the application, only as expressly authorized by order of the Price Administrator.

A manufacturer who wishes to enter into such an arrangement must specifically state to the buyer the following:

(i) The maximum price for the plastics product;

(ii) The fact that an appropriate application for an adjustment of that maximum price has been filed with the Office of Price Administration; and

(iii) The fact that the specific price quoted by the manufacturer is subject to the approval of the Office of Price Administration.

(5) *Definitions—(i) Normal base period.* The term "normal base period" means the period 1936-1939. If the manufacturer shall demonstrate to the satisfaction of the Office of Price Administration either

(a) That his entire industry was operating during the greater part of such period at an unusually depressed level, or

(b) That because of unusual conditions prevailing during that period, the manufacturer was operating during that

period at an unusually depressed level in comparison to other manufacturers in the industry and in addition that some other period prior to January 1, 1941, represents a proper "normal base period", such other period may be considered. The mere fact that the rate of production has increased since 1936-1939 will not be deemed evidence that the manufacturer was operating at an "unusually depressed level" during that period. If the manufacturer was not in business prior to January 1, 1941, he shall state that fact in his application.

(ii) *Over-all profits.* The term "over-all profits" means net profits resulting from the operation of all divisions of the manufacturer, before the creation of any reserves, except ordinary reserves for depreciation and bad debts, and before income and excess profits taxes. In the case of a subsidiary wholly owned by a parent corporation, the term "over-all profits" means the consolidated net profit before the creation of any reserves, except ordinary reserves for depreciation and bad debts, and before income and excess profits taxes.

(iii) *Subcontract.* The term "subcontract" means any purchase order or agreement to perform all or any part of the work, or to make or furnish any commodity, required for the performance of another contract or subcontract.

(iv) *Total unit costs.* The term "total unit costs" means the direct unit cost of labor, materials, and subcontracted services, plus a proportion of factory overhead, administrative and other expenses, based on actual operating experience, properly allocable to the production of the plastics product, but does not include provisions for income or excess profits taxes. In evaluating total unit costs, the Office of Price Administration will determine whether the allocation of factory overhead, administrative and other expenses is based on a representative period of continuous, normal production.

(v) *War contract.* The term "war contract" means any contract with the United States, or any agency thereof, or with the government, or any agency thereof, of any country whose defense the President deems vital to the defense of the United States under the terms of the Lend-Lease Act, for the sale of a plastics product purchased (a) for the ultimate use of the armed forces of the United States or for lend-lease purposes, or (b) by any government (or agency thereof) of any country whose defense the President deems vital to the defense of the United States under the terms of the Lend-Lease Act, or (c) for use in the production or manufacture of any commodity described in (a) or (b).

(b) *Application by a manufacturer based upon an appropriate decrease of other prices—(1) Who may receive an adjustment under this paragraph.* Adjustments under this paragraph will be granted only in the case of an essential manufacturer of an essential plastics product. The meaning of these terms is explained in paragraph (a) (1) of this section.

(2) *When adjustment may be granted.* The Office of Price Administration, any regional office, or such other offices as

* 7 F.R. 8961; 8 F.R. 3313, 3533, 6173, 11806; 9 F.R. 1594.

* 7 F.R. 9619; 8 F.R. 7256.

may be authorized by order issued by the appropriate regional office, may make an adjustment of the maximum price in any case in which:

(i) The manufacturer agrees to make and (simultaneously with any increase in the maximum price that may be authorized under this paragraph (b)) makes a reduction in the selling price of other plastics products which will equal or exceed the total dollar amount of the adjustment granted under this paragraph; and

(ii) One of the following conditions is met:

(a) The increases in price are made for the purpose of restoring normal price relationships;

(b) The increases and decreases in price are effected by changes in the prices charged different classes of purchasers for the same plastics product; or

(c) The increases and decreases in price are made for the purpose of changing the manufacturer's price list-discount structure.

(3) *What an application under this paragraph must show.* An application for price adjustment under this paragraph (b) shall contain information indicating that the applicant is an essential manufacturer of an essential plastics product and that if the proposed adjustment is granted, the gross dollar amount of sales of the plastics products affected by the adjustment will not be greater than it would have been in the absence of the adjustment. In any case where such an adjustment is granted, the Office of Price Administration will require appropriate reports relating to the plastics products affected.

(4) *How the manufacturer proceeds in applying for an adjustment.* An application for adjustment under this paragraph (b) shall be filed in accordance with Revised Procedural Regulation No. 1. If the manufacturer's total sale of all plastics products for the calendar year 1943, or for the fiscal year ending in 1943, exceeded \$200,000, the application shall be filed with the Office of Price Administration in Washington, D. C. If the manufacturer's total sales of all plastics products during that period did not exceed \$200,000, the application shall be filed with the regional office of the Office of Price Administration located in the same region in which the manufacturer's business is located.

(c) *Application by a manufacturer under a combination of both paragraphs (a) and (b).* A manufacturer who desires to apply for an adjustment under paragraph (b), may, at the time he applies under that paragraph, also apply under paragraph (a), if the facts of his case entitle him to do so. In such case, the Office considering his application will give the adjustment available under paragraph (a) before applying paragraph (b).

(d) *Procedural Regulation No. 6²⁰ superseded.* No application for adjustment filed under Procedural Regulation No. 6 after March 26, 1944, with respect to plastics products covered by this regulation will be granted.

(e) *Amendment of general applicability.* Where the Price Administrator deems it appropriate, he may grant the relief, which he deems necessary, by issuing an amendment of general applicability.

SEC. 16. *Petitions for amendment.* Any person seeking a modification of any provision of this regulation may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1.

SEC. 17. *Adjustable pricing.* If the manufacturer wishes, he may agree with the buyer to charge a price which can be increased up to the maximum price in effect at the time of delivery. Where the manufacturer has filed an application for adjustment under section 15, he may, in accordance with the provisions of that section, deliver at a price to be adjusted upward in accordance with the action taken by the Office of Price Administration on his application. In all other cases, unless authorized by the Office of Price Administration, the manufacturer must not deliver at a price which is to be adjusted upward in accordance with action taken by the Office of Price Administration after delivery. This authorization may be given only where: (a) a request for a change in the applicable price is pending; (b) authorization is necessary to promote production; and (c) 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 having authority to act upon the pending request for a change in price.

SEC. 18. *Records.* To aid in the enforcement of this regulation every manufacturer subject to this regulation is required to keep certain records for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, shall remain in effect. These records are described in two paragraphs as follows:

(a) *Records of sales.* Every manufacturer shall keep complete and accurate records of every sale of a product covered by this regulation. These records shall include:

- (1) The date thereof.
- (2) The name and address of the buyer.
- (3) The quantity of each class, kind, type, condition and grade of product sold.
- (4) The price per unit received.

(b) *Records of the bases on which maximum prices are determined.* Every manufacturer shall keep, in addition to the records required by paragraph (a) of this section, complete and accurate records of the following:

(1) Published price lists and discount sheets for plastics products in effect on March 31, 1942.

(2) The prices charged by the manufacturer during the period January 1 to March 31, 1942, inclusive, for each plastics product covered by this regulation.

(3) Labor rates in effect to him on March 31, 1942.

(4) Materials prices and waste and factory overhead rates in effect to him on March 31, 1942.

(5) Detailed cost estimate sheets and other data showing the calculation of prices for all plastics products for which the maximum price must be determined in accordance with the provisions of section 7 of this regulation.

SEC. 19. *Reports.* Every manufacturer who had a price determining method or methods for plastics products in use on March 31, 1942, shall file a detailed description of such method or methods with the Office of Price Administration, Washington, D. C., on or before April 27, 1944, unless he has already done so.

SEC. 20. *Licensing.* The provisions of Licensing Order No. 1,²¹ licensing all persons who make sales under price control, are applicable to all persons 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. 21. *Evasion—(a) In general.* The price limitations set forth in this regulation shall not be evaded whether by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or lease of or relating to plastics products, alone or in conjunction with any other commodity or service, or by way of commission, service, transportation, or other charge, or discount, premium or other privilege, or by tying agreement or other trade understanding, or otherwise.

(b) *Specific practices.* The following are among the specific practices prohibited:

(1) Paying a purchase commission if the sum of the commission and the purchase price exceeds the maximum price.

(2) Entering into a joint venture with any other person subject to this regulation for cross-selling or cross-purchasing.

SEC. 22. *Enforcement.* Persons violating any provisions of this regulation are subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended.

SEC. 23. *Definitions.* (a) When used in this regulation 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 agency of any of the foregoing.

(2) "Purchaser of the same class" and "class of purchaser" refers to the practice adopted by the manufacturer in setting different prices for plastics products for sales to different purchasers or kinds of purchasers (for example, manufacturer, wholesaler, retailer, public institutions) or for purchasers located in

²⁰ 7 F.R. 5087, 5664; 8 F.R. 6173, 6174, 12024.

²¹ 8 F.R. 13240.

different areas or for different quantities or grades or under different conditions of sale.

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

APPENDIX A—FORM FOR APPLICATIONS FOR ADJUSTMENT

(a) Form.

Form OPA 694-774

Form Approved
Budget Bureau
No. 08-R 829

UNITED STATES OF AMERICA
OFFICE OF PRICE ADMINISTRATION
Washington, D. C.

APPLICATION FOR ADJUSTMENT OF MAXIMUM PRICES FOR PLASTICS PRODUCTS UNDER MAXIMUM PRICE REGULATION 523

Company name _____
Address _____

(NOTE: There are no printed copies of this form)

The following facts are furnished to the Office of Price Administration in support of this application:

SCHEDULE A

1. General description of the company's business.
2. Designate and describe product(s) for which price increase is requested.
3. Present the following information for each product listed in Item 2 above.

NOTE: If more than one product is being reported, present the required information on another sheet.

(a) Dollar volume of unfilled orders. \$ _____

(b) Unit volume of unfilled orders (Indicate unit used) \$ _____

(c) Degree of completion of production on unfilled orders \$ _____

(d) Anticipated dollar volume of new orders for the next: 3 months \$ _____; 6 months \$ _____; 12 months \$ _____

4. Present evidence that the company is an essential manufacturer of an essential plastics product.

NOTE: If more than one product is being reported, present the required information on another sheet.

(a) For each product designated in Item 2 above, fill in the following if you have entered into, or propose to enter into, a war contract or subcontract for the sale of that product.

- (1) Identification of contract _____
- (2) Name of purchaser _____
- (3) Address of purchaser _____
(Street)

(City) _____ (State) _____

(b) Present any other information which demonstrates that the seller is an essential manufacturer of an essential plastics product.

NOTE: The terms "war contract", "subcontract", "essential manufacturer" and "essential plastics product" are defined in the adjustment provision under which this report is filed (section 15 of Maximum Price Regulation 523).

5. Are similar plastics products sold by competitors in your region? _____
(Yes or No).

If yes, gives names and addresses of competitors, and their prices for such plastics products.

SCHEDULE B

Important. If you have submitted any of the following information on Office of Price Administration Financial Report Forms A and B for certain periods or have furnished same on a previous application for adjustment of a maximum price, you may omit those periods in your present report. In the case of a subsidiary wholly owned by a parent corporation, consolidated financial statements, as well as financial statements for the subsidiary, should be submitted.

1. Submit balance sheets and profit and loss statements for the years 1941, 1942 and 1943, and for the most recent accounting period in 1944.

NOTE: Each profit and loss statement must contain a detailed break-down of cost of goods sold, administrative expense, selling expenses, the total amount of officers' salaries and bonuses and the number of officers.

2. Financial data 1936-1940.

NOTE: The filing of the financial data designated in this item is optional. Should the applicant prefer, this information will be obtained by the Office of Price Administration directly from the Bureau of Internal Revenue.

Either submit balance sheets and profit and loss statements for the years 1936-1940, or fill in the following condensed table.

	1936	1937	1938	1939	1940
Net sales
Cost of goods sold
Administrative expense
Selling expenses
Net operating profit
Other income before income taxes
Debt (except current) at end of year
Net worth at end of year
Total assets

3. Are the salaries and wages of all your employees in compliance with the maximum established by the Office of Economic Stabilization? _____

(Yes or No.)
If no, state exceptions.

SCHEDULE C

Unit Price and Unit Cost Information

NOTE: If more than one product is involved, prepare and file separate reports on this schedule for each product that you consider necessary to convey an adequate understanding of the situation which gave rise to this application.

1. Price data—(a) Net realized price.

	Ceiling price, 1944	Current price	Requested price
1. (List) (Gross) price
2. Less: Trade discounts
3. Net realized price
4. Net realized price at maximum discount and/or commissions

(b) Analysis of sales of the above designated product. Sales for _____ (No. of months) period ending _____, 1944.
(Month and day)

	Percentage amount of commission or discounts	Dollar value of sales after discounts
Sales subject to commission of	(1)-----%	\$-----
Sales subject to commission of	(2)-----%	-----
Sales not subject to commission	x x x x	-----
Sales subject to discount of	(1)-----%	-----
Sales subject to discount of	(2)-----%	-----
Sales subject to discount of	(3)-----%	-----
Sales subject to discount of	(4)-----%	-----
Sales subject to discount of	(5)-----%	-----
Sales not subject to discount	x x x x	-----
Total sales of above designated product or service	x x x x	-----

(c) Total sales for the above designated product only.

	1940	1941	1942	1943	months ending _____, 1944
Total unit volume of sales
Total dollar volume of sales (net)

(d) Is the price currently charged for the product the same as the maximum price filed with OPA? _____

(Yes or No.)
(If answer is "No", state date when increased price was first charged)
Date: _____, 194....

(Month)
(e) Indicate whether the current maximum price is a list of established price or a formula price (check one).
Price used since _____, 194....
(Month)

(f) State on a separate sheet the reasons for the need of the requested price increase.
2. Unit cost data:

	Ceiling date costs, _____, 1944	Current date costs, _____, 1944
(a) Direct material
(b) Direct labor
(c) Factory overhead
(d) Selling expense (do not include discounts and commissions under Price Data above)
(e) Administrative expense
(f) Freight out, if any
(g) Other expense, specify
(h) Total cost per unit

(i) What method is used in allocating factory overhead?
1. Standard ; Actual ; Other ; (Check one).
2. Direct labor cost ; Direct labor hours ; Machine hours ; Other .
(Explain separately if "other" or combination.)

AFFIDAVIT

State of _____ ss
County of _____

Applicant

By _____

(Title)

The undersigned _____ being first duly sworn according to law, on oath deposes and says:

That he is the person whose name appears subscribed to the above Application for Adjustment; and that he has read the same and knows to his own knowledge that the facts contained therein are true and correct.

(Signature)

Subscribed and sworn to before me this _____ day of _____, 1944.

(Officer administering oath)

(b) Instructions for the form.

INSTRUCTIONS FOR THE USE OF ADJUSTMENT APPLICATION FORM FOR PLASTICS PRODUCTS

In preparing this application, please consider that the form is intended to cover a wide variety of products. Therefore, you will find that some of the questions do not apply to your product. Moreover, you may find that some point that is important in your case is not covered in the form. Adapt the form if this can be done or state the information on a separate sheet if that will be clearer. If any difficulty is experienced in completing this form it may be taken to the nearest OPA district accountant who will give his assistance in its preparation.

Schedule C entitled "Unit Price and Cost Information" is subject to the following explanation:

1. Price data. (a) 1. (List) (Gross) Price: Please indicate whether the price is a list price or a gross price by crossing out the term that does not apply.

(a) 2. Dealers' commissions. Where all dealers receive the same commission, use the full commission rate even if some sales are not subject to any commission. If several different rates affect the product covered by the application, use the rate that applies to the largest amount of sales.

(a) 3. Trade discounts. Deduct trade discounts at the average rate of discounts prevailing in your company for the product covered by the application.

(b) Use a sufficient number of months prior to the date of the application to give an adequate understanding of the situation. Name the period in the allotted space and fill in commission rates or discounts.

2. Unit cost data. In presenting unit cost data be sure to include only actual cost. Material cost must represent actual cost. State separately any charges added to costs of materials. Where standard costs are used, adjust costs for over- or under-absorption during the period to which the costs apply. The cost data for the ceiling date may be recomputed if the product covered by the application was not manufactured on or about that date. In the recomputation apply the wage rates prevailing in your plant on the ceiling date and material costs of the same date. Under items (f), (g) and (h) include only costs borne by the manufacturer and not billed separately to the buyer.

Effective date. This regulation shall become effective March 27, 1944.

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 21st day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-4003; Filed, March 21, 1944; 11:50 a. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[RO 16; Amdt. 22 to Rev. Supp. 1]

MEAT, FATS, FISH AND CHEESES

Section 1407.3027 (e) (2) (iv) and (v) are added to read as follows:

(iv) K8, L8, and M8 may be used from April 9 to June 18, 1944, inclusive.

(v) N8, P8, and Q8 may be used from April 23 to July 15, 1944, inclusive.

This amendment shall become effective March 25, 1944.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421, 507 and 729, 77th Cong.; E.O. 9125, 7 F.R. 2719; E.O. 9280, 7

¹ 8 F.R. 16834, 16839, 16893, 17278, 17306, 17372; 9 F.R. 105, 184, 781, 1181, 1819, 2007, 2091.

F.R. 10179; WPB Directive 1, 7 F.R. 562; and Supp. Dir. 1-M, 7 F.R. 8234; Food Directive 1, 8 F.R. 827; Food Dir. 3, 8 F.R. 2005; Food Dir. 5, 8 F.R. 2251; Food Dir. 6, 8 F.R. 3471; Food Dir. 7, 8 F.R. 3471)

Issued this 21st day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-3991; Filed, March 21, 1944; 11:46 a. m.]

PART 1432—RATIONING OF CONSUMERS' DURABLE GOODS

[RO 9A, Amdt. 7 to Supp. 1²]

STOVES

Supplement 1 to Ration Order 9A is amended in the following respects:

1. Section 1432.6b (1) is amended to read as follows:

(1) *New method for determining current allowable inventories for heating and cooking stoves*—(i) *General.* A dealer or distributor located in the area covered by Table III (set forth in subdivision (ii) of this subparagraph) may apply to his Board for an increase in his allowable inventory so that his current allowable inventory will be equal to the amount found by multiplying his allowable inventory for each type of stove determined from Table I (set forth in paragraph (a)) by the percentage for that type of stove shown in Table III. However, he may not obtain the increase authorized by this subparagraph (1) for any type of stove of which his sales in 1941 or 1942 totaled less than three stoves, or for which his allowable inventory was previously increased as a result of an application for adjustment or relief, under section 3.8 unless:

(a) That previous increase was less than the increase authorized by this subparagraph (1), in that event he shall receive the difference between the previous increase and the increase authorized by this subparagraph (1), or

(b) At the time the previous increase was granted, the Washington Office directed that he should not, because of the increase given him, be precluded from receiving the benefit of any subsequent general increase in allowable inventory for such types.

(ii) *Table III.* Table III referred to in subdivision (i) of this subparagraph (1) is as follows:

PERCENTAGE FOR FIGURING CURRENT ALLOWABLE INVENTORIES

Allowable inventory determined from Table I is to be multiplied by the applicable percentage figure shown below.

OPA District—	Heating stoves of following types			Cooking stoves of following types		
	Coal or wood	Oil	Gas	Coal or wood	Oil	Gas
Region I:	Pct.	Pct.	Pct.	Pct.	Pct.	Pct.
Hartford.....	200	400	200	100	100	150
Augusta.....	250	300	200	150	100	150
Boston.....	200	350	200	100	100	200
Concord.....	250	350	200	100	150	150
Providence.....	200	300	200	100	100	250
Montpellier.....	300	300	200	150	100	200
Region II:						
Wilmington.....	200	300	250	200	200	150
Washington, D. C.....	200	250	300	100	100	150
Baltimore.....	200	250	200	150	100	150
Camden.....	200	300	250	150	100	150

² 8 F.R. 11564.

³ 8 F.R. 13204.

PERCENTAGE FOR FIGURING CURRENT ALLOWABLE INVENTORIES—Continued

Allowable inventory determined from Table I is to be multiplied by the applicable percentage figure shown below—Continued.

OPA District—	Heating stoves of following types			Cooking stoves of following types		
	Coal or wood	Oil	Gas	Coal or wood	Oil	Gas
Region II—Con.	Pct.	Pct.	Pct.	Pct.	Pct.	Pct.
Newark.....	200	250	200	100	100	150
Trenton.....	200	250	200	100	100	150
Albany.....	200	250	200	100	100	150
Binghamton.....	200	200	250	100	100	150
Buffalo.....	200	250	200	100	100	150
New York City.....	200	250	200	100	100	150
Syracuse.....	200	250	250	100	100	150
Altoona.....	250	200	200	100	100	150
Eric.....	250	200	250	100	100	150
Harrisburg.....	200	200	200	100	100	150
Philadelphia.....	200	200	200	100	100	150
Pittsburgh.....	200	200	200	100	100	150
Scranton.....	200	200	300	150	100	150
Williamsport.....	250	200	300	150	100	150
Region III:						
Indianapolis.....	250	200	250	150	150	150
Lexington.....	250	200	350	100	150	150
Louisville.....	200	200	200	100	100	150
Detroit.....	300	200	250	150	150	200
Grand Rapids.....	250	200	200	150	150	150
Iron Mountain.....	200	250	250	150	150	150
Saginaw.....	250	200	200	150	150	150
Cincinnati.....	200	200	250	100	100	150
Cleveland.....	200	200	200	150	100	150
Columbus.....	200	200	200	150	100	150
Toledo.....	200	200	200	100	150	100
Charleston.....	200	200	300	100	150	150
Region IV:						
Birmingham.....	200	200	200	100	100	150
Montgomery.....	200	250	250	100	150	150
Jacksonville.....	200	300	250	100	150	150
Atlanta.....	200	200	200	100	150	150
Savannah.....	200	200	250	100	200	200
Jackson.....	200	250	300	100	150	150
Charlotte.....	200	200	200	100	100	150
Raleigh.....	200	200	200	150	200	150
Columbia.....	200	250	250	100	150	150
Memphis.....	200	200	200	100	100	150
Nashville.....	200	200	200	100	100	200
Richmond.....	200	200	200	200	150	150
Roanoke.....	200	200	250	150	100	150
Region V:						
Little Rock.....	200	250	250	100	250	100
Wichita.....	200	250	300	100	100	150
New Orleans.....	200	250	200	100	100	150
Shreveport.....	200	250	250	100	200	150
Kansas City.....	250	250	200	100	100	100
St. Louis.....	250	200	200	100	100	150
Oklahoma City.....	200	300	300	100	150	200
Tulsa.....	200	250	300	100	150	200
Dallas.....	200	300	250	100	150	150
Fort Worth.....	200	300	250	100	150	200
Houston.....	200	250	250	100	150	100
Lubbock.....	200	250	300	150	150	150
San Antonio.....	200	250	300	100	150	200
Region VI:						
Chicago.....	200	250	200	100	100	200
Moline.....	200	200	200	100	100	150
Peoria.....	200	200	250	100	150	150
Springfield.....	250	200	250	100	100	150
Des Moines.....	200	200	200	100	100	100
Sioux City.....	200	200	250	100	100	100
Duluth.....	200	200	250	100	100	150
St. Paul.....	200	200	200	100	100	100
North Platte.....	250	400	300	150	150	150
Omaha.....	250	250	200	100	100	150
Fargo.....	200	250	300	100	100	100
Sioux Falls.....	200	250	300	150	100	100
Green Bay.....	200	200	250	100	100	100
La Crosse.....	250	250	200	150	100	150
Milwaukee.....	200	250	250	100	100	150
Region VII:						
Denver.....	200	300	200	100	100	150
Boise.....	300	250	300	200	200	200
Helena.....	200	350	350	100	100	200
Albuquerque.....	200	300	350	100	300	250
Salt Lake City.....	200	300	200	100	200	200
Cheyenne.....	200	300	400	100	300	150
Region VIII:						
Phoenix.....	200	300	250	100	200	150
Fresno.....	200	400	300	100	200	200
Los Angeles.....	200	300	300	100	150	250
Sacramento.....	200	400	300	200	150	200
San Diego.....	300	350	300	100	200	250
San Francisco.....	200	300	250	100	100	250
Reno.....	300	300	600	150	200	400
Portland.....	250	300	300	150	100	250
Seattle.....	350	400	300	250	100	200
Spokane.....	300	350	300	200	200	200

(iii) Where sales in base period totaled less than 3 stoves. A dealer or distributor whose sales of any type of stove in 1941 or 1942 totalled less than 3 stoves may apply under subparagraph (b) (4) of this section.

(iv) Applicants whose allowable inventory was determined by the Washington or District Office must apply to the District Office. Application for an increase in allowable inventory by a dealer or distributor whose allowable inventory was determined by the Washington Office or District Office under section 3.7 (b) or 9.3 (b) must be made to the District Office. The amount of the increase will be determined by the Washington Office or the District Office, if the Washington Office so directs.

(v) When application may be made. Dealers and distributors located in Region 7 or 8 may apply under this subparagraph (1) on or after March 25, 1944; dealers and distributors located elsewhere may apply on or after April 4, 1944.

2. Section 1432.69 (b) (2) and (3) is deleted.

3. Section 1432.69 (b) (4) is added to read as follows:

(4) Alternative method for determining current allowable inventories for coal and wood or gas heating stoves.

(i) A dealer or distributor whose sales of coal and wood or gas heating stoves in 1941 or 1942 were within the range for such types of stoves, as shown in table IV (set forth in subdivision (ii) of this subparagraph (4)) may, instead of applying for an increase in his allowable inventory for those types of stoves under paragraph (b) (1) of this section, apply to his Board for an increase equal to the amount by which the allowable inventory for those types of stoves shown in table IV exceeds his present allowable inventory for those types.

(ii) Table IV. Table IV referred to in subdivision (i) of this subparagraph is as follows:

CURRENT ALLOWABLE INVENTORIES FOR COAL AND WOOD OR GAS HEATING STOVE WHEN ALTERNATIVE METHOD IS USED

Allowable inventory (To be assigned on basis of figures in applicable sales column)	Reported sales (1941 or 1942)	
	Heating stoves	
	Coal or wood	Gas
1.....	(1).....	1-2.....
2.....	1-2.....	3-4.....
3.....	3-4.....	5-6.....
4.....	5.....	7-8.....
5.....	6-7.....	9 and over..
6.....	8.....	
7.....	9.....	
8.....	10-11.....	
9.....	12.....	
10.....	13 and over..	

¹ This line applies only to gas heating stoves.

(iii) When application may be made. Dealers and distributors located in Region 7 or 8 may apply under this subparagraph (4) on or after March 25, 1944; dealers and distributors located elsewhere may apply on or after April 4, 1944.

4. Section 1432.69 (c) is added as follows:

(c) Loan of certificates for inventory in Regions 7 and 8—(1) Amount of loan. A dealer or distributor located in Region 7 or 8 may, during the period March 25, 1944, through April 30, 1944, borrow from the Board with which his establishment is registered, certificates for the purpose of acquiring for inventory: coal or wood heating stoves up to fifty (50%) percent of his allowable inventory for that type of stove determined from Table I (set forth in paragraph (a)), and gas heating stoves up to one hundred (100%) percent of his allowable inventory for that type of stove determined from Table I. However, the Board shall deduct from the certificates to be loaned the number of certificates for each of those types which are currently due to the Board from the applicant for excess inventory or for any other reason.

(2) Application. Application shall be made to the Board in writing, signed by the applicant, and shall state the date, the name and address of the applicant's registered establishment, the number of stoves of each type for which the applicant wishes to borrow certificates, and a statement substantially as follows:

I will on or before October 1, 1944, turn over to you certificates for each type of stove, equal to the number I have borrowed under this application. If, by October 1, 1944, I have not paid this loan in full with respect to certificates for any type of stove, I will not use any certificate for the purpose of acquiring that type of stove for inventory, but will promptly turn over all such certificates to you until the loan as to that type of stove is paid in full.

(3) Payment of loan. A dealer or distributor to whom certificates are loaned under subparagraph (1) must on or before October 1, 1944, surrender to the Board certificates for each type of stove equal to the number loaned to him. If, by October 1, 1944, he has not paid the loan in full with respect to certificates for any type of stove he must thereafter promptly surrender to the Board each such certificate received by him from sales out of stock; until he has done so, he may not use any such certificate for the purpose of acquiring that type of stove for inventory.

(4) Dealers and distributors whose allowable inventory was determined by the Washington or District Office must apply to the District Office. A dealer or distributor located in Region 7 or 8, whose allowable inventory was determined by the Washington Office or District Office under section 3.7 (b) or 9.3 (b) may during the period March 25, 1944, through April 30, 1944, apply to the District Office for a loan of certificates for the purpose of acquiring coal or wood heating stoves and gas heating stoves for inventory. The amount of the loan will be determined by the Washington Office or the District Office, if the Washington Office so directs. The application must contain the same statements as those set forth in paragraph (a) and the loan

shall be payable at the time and in the manner set forth in subparagraph (3).

This amendment shall become effective on March 25, 1944.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421, 507 and 729, 77th Cong.; E.O. 9125, 7 F.R. 2719; W.P.B. Dir. 1, 7 F.R. 562, and Supp. Dir. 1-8, 8 F.R. 6018)

Issued this 21st day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-3989; Filed, March 21, 1944; 11:45 a. m.]

PART 1436—PLASTICS AND SYNTHETIC RESINS

[MPR 345, Amdt. 1]

THERMOPLASTIC SCRAP

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. 345 is amended in the following respects:

1. The first sentence of § 1436.13 (a) (2) is amended to form two sentences to read as follows:

(2) "Thermoplastic" includes all plastic materials which can be formed and reformed by the application of heat and pressure without material change in physical properties, and includes non-plastic materials laminated or impregnated with vinyl compounds and containing at least 10 per cent by weight of such vinyl compounds. It does not include synthetic rubber, shellac, or natural gums.

2. Section 1436.13 (a) (3) (b) is amended to read as follows:

(b) "Sheet scrap," which consists of plastic sheets, rods or tubes, or cuttings from any of these, including all forms of scrap nitrocellulose of plastic grade except motion picture, X-ray, or photographic film. It may be in unground or ground form. The following are not included: cellulose acetate X-ray or photographic film scrap; sheets laminated to non-plastic materials such as wire mesh, paper, or glass, except sheets composed of non-plastic materials laminated or impregnated with vinyl compounds and containing at least 10 per cent by weight of such vinyl compounds; gummed tapes; second grade sheets, rods or tubes in their original form.

3. Appendix A (a) (3) is amended by adding the following paragraph below the prices there listed:

*Copies may be obtained from the Office of Price Administration.
¹ 8 F.R. 3320, 3795.

Where scrap is composed of non-plastic materials laminated or impregnated with vinyl compounds and contains at least 10 per cent by weight of such vinyl compounds, the maximum price per pound for sales of the scrap shall be the maximum price per pound established in this subparagraph (3) for the vinyl compound or mixture of vinyl compounds contained in the scrap, multiplied by a figure equal to 90 per cent of the weight (expressed in pounds) of the vinyl compounds or mixture of vinyl compounds contained in each one pound of the scrap.

Example. Maximum price per pound of polyvinyl chloride is 21 cents.

One pound of scrap contains .9 pound polyvinyl chloride.

90 per cent of .9 pound equals .81 pound polyvinyl chloride.

21 cents multiplied by .81 equals 17.01 cents per pound, which is the maximum price per pound of scrap.

When scrap is processed to extract the polyvinyl chloride, maximum price for latter is 21 cents per pound, as stated above.

4. Appendix A (a) (4) is corrected by deleting the word "that" appearing between the words "current" and "net."

This amendment shall become effective March 27, 1944.

(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 21st day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-3995; Filed, March 21, 1944; 11:46 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 496; Amdt. 2]

VEGETABLE SEEDS

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 496 is amended in the following respects:

1. The first sentence in section 4 (a) (6) is amended to read as follows:

"Wholesaler" means with respect to any particular lot:

(i) A person who sells beet, cabbage, carrot, cauliflower, Swiss chard, cucumber, lettuce, mangel, onion, rutabaga and turnip seeds to processors in any quantity; or

(ii) Who sells any vegetable seeds to retailers in any quantity; or

(iii) Who sells any vegetable seeds to planters in the following quantities:

2. Wherever the words "sweet corn" appear in section 5, they are hereby deleted.

3. Section 5 (f) is redesignated section 5 (g) and a new section 5 (f) is added to read as follows:

(f) For sweet corn:

(1) The maximum prices per pound for the sale or delivery of sweet corn seeds by a farmer-producer shall be:

PART 1499—COMMODITIES AND SERVICES

[Rev. SR 14 to GMPR, Amdt. 108]

BALED SOUTHERN PINE WOOD EXCELSIOR

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 6.35 is amended to read as follows:

Sec. 6.35 *Baled Southern pine wood excelsior*—(a) *Maximum prices for sales by manufacturers and by Virginia Excelsior Mills, Incorporated, Doswell, Virginia.* The maximum price f. o. b. mill per net ton for sales of baled Southern pine wood excelsior by Virginia Excelsior Mills, Incorporated, Doswell, Virginia and by manufacturers in the States named in paragraph (d) shall be as follows:

Maximum price for carload lots shipped to jobbers and distributors per net ton f. o. b. mill

Grade:	
XX	\$23.50
XXXX	25.50
Wood wool	36.50
Fine wood wool	44.50

Addition for less than carload shipments. 1 to 10 tons, add \$2.00 per ton to above prices. Less than 1 ton, add \$4.00 per ton to the above prices.

Addition for shipments direct to consumer. Add \$2.00 per ton to above prices.

(b) *Maximum price for sales by jobbers or distributors of baled Southern pine wood excelsior manufactured in Virginia.* The maximum prices per net ton for sales by jobbers and distributors, of baled Southern pine wood excelsior produced in Virginia shall be the seller's maximum price established under the General Maximum Price Regulation for the particular grade of excelsior, and class of consumer, plus \$2.50 per ton.

(c) *Grade.* The grades used in this section refer to the standards and specifications set forth in Federal Specification No. NN-E-911, as generally understood in the trade.

(d) This section 6.35 applies to baled Southern pine wood excelsior produced in the States of Delaware, Maryland, Virginia, North Carolina, South Carolina, Georgia, Florida, Alabama, Mississippi, Arkansas, Louisiana, Texas and Tennessee.

This amendment shall become effective March 27, 1944.

(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 21st day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-4005; Filed, March 21, 1944; 11:47 a. m.]

Base variety and type	Maximum prices		
	1	2	3
	States of Minnesota and Wisconsin	Areas east of Mississippi River (excluding Minnesota and Wisconsin)	Areas west of Mississippi River (excluding Minnesota)
	Cents	Cents	Cents
Golden Bantam (Open pollinated)	4.75	7.50	5.00
Golden Cross Bantam (Yellow hybrid)	8.25	11.00	9.00
Country Gentleman (White hybrid)	8.50	16.50	10.00

Plus transportation charges from the farm where grown to the buyer's receiving point by a usual route and method of transportation.

(2) The maximum prices in column 1 above shall be reduced by the expenses borne by the purchaser (which were not borne by him during the base period) in connection with the growing, harvesting or loading for transportation of the sweet corn seeds in question.

(3) The maximum prices in columns 2 and 3 above shall be reduced by the expenses borne by the purchaser in connection with the growing, harvesting or loading for transportation of the sweet corn seeds in question.

(4) For varieties of sweet corn seeds, other than the varieties mentioned in this paragraph (f) the farmer-producer shall determine his maximum price by adding to or subtracting from the maximum price for the variety most nearly similar thereto for which a maximum price is established under this paragraph (f), the premium or discount, as the case may be, in dollars and cents normal to

the trade during the base period, for the variety to be priced in relation to said most nearly similar variety; and the resultant figure shall be his maximum price for the variety in question.

This amendment shall become effective March 27, 1944.

(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 21st day of March 1944.

JAMES F. BROWNLEE,
Acting Administrator.

Approved: March 11, 1944.

ASHLEY SELLERS,
Assistant War Food Administrator.

[F. R. Doc. 44-4004; Filed, March 21, 1944; 11:49 a. m.]

*Copies may be obtained from the Office of Price Administration.
8 F.R. 16210; 9 F.R. 1716.

PART 1499—COMMODITIES AND SERVICES
[MPR 188, Amdt. 30]

SHELVING

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. 188 is amended in the following respect:

In § 1499.166 (Appendix (A)) a new item "Shelving" is added in subparagraph (2) of paragraph (b).

This amendment shall become effective March 27, 1944.

(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 21st day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-4006; Filed, March 21, 1944;
11:48 a. m.]

Chapter XIII—Petroleum Administration
for War

[Petroleum Directive 65, as Amended March
15, 1944]

PART 1545—PETROLEUM SUPPLY

TRANSPORTATION OF PETROLEUM IN DESIGNATED WESTERN AND SOUTHERN STATES²

The shortage of facilities for the transportation of petroleum has created in certain areas shortages in the supply of petroleum and has made it imperative that all such facilities be used with maximum efficiency, that all back hauling, cross hauling, and unnecessary movement of petroleum be eliminated, and the following operating directive is deemed necessary for the prosecution of the war.

§ 1545.5 *Petroleum Directive 65*—(a) *Definitions.* (1) "Person" means any individual, partnership, association, business trust, corporation, governmental corporation or agency, or any organized group of persons, whether incorporated or not.

(2) "Original supplier" means any person who, at the date of the issuance of this directive, refines petroleum in the United States and sells petroleum for delivery in District Two, or who distributes petroleum through a terminal in District Two.

(3) "Petroleum products" means motor fuel, kerosene, range oil, tractor fuel, distillate fuel oils, and residual fuel oils.

(4) "District Two" means the States of Ohio, Kentucky, Tennessee, Michigan,

Indiana, Wisconsin, Illinois, Minnesota, Iowa, Missouri, North Dakota, South Dakota, Nebraska, Kansas, and Oklahoma.

(5) "Manager" means the person designated and appointed as such, to act for and on behalf of the Supply and Transportation Committee for District Two, in connection with the operation and administration of this directive.

(6) "Terminal" means any storage plant supplied with petroleum products by pipe line or by river barge or lake tanker, as distinguished from bulk distributing stations or refineries.

(b) *Surveys and studies.* Subject to the supervision of the Director of Supply and Transportation, or such District Director as he may designate, the Manager and the Supply and Transportation Committee for District Two shall obtain, analyze, and keep current such pertinent and available facts, figures, and other data with respect to the available supplies of petroleum products and petroleum transportation in, to, and from District Two as may be necessary or appropriate in connection with the performance of the functions and duties with which the Supply and Transportation Committee for District Two is charged hereunder: *Provided*, That whenever available, such facts, figures, and other data shall be obtained from other appropriate committees or subcommittees rather than by new surveys or investigations.

(c) *District Two petroleum supply operations.* Subject to the approval of the Director of Supply and Transportation, or such District Director as he may designate, prior to the consummation of any such arrangement, the manager shall arrange for purchases, sales, exchanges, and loans of petroleum products among, and for the common use of facilities by, original suppliers in District Two only when any such transaction will:

(1) Eliminate or shorten the movement of petroleum products by pipe line, lake tanker, barge, tank car, or transport truck facilities within the confines of District Two: *Provided*, That such transaction does not result in a wasteful use of any such transportation facility within or outside of District Two; or

(2) Eliminate a movement or movements of petroleum products from District One to District Two; or

(3) Eliminate a movement or movements of petroleum products in a generally southerly or westerly direction and substitute therefor a movement or movements in a generally northerly or easterly direction; or

(4) Result in a substitution of a pipe line movement, or movements, of petroleum products for a movement, or movements, by lake tanker, barge, tank car, or transport truck; or

(5) Eliminate any cross hauling or back hauling of petroleum products; or

(6) Result in furnishing petroleum products to original suppliers from refineries or terminals within each respective area described in Exhibits A and B hereof.

(d) *Elimination of unnecessary movements within District Two.* In order to

balance and coordinate available supplies of petroleum products in District Two with requirements to conserve the use of the transportation facilities, including pipe lines, lake tankers, barges, tank cars, and transport trucks, to increase the movement of petroleum products in a northerly and easterly direction, and to accomplish the other objectives of this directive, the manager shall, subject to the approval of the Director of Supply and Transportation, or such District Director as he may designate, prior to the consummation of any such arrangement, arrange for exchanges, loans, sales, and purchases of petroleum products between and among original suppliers in District Two which will tend to eliminate to the maximum extent practicable the movement of petroleum products, except residual fuel oil, between the areas described in Exhibit A hereof, and the movement of residual fuel oil between the areas described in Exhibit B hereof. Original suppliers in District Two shall eliminate to the greatest extent practicable inter-area shipments between such areas and shall obtain necessary supplies and dispose of surpluses of petroleum products by means of exchanges, loans, sales, and purchases as provided in the foregoing sentence: *Provided*, That there shall be no tank car shipments of motor fuel, kerosene or distillate fuel oil to meet the requirements of any individual area except as approved by the Director of Supply and Transportation, or such District Director as he may designate. Each original supplier in District Two shall file with the manager on or before Friday of the succeeding week a complete weekly report of all inter-area shipments made by such supplier, together with a statement of the reasons for each such shipment. Nothing herein contained shall be deemed to prohibit or to require the reporting of the shipment from any area into any county adjacent thereto in any adjoining area.

(e) *Sales, loans, and exchanges.* (1) The terms and conditions of any exchange, loan, sale, or purchase made pursuant to this directive shall be subject to negotiation between the parties to any such transaction: *Provided*, That no price agreed upon shall exceed any applicable ceiling price established by the Office of Price Administration, and, *Provided, further*, That if the parties to any such transaction are unable to agree upon the price or other terms and conditions for furnishing any of the petroleum required to be sold, exchanged or loaned under this directive, or for the use of any facilities, any such dispute shall be referred to the Director of Supply and Transportation, or such District Director as he may designate, for such action as he may direct;

(2) All exchanges, loans, sales, and purchases pursuant to this directive shall be effected in such a manner as to provide to customers, including intermediate suppliers, of original suppliers in each of the areas an equitable share of the supplies of petroleum products available in each such area.

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

¹ 7 F.R. 5872, 7967, 8943, 8948, 1055; 8 F.R. 1815, 1930, 3105, 3788, 3850, 4140, 4931, 5759, 7107, 8751, 8754, 9836, 10433, 10906, 11037, 12406, 12479, 12186, 12668, 14622, 14766, 16298, 17415; 9 F.R. 1912.

² See War Production Board Certificate 46, Amendment 2, *infra*.

(f) *Determination of requirements.* The Supply and Transportation Committee for District Two, in collaboration with the Refining Committee for District Two, and a staff representative of the Petroleum Administration for War designated for the purpose, shall analyze and determine the amounts of petroleum products and petroleum transportation facilities available to any area to meet the needs of such area and shall make recommendations to the Director of Refining and the Director of Supply and Transportation with respect to such refinery yields of petroleum products as may be necessary to balance available supplies with requirements without interfering with the maximum production of critical war products.

(g) *Movement of surpluses to District One.* The Supply and Transportation Committee for District Two shall arrange with the appropriate committee for District One and with the Petroleum Administration for War for transportation facilities to move to District One such surpluses of petroleum as may be created in any area of District Two by the operation of this Directive. Such arrangements shall be in accordance with the provisions of Petroleum Directive 59, as amended (8 F.R. 15792) or as hereafter amended.

(h) *Coordination of product pipe lines.* The Supply and Transportation Committee for District Two and all persons affected by such arrangements shall coordinate the movement of petroleum products through product pipe lines in District Two in such manner and as directed by the Petroleum Administration for War, so as to adjust such movements to supply requirements and to minimize the use of lake tanker, barge, tank car, or transport truck facilities.

(i) *Administration.* In carrying out the duties, responsibilities, and functions imposed upon him by this directive, the manager shall consult with appropriate committees and subcommittees to the extent that activities hereunder may affect such committees and subcommittees. Meetings of the Supply and Transportation Committee for District Two, the manager, and other persons who may be affected by this directive, may be held from time to time for the purpose of doing all things necessary to carry into effect the provisions of this directive. The Supply and Transportation Committee for District Two shall maintain such staff and appoint such persons as it finds necessary to carry out its responsibility, duties, and functions under this directive. Operating expenses of the Committee and the manager shall not be met as provided in § 1500.7 of this chapter.

(j) *Appeals.* Any person affected by this directive or any action taken hereunder who considers that compliance therewith would work an exceptional and unreasonable hardship upon him may appeal to the District Director in Charge of the Office of Petroleum Administration for War for District Two, setting forth the pertinent facts and reasons why he considers himself entitled to relief, which Director shall act promptly

upon such appeal and render a decision thereon within a period of fifteen days. If dissatisfied with the decision of the District Director in Charge, such person may appeal within fifteen days after receipt of notice of the District Director's decision to the Deputy Petroleum Administrator, or such representative as he may designate.

(E.O. 9276, 7 F.R. 10091)

Issued this 15th day of March 1944.

RALPH H. DAVIES,
Deputy Petroleum Administrator
for War.

EXHIBIT A—DISTRICT TWO SUPPLY AND DISTRIBUTION AREAS

MOTOR FUEL, KEROSENE, RANGE OIL, TRACTOR FUEL, DISTILLATE FUEL OILS

AREA 1: The entire western part of the State of North Dakota up to and including the Counties of Rolette, Pierce, Wells, Kidder, Logan, and McIntosh; the entire western part of the State of South Dakota up to and including the Counties of Campbell, Walworth, Potter, Sully, Hughes, Lyman, and Tripp; the entire western part of the State of Nebraska up to and including the Counties of Cherry, Thomas, Logan, Lincoln, Frontier, and Redwillow.

AREA 2: The Counties of Cheyenne, Rawlins, Decatur, Norton, Phillips, Smith, Sherman, Thomas, Sheridan, Graham, Rooks, Osborne, Wallace, Logan, Gove, Greeley, Wichita, Scott, and Lane of the State of Kansas.

AREA 3: The Counties of Hamilton, Kearney, Finney, Stanton, Grant, Haskell, Gray, Ford, Morton, Stevens, Seward, Meade, and Clark of the State of Kansas; the Counties of Cimarron, Texas, Beaver, Harper, Woods, Ellis, and Woodward of the State of Oklahoma.

AREA 4: The Counties of Towner, Cavalier, Pembina, Benson, Ramsey, Walsh, Nelson, and Grand Forks of the State of North Dakota; the Counties of Kittson, Roseau, Lake of the Woods, Marshall, Beltrami, Polk, Pennington, Red Lake, Clearwater, Hubbard, Wadena, Cass, Crow Wing, Aitkin, Itasca, Koochiching, Saint Louis, Lake, Cook, Carlton, and Pine of the State of Minnesota; the Counties of Douglas, Bayfield, Ashland, Iron, Vilas, Burnett, Washburn, Sawyer, Rusk, Price, Taylor, Oneida, and Lincoln of the State of Wisconsin; the Counties of Gogebic and Ontonagon of the State of Michigan.

AREA 5: The Counties of Eddy, Griggs, Steele, Traill, Foster, Stutsman, Barnes, Cass, La Moure, Ransom, and Richland in the State of North Dakota; the Counties of Norman, Mahanomen, Clay, Becker, Wilkin, Otter Tail, Grant, Douglas, Todd, Morrison, Mille Lacs, Kanabec, Benton, Isanti, Chisago, Stevens, Pope, Stearns, Sherburne, Anoka, Washington, Swift, Kandiyohi, Meeker, Wright, Hennepin, Ramsey, McLeod, Carver, Sibley, Scott, Dakota, Goodhue, Le Sueur, Rice, Wabasha, Waseca, Steele, Dodge, Olmsted, Winona, Freeborn, Mower, Fillmore, and Houston in the State of Minnesota; the Counties of Polk, Barron, Saint Croix, Dunn, Chippewa, Pierce, Pepin, Eau Claire, Clark, Buffalo, Trempealeau, Jackson, La Crosse, Monroe, and Vernon in the State of Wisconsin.

AREA 6: The Counties of Dickey and Sargent in the State of North Dakota; the Counties of McPherson, Brown, Marshall, Roberts, Edmunds, Day, Grant, Faulk, Spink, Clark, Codrington, Deuel, Hamlin, Hyde, Hand, Beadle, Kingsbury, Brookings, Buffalo, Jer-auld, Sanborn, Minor, Lake, Moody, Brule, Aurora, Davison, Hanson, Gregory, McCook, Minnehaha, Charles Mix, Douglas, Hutchinson, Turner, and Lincoln in the State of South Dakota; the Counties of Traverse, Big Stone, Lac qui Parle, Chippewa, Yellow Medi-

cine, Renville, Lincoln, Lyon, Redwood, Brown, Blue Earth, Nicollet, Pipestone, Murray, Cottonwood, Watonwan, Rock, Nobles, Jackson, Martin, and Faribault in the State of Minnesota; the Counties of Lyon, Osceola, Dickinson, Emmet, Kossuth, Sioux, O'Brien, Clay, Palo Alto, Pocahontas, and Humboldt in the State of Iowa.

AREA 7: The Counties of Bon Homme, Tankton, Clay, and Union in the State of South Dakota; the Counties of Keyapaha, Boyd, Brown, Rock, Holt, Knox, Cedar, Dixon, Dakota, Blaine, Loup, Garfield, Wheeler, Antelope, Pierce, Wayne, Thurston, Madison, Stanton, Cuming, Burt, Custer, Valley, Greeley, Boone, Nance, Sherman, Howard, Platte, Colfax, Dodge, Washington, Dawson, Buffalo, Hall, Merrick, Hamilton, Polk, Butler, Saunders, Douglas, Sarpy, Cass, Otoe, York, Seward, Lancaster, Gosper, Phelps, Kearney, Adams, Clay, Fillmore, Saline, Gage, Furnas, Harlan, Franklin, Webster, Nuckolls, Thayer, and Jefferson in the State of Nebraska; the Counties of Plymouth, Cherokee, Buena Vista, Woodbury, Ida, Sac, Monona, Crawford, Carroll, Harrison, Shelby, Audubon, Pottawattamie, Cass, Adair, Mills, Montgomery, Adams, Union, Fremont, Page, Taylor, and Ringgold in the State of Iowa.

AREA 8: The Counties of Jewell, Republic, Washington, Mitchell, Cloud, Clay, Lincoln, Ottawa, Dickinson, Geary, Trego, Ellis, Russell, Ellsworth, Saline, Morris, Ness, Rush, Barton, Rice, McPherson, Marion, Chase, Lyon, Coffey, Franklin, Miami, Anderson, Linn, Hodgeman, Pawnee, Stafford, Reno, Harvey, Butler, Greenwood, Woodson, Allen, Bourbon, Edwards, Pratt, Kiowa, Comanche, Barber, Kingman, Harper, Sedgwick, Sumner, Cowley, Elk, Chautauqua, Wilson, Neosho, Crawford, Montgomery, Labette, and Cherokee in the State of Kansas; the Counties of Nowata, Craig, and Ottawa in the State of Oklahoma; the Counties of Cass, Bates, Vernon, Barton, Jasper, Newton, McDonald, Johnson, Henry, Saint Clair, Cedar, Dade, Lawrence, Barry, Pettis, Benton, Hickory, Polk, Greene, Christian, Stone, and Taney in the State of Missouri.

AREA 9: The Counties of Alfalfa, Major, Blaine, Grant, Garfield, Kingfisher, Canadian, Kay, Noble, Logan, Oklahoma, Cleveland, Pottawatomie, Osage, Pawnee, Payne, Lincoln, Creek, Okfuskee, Seminole, Hughes, Washington, Tulsa, Okmulgee, McIntosh, Rogers, Wagoner, Muskogee, Mayes, Delaware, Adair, Cherokee and Sequoyah in the State of Oklahoma.

AREA 10: The Counties of Roger Mills, Beckham, Harmon, Greer, Jackson, Dewey, Custer, Washita, Kiowa, Tillman, Caddo, Comanche, Cotton, Gray Stephens, Jefferson, McClain, Garvin, Murray, Carter, Love, Pontotoc, Johnston, Marshall, Coal, Atoka, Bryan, Pittsburg, Haskell, Latimer, Pushmataha, Choctaw, LeFlore, and McCurtain in the State of Oklahoma.

AREA 11: The Counties of Winnebago, Worth, Mitchell, Howard, Winneshiek, Allamakee, Hancock, Cerro Gordo, Floyd, Chickasaw, Fayette, Clayton, Wright, Franklin, Butler, Bremer, Calhoun, Webster, Hamilton, Hardin, Grundy, Black Hawk, Buchanan, Delaware, Dubuque, Green, Boone, Story, Marshall, Tama, Benton, Linn, Jones, Jackson, Guthrie, Dallas, Polk, Jasper, Poweshiek, Iowa, Johnson, Cedar, Clinton, Scott, Muscatine, Madison, Warren, Marlon, Mahaska, Keokuk, Washington, Louisa, Clark, Lucas, Monroe, Wapello, Jefferson, Henry, Des Moines, Decatur, Wayne, Appanoose, Davis, Van Buren, and Lee in the State of Iowa; the Counties of Richland, Crawford, Grant, Iowa, and Lafayette in the State of Wisconsin; the Counties of Jo Daviess, Carroll, Whiteside, Rock Island, Henry, Mercer, Warren, Henderson, and Hancock in the State of Illinois.

AREA 12: The Counties of Atchison, Holt, Nodaway, Andrew, Buchanan, Platte, Worth,

Gentry, DeKalb, Clinton, Clay, Jackson, Harrison, Daviess, Caldwell, Ray, Lafayette, Mercer, Grundy, Livingston, Carroll, Saline, Putnam, Sullivan, Linn, Chariton, Schuyler, Adair, and Macon in the State of Missouri; the Counties of Marshall, Nemaha, Brown, Doniphan, Riley, Pottawatomie, Jackson, Atchison, Jefferson, Leavenworth, Wyandotte, Shawnee, Wabaunsee, Osage, Douglas, and Johnson in the State of Kansas; the Counties of Johnson, Pawnee, Nemaha, and Richardson in the State of Nebraska.

AREA 13: The Counties of Dallas, Webster, Douglas, Ozark, Laclede, Wright, Pulaski, Texas, Howell, Phelps, Dent, Shannon, Oregon, Crawford, Reynolds, Carter, Ripley, Washington, Iron, Jefferson, Saint Francois, Sainte Genevieve, Madison, Wayne, and Butler in the State of Missouri.

AREA 14: The Counties of Forest, Florence, Marinette, Langlade, Oconto, Marathon, Shawano, Wood, Portage, Waupaca, Outagamie, Brown, Kewaunee, Juneau, Adams, Waushara, Winnebago, Calumet, Manitowoc, Marquette, Greenlake, Door, Fond Du Lac, Sheboygan, Sauk, Columbia, Dodge, Washington, Ozaukee, Dane, Jefferson, Waukesha, and Milwaukee in the State of Wisconsin; the Counties of Houghton, Keweenaw, Baraga, Iron, Marquette, Dickinson, Menominee, Alger, Delta, Schoolcraft, Luce, Mackinac, and Chippewa in the State of Michigan.

AREA 15: The Counties of Allegan, Barry, Eaton, Van Buren, Kalamazoo, Calhoun, Berrien, Cass, Saint Joseph, and Branch in the State of Michigan; the Counties of Lake, Porter, Newton, Jasper, Benton, Warren, Fountain, Tippecanoe, White, Pulaski, Starke, LaPorte, Saint Joseph, Marshall, Fulton, Miami, Cass, Carroll, Clinton, Howard, Tipton, Elkhart, Kosciusko, Wabash, Grant, Lagrange, Noble, Whitley, Huntington, Steuben, De Kalb, Allen, Wells, and Adams in the State of Indiana; the Counties of Stephenson, Ogle, Lee, Bureau, Putnam, Marshall, Winnebago, Boone, De Kalb, La Salle, Livingston, Ford, McHenry, Cook, Lane, Kane, DuPage, Kendall, Will, Grundy, Kankakee, and Iroquois in the State of Illinois; the Counties of Green, Rock, Walworth, Racine, and Kenosha in the State of Wisconsin.

AREA 16: The Counties of Knox, Fulton, McDonough, Schuyler, Adams, Brown, Pike, Calhoun, Jersey, Greene, Scott, Morgan, Cass, Mason, Peoria, Stark, Woodford, McLean, Tazewell, Logan, Menard, Sangamon, Macoupin, Madison, Saint Clair, Monroe, Randolph, Jackson, Williamson, Franklin, Perry, Hamilton, Wayne, Jefferson, Washington, Clinton, Marion, Clay, Effingham, Fayette, Bond, Shelby, Montgomery, Christian, Moultrie, Platt, Macon, and De Witt in the State of Illinois; the Counties of Scotland, Knox, Clark, Lewis, Shelby, Marion, Monroe, Ralls, Pike, Randolph, Howard, Boone, Audrain, Callaway, Montgomery, Lincoln, Warren, Saint Charles, Saint Louis, Franklin, Gasconade, Osage, Maries, Cole, Miller, Camden, Morgan, Moniteau, and Cooper in the State of Missouri.

AREA 17: The Counties of Champaign, Vermillion, Douglas, Coles, Edgar, Clark, Cumberland, Jasper, Crawford, Lawrence, Richland, Edwards, Wabash, White, Saline, and Gallatin in the State of Illinois; the Counties of Vermillion, Parke, Vigo, Clay, Sullivan, Greene, Knox, Owen, Monroe, Lawrence, Martin, Daviess, Orange, Crawford, Dubois, Pike, Gibson, Posey, Vanderburgh, Warrick, Spencer, and Perry in the State of Indiana; the Counties of Union, Henderson, Webster, McLean, Hopkins, Muhlenberg, Butler, Warren, Edmonson, Grayson, Ohio, Daviess, Hancock, Breckinridge, and Mead in the State of Kentucky.

AREA 18: The Counties of Union, Johnson, Pope, Hardin, Alexander, Pulaski, and Massac in the State of Illinois; the Counties of Perry, Bollinger, Cape Girardeau, Scott, Stoddard, New Madrid, Mississippi, Dunklin,

and Pemiscot in the State of Missouri; the Counties of Hickman, Carlisle, Ballard, McCracken, Fulton, Graves, Marshall, Calloway, Trigg, Lyon, Caldwell, Crittenden, and Livingston in the State of Kentucky; the Counties of Lake, Obion, Weakley, Henry, Carroll, Gibson, Dyer, Crockett, Lauderdale, Tipton, Haywood, Madison, Henderson, Shelby, Fayette, Hardeman, Chester, and McNairy in the State of Tennessee.

AREA 19: The Counties of Emmet, Charlevoix, Cheboygan, Presque Isle, Alpena, Montmorency, Otsego, Antrim, Leelanau, Benzie, Grand Traverse, Kalkaska, Crawford, Oscoda, Alcona, Manistee, Wexford, Missaukee, Roscommon, Ogemaw, Iosco, Mason, Lake, Osceola, Clare, Arenac, Gladwin, Bay, Huron, Tuscola, Sanilac, Saginaw, Gratiot, Midland, Isabella, Mecosta, Montcalm, Newaygo, Oceana, Muskegon, Ottawa, Kent, Ionia, Clinton, Shiawassee, Genesee, Lapeer, and Saint Clair in the State of Michigan.

AREA 20: The Counties of Montgomery, Boone, Hamilton, Madison, Delaware, Jay, Blackford, Randolph, Wayne, Fayette, Rush, Henry, Hancock, Shelby, Bartholomew, Decatur, Johnson, Marion, Morgan, Hendricks, Putnam, and Brown in the State of Indiana.

AREA 21: The Counties of Jackson, Jennings, Ripley, Jefferson, Scott, Clark, Floyd, Harrison, and Washington in the State of Indiana; the Counties of Carroll, Trimble, Oldham, Henry, Owen, Scott, Harrison, Robertson, Bracken, Mason, Nicholas, Montgomery, Bourbon, Fayette, Franklin, Shelby, Jefferson, Bullitt, Spencer, Anderson, Woodford, Jessamine, Garrard, Boyle, Mercer, Bath, Washington, Nelson, Hardin, LaRue, Hart, Warren, Monroe, Metcalfe, Green, Taylor, Marion, Adair, Cumberland, Clinton, Wayne, Russell, Pulaski, Casey, Lincoln, Rock Castle, Laurel, Clay, Jackson, Madison, Clark, Estill, Powell, Menfee, Wolfe, Lee, Breathitt, Owsley, Perry, Knott, Letcher, and Leslie in the State of Kentucky.

AREA 22: The Counties of Christian, Todd, Logan, Simpson, Allen, McCreary, Whitley, Knox, Bell, and Harlan in the State of Kentucky; the Counties of Stewart, Houston, Benton, Humphreys, Decatur, Perry, Hardin, Wayne, Lawrence, Giles, Maury, Lewis, Hickman, Williamson, Dickson, Montgomery, Robertson, Cheatam, Davidson, Sumner, Macon, Trousdale, Wilson, Rutherford, Bedford, Marshall, Lincoln, Moore, Franklin, Coffee, Cannon, De Kalb, Smith, Jackson, Clay, Pickett, Putnam, Overton, White, Warren, Grundy, Marion, Van Buren, Bledsoe, Sequatchie, Hamilton, Bradley, Polk, McMinn, Monroe, Meigs, Rhea, Cumberland, Fentress, Scott, Morgan, Campbell, Anderson, Roane, Loudon, Blount, Sevier, Jefferson, Knox, Union, Claiborne, Hancock, Grainger, Hamblen, Hawkins, Cocke, Greene, Sullivan, Washington, Unicoi, Carter, and Johnson in the State of Tennessee.

AREA 23: The Counties of Ingham, Livingston, Oakland, Macomb, Jackson, Washtenaw, Wayne, Hillsdale, Lenawee, and Monroe in the State of Michigan; the Counties of Williams, Defiance, Paulding, Van Wert, Mercer, Fulton, Henry, Putnam, Allen, Auglaize, Shelby, Lucas, Wood, Hancock, Hardin, Logan, Ottawa, Sandusky, Seneca, Wyandot, Marion, Union, Erie, Huron, Crawford, and Richland in the State of Ohio.

AREA 24: The Counties of Darke, Preble, Butler, Hamilton, Clermont, Warren, Montgomery, Miami, Champaign, Clark, Greene, Clinton, Brown, Highland, Fayette, and Madison in the State of Ohio; the Counties of Boone, Kenton, Campbell, Pendleton, Grant, and Gallatin in the State of Kentucky; the Counties of Union, Franklin, Dearborn, Ohio, and Switzerland in the State of Indiana.

AREA 25: The Counties of Lewis, Fleming, Rowan, Morgan, Magoffin, Floyd, Pike, Martin, Johnson, Lawrence, Elliott, Carter, Boyd, and Greenup in the State of Kentucky; the Counties of Morrow, Delaware, Knox, Frank-

lin, Pickaway, Ross, Pike, Adams, Scioto, Lawrence, Gallia, Jackson, Meigs, Vinton, Athens, Hocking, Fairfield, Perry, Licking, Holmes, Coshocton, Muskingum, Morgan, Washington, Noble, Monroe, Belmont, Guernsey, Tuscarawas, Carroll, Harrison, and Jefferson in the State of Ohio.

AREA 26: The Counties of Lorain, Cuyahoga, Lake, Ashtabula, Ashland, Medina, Wayne, Stark, Columbiana, Summit, Portage, Mahoning, Trumbull, and Geauga in the State of Ohio.

EXHIBIT B—DISTRICT TWO SUPPLY AND DISTRIBUTION AREA

RESIDUAL FUEL OILS

AREA 1: The States of Oklahoma and Kansas; all of the State of Missouri except the counties of Saint Louis, Saint Charles, and Jefferson; the entire western part of the State of Iowa up to and including the counties of Howard, Chickasaw, Dremer, Blackhawk, Benton, Iowa, Keokuk, Wapello, and Davis; the entire eastern part of the State of Nebraska up to and including the counties of Cedar, Pierce, Madison, Platte, Polk, York, Fillmore, and Thayer.

AREA 2: The States of North Dakota and South Dakota; that part of the State of Nebraska not included in Area 1; the entire western part of the State of Minnesota up to and including the counties of Koochiching, Itasca, Aitkin, Kanabec, Millelacs, Benton, Stearns, Kandiyohi, Renville, Brown, Blue Earth, Waseca, Steele, and Freeborn.

AREA 3: That part of the State of Minnesota not included in Areas 2 and 4; that part of the State of Iowa not included in Area 1; the counties of Saint Charles, Saint Louis, and Jefferson of the State of Missouri; the entire western part of the State of Wisconsin up to and including the counties of Iron, Viles, Oneida, Langlade, Marathon, Portage, Waushara, Greenlake, Columbia, Dane, Jefferson, and Rock, except the counties of Douglas and Bayfield; the entire western part of the State of Illinois up to and including the counties of Stephenson, Ogle, Lee, LaSalle, Livingston, McLean, Logan, Sangamon, Montgomery, Bond, Clinton, Washington, and Monroe; the counties of Gogebic and Ontonagon of the State of Michigan.

AREA 4: The counties of Saint Louis, Lake, Cook, Carlton, and Pine of the State of Minnesota; the counties of Douglas and Bayfield in the northwestern part of the State of Wisconsin; the counties of Waukesha, Milwaukee, Walworth, Racine, and Kenosha in the southeastern part of the State of Wisconsin; the counties of Winnebago, Boone, McHenry, Lake, DeKalb, Kane, Cook, Kendall, Grundy, DuPage, Will, and Kankakee of the State of Illinois; and the counties of Lake, Porter, LaPorte, and Saint Joseph of the State of Indiana.

AREA 5: That part of the State of Indiana not included in Area 4 except the counties of Posey, Vanderburgh, Warrick, Spencer, Dubois, Perry, Crawford, Orange, Washington, Harrison, Floyd, Scott, Clark, Jefferson, Jennings, Ripley, Franklin, Dearborn, Ohio, and Switzerland; the southeastern part of the State of Illinois up to and including the counties of Iroquois, Ford, Champaign, DeWitt, Macon, Christian, Shelby, Fayette, Marion, Jefferson, Perry, and Randolph.

AREA 6: The State of Tennessee; the southern part of the State of Kentucky up to and including the counties of Webster, McLean, Ohio, Grayson, Hart, Larue, Marion, Washington, Mercer, Garrard, Madison, Jackson, Lee, Wolfe, Breathitt, Magoffin, Floyd, and Pike.

AREA 7: That part of the State of Wisconsin not included in Areas 3 and 4; the northern peninsula of the State of Michigan except for the counties of Gogebic and Ontonagon, and the western part of the State of Michigan up to and including the counties of Emmet, Charlevoix, Antrim, Kalkaska, Missaukee, Osceola, Newaygo, Kent, Barry, Eaton, Calhoun, and Branch.

AREA 8: All that part of the State of Michigan not included in Area 7.

AREA 9: All that part of the State of Kentucky not included in Area 6; the southern part of the State of Indiana not included in Areas 4 and 5; the southern part of the State of Ohio up to and including the counties of Preble, Montgomery, Greene, Fayette, Pickaway, Fairfield, Perry, Morgan, Noble, Belmont, and Jefferson.

AREA 10: All that part of the State of Ohio not included in Area 9.

[F. R. Doc. 44-3977; Filed, March 21, 1944; 11:21 a. m.]

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter II—Corps of Engineers, War Department

PART 203—BRIDGE REGULATIONS

BRIDGE AT BUSH RIVER, MD.

Pursuant to the provisions of section 5 of the River and Harbor Act of August 18, 1894 (28 Stat. 362; 33 U.S.C. 499), § 203.295 is amended to provide for the closure of the Pennsylvania Railroad bridge across Bush River at Bush River, Maryland, for the duration of the war or until such time as may be prescribed by the Secretary of War, the regulations being amended to read as follows:

§ 203.295 *Bush River, Md.; bridge of Pennsylvania Railroad at Bush River, Md.* (a) For the duration of the war or until such time as may be hereafter prescribed by the Secretary of War, the owner of or agency controlling the above-named bridge will not be required to open the draw, except as otherwise provided in paragraph (b).

(b) A draw tender shall be placed in attendance at the bridge and the draw shall be opened on ten days' advance notice in writing from the District Engineer of the Engineer Department in charge of the locality whenever, in his judgment, such action is necessary by reason of an emergency.

(c) The owner of or agency controlling the bridge shall keep conspicuously posted on both the upstream and downstream sides thereof, in such manner that it can easily be read at any time, a copy of these regulations. (Sec. 5, 28 Stat. 362; 33 U.S.C. 499) [Regs. 13 March 1944 (CE823 (Bush River—Bush River, Md.—Mile 6.75)—SPEWR)]

[SEAL]

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

[F. R. Doc. 44-3965; Filed, March 21, 1944; 10:11 a. m.]

PART 203—BRIDGE REGULATIONS

BRIDGE AT LAKE CHARLES, LA.

Pursuant to the provisions of section 5 of the River and Harbor Act of August 18, 1894 (28 Stat. 362; 33 U.S.C. 499), § 203.509 is amended to provide additional closed periods, the regulations being amended to read as follows:

§ 203.509 *Calcasieu River, La.; State of Louisiana highway bridge in Lake Charles, La.* (a) The owner of or agency controlling the above-named bridge shall not be required to open the drawspan between the hours of 6:00 a. m. and 6:45 a. m., 7:00 a. m. and 8:00 a. m., 5:00 p. m. and 5:45 p. m., and 6:00 p. m. and 7:00 p. m., except as otherwise provided in paragraph (b).

(b) The drawspan shall be opened promptly for vessels of the United States Government, or vessels such as fire tugs and other vessels desiring passage because of an emergency. Such vessels desiring passage because of an emergency shall sound four distinct blasts of a whistle, horn or megaphone. When weather conditions prevent hearing the sound signals, such vessels shall signal for opening by raising and lowering in a vertical plane a number of times a lighted lantern at night and a flag by day.

(c) The owner of or agency controlling the bridge shall keep conspicuously posted on both the upstream and downstream sides thereof, in such manner that it can easily be read at any time, a copy of these regulations. (28 Stat. 362; 33 U.S.C. 499) [Spec. Regs. 14 March 1944 (CE 823 (Calcasieu R.—Lake Charles, La.—Mi. 43.5)—SPEWR)]

[SEAL]

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

[F. R. Doc. 44-3966; Filed, March 21, 1944; 10:12 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[S. O. 188]

PART 95—CAR SERVICE

DEMURRAGE CHARGES ON INTRATERMINAL REFRIGERATOR CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 18th day of March, A. D. 1944.

It appearing that demurrage charges are not being assessed for detention to refrigerator cars used for transporting commodities intraterminal by the State Belt Railroad of California; that refrigerator cars are being delayed unduly, resulting in a diminution of utilization of such cars; in the opinion of the Commission an emergency exists requiring immediate action:

It is ordered, That:

§ 95.334 (a) *Demurrage charges to be applied on refrigerator cars engaged in intraterminal transportation.* (1) The State Belt Railroad of California shall apply the demurrage charges shown in paragraph (a) (2) to any refrigerator car used for transporting any commodity to, from, or between industries, plants, or piers located at points or places named in Districts A and/or B as described in

Item No. 15 of Tariff I. C. C. No. 5 of the State Belt Railroad operated by the State of California.

(2) After the expiration of twenty-four (24) hours' free time after a refrigerator car is first placed for loading and until shipping instructions covering such car are tendered to said carrier's agent and/or after twenty-four (24) hours' free time after a refrigerator car is first placed for unloading and until such car is unloaded and released, the demurrage charges shall be \$2.20 per car per day or fraction thereof for the first two (2) days; \$5.50 per car per day or fraction thereof for the third day; \$11 per car per day or fraction thereof for the fourth day; \$22 per car per day or fraction thereof for the fifth day; and \$44 per car per day or fraction thereof for each succeeding day.

(b) *Application.* (1) The provisions of this order shall apply to intrastate as well as interstate traffic.

(2) On and after the effective date of this order the provisions of this order shall apply to detention of any refrigerator car held for either loading or unloading. The number of days a refrigerator car has been held prior to the effective date of this order shall determine the charges applicable on that refrigerator car on the first full demurrage day and all subsequent demurrage days occurring after the effective date of this order. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U.S.C. 1 (10)-(17))

It is further ordered, That this order shall become effective at 7:00 a. m., March 25, 1944, and that a copy of this order and direction shall be served upon the California State Railroad Commission and upon the State Belt Railroad of California; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 44-3981; Filed, March 21, 1944; 11:32 a. m.]

Notices

DEPARTMENT OF LABOR.

Division of Public Contracts.

EVAPORATED AND POWDERED SKIM MILK

DESIGNATION OF PRESIDING OFFICER AT HEARING

Notice of designation of presiding officer at public hearing in the matter of

an exception from the provisions of the Walsh-Healey Public Contracts Act of contracts for evaporated milk and powdered skimmed milk.

By virtue of and pursuant to the authority vested in me by the Walsh-Healey Public Contracts Act (49 Stat. 2036; 41 U.S.C. 35), I, Frances Perkins, Secretary of Labor,

Do hereby appoint Merle D. Vincent, Director, Exemptions Branch, Wage and Hour and Public Contracts Divisions, United States Department of Labor, to act as Presiding Officer in the place and stead of L. Metcalfe Walling at the public hearing in the matter of an exception from the provisions of the Walsh-Healey Public Contracts Act of contracts for evaporated milk and powdered skimmed milk. Said hearing will be held at 10:00 a. m. on March 21, 1944, in Room 7129, Department of Labor Building, Fourteenth Street and Constitution Avenue NW., Washington, D. C., as previously announced in the notice of hearing (9 F.R. 2697).

Signed at Washington, D. C., this 20th day of March 1944.

D. W. TRACY,
Acting Secretary of Labor.

[F. R. Doc. 44-3956; Filed, March 20, 1944; 1:01 p. m.]

FEDERAL POWER COMMISSION.

[Docket No. IT-5836]

POTOMAC ELECTRIC POWER CO.

ORDER FIXING DATE OF HEARING

MARCH 18, 1944.

It appearing to the Commission that:

(a) On July 13, 1943, the Commission entered an order instituting an investigation to enable it to determine whether, in connection with the furnishing of electric power and energy by Potomac Electric Power Company to Braddock Light & Power Company, Incorporated, under Potomac Electric Power Company Rate Schedule FPC No. 5, any rate, charge, or classification demanded, observed, charged, or collected, or any rule, regulation, practice, or contract affecting such rate, charge, or classification, is unjust, unreasonable, unduly discriminatory, or preferential;

(b) The order of July 13, 1943, provided further that if the Commission, after hearing has been had, shall find that any such rate, charge, classification, rule, regulation, practice, or contract is unjust, unreasonable, unduly discriminatory, or preferential, the Commission shall determine and fix by appropriate order or orders, just and reasonable rates, charges, classifications, rules, regulations, practices, or contracts to be thereafter observed and in force;

(c) The investigation conducted by the Commission staff pursuant to such order discloses conditions, facts, and circumstances which warrant a public hearing with respect to the matters set forth in paragraphs (a) and (b) hereof;

The Commission orders that:

(A) A public hearing be held with respect to the matters under investigation, commencing on the 18th day of April, 1944, at 9:45 a. m., in the hearing room of the Federal Power Commission, 1800 Pennsylvania Avenue, NW., Washington, D. C.;

(B) Interested State commissions may participate in said hearing as provided in § 39.4 of the rules of practice and regulations of the Commission under the Federal Power Act.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 44-3963; Filed, March 21, 1944; 10:11 a. m.]

[Docket Nos. G-437 and G-521]

PANHANDLE EASTERN PIPE LINE CO.

ORDER POSTPONING DATE OF HEARING

MARCH 20, 1944.

Upon consideration of the application filed March 17, 1944, by Panhandle Eastern Pipe Line Company requesting a postponement of the date of hearing set in Docket No. G-437 for March 24, 1944;

It appearing to the Commission that: Good cause has been shown for the postponement of the hearing in the above-entitled matters;

The Commission orders that:

The public hearing heretofore set for March 24, 1944, in Docket Nos. G-437 and G-521 be and the same is hereby postponed to April 19, 1944, at 9:45 a. m., in the Commission's hearing room, Hurley-Wright Building, 1800 Pennsylvania Avenue, N. W., Washington, D. C.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 44-3964; Filed, March 21, 1944; 10:11 a. m.]

FEDERAL TRADE COMMISSION.

[Docket No. 4802]

AMERICAN STEEL & WIRE COMPANY OF
NEW JERSEY, ET AL.

ORDER APPOINTING TRIAL EXAMINER AND
FIXING TIME AND PLACE FOR TAKING
TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in

the City of Washington, D. C., on the 20th day of March, A. D. 1944.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That Webster Ballinger, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Tuesday, March 28, 1944, at ten-thirty o'clock in the forenoon of that day (eastern standard time), in Room 3062, William Penn Annex, Philadelphia, Pennsylvania.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the evidence, with his conclusions of fact, and law and his recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 44-3973; Filed, March 21, 1944; 11:09 a. m.]

[Docket No. 5033]

COLUMBIA RIVER PACKERS ASSOCIATION,
INC.

ORDER APPOINTING TRIAL EXAMINER AND
FIXING TIME AND PLACE FOR TAKING
TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 18th day of March, A. D. 1944.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That John L. Hornor, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Monday, April 3, 1944, at ten-thirty o'clock in the forenoon of that day (eastern standard time) in Hearing Room, Federal Trade Commission Building, Washington, D. C.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial ex-

aminer will then close the case and make his report upon the evidence.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 44-3974; Filed, March 21, 1944;
11:09 a. m.]

[Docket No. 5137]

MARINE PRODUCTS COMPANY

ISSUANCE OF COMPLAINT AND NOTICE OF HEARING

Complaint

The Federal Trade Commission, having reason to believe that the party respondent named in the caption hereof and hereinafter more particularly designated and described, since June 19, 1936, has violated and is now violating the provisions of subsection (c) of section 2 of the Clayton Act (U.S.C. Title 15, sec. 13) as amended by the Robinson-Patman Act, approved June 19, 1936, hereby issues its complaint, stating its charges with respect thereto as follows:

PARAGRAPH ONE: Respondent Marine Products Company is a corporation, organized and existing under the laws of the State of California, with its principal office and place of business located at 3370 Harasthy Street, San Diego, California.

PAR. TWO: Respondent Marine Products Company is now engaged and for many years prior hereto has engaged in the business of distributing and selling canned tuna, canned abalone, and canned skip jack and other sea food products (all of which are hereinafter called sea food products) in its own name and for its own account.

The respondent sells and distributes its sea food products through two separate and distinct methods. First, through intermediaries who act as its agents in negotiating the sale of its sea food products and for which services such intermediaries customarily are paid, directly or indirectly, commissions or brokerage fees. Second, through the sale of its sea food products directly to buyers who are paid, directly or indirectly, commission or brokerage fees on their own purchases of such sea food products.

The respondent, to distinguish its sea food products from the sea food products sold by competitors and to facilitate sales, utilizes registered and unregistered trade marks and brands for various sea food products it sells, which brands are generally known as packers' or sellers' brands.

The respondent also sells its sea food products unlabeled or unbranded, and also under the labels or brands of its buyers, which brands or labels are generally known to the trade as private or

buyers' brands. Some of such buyers who incorrectly designate themselves as brokers also utilize registered and unregistered labels and brands, which labels and brands are utilized in selling such respective buyers' merchandise. Such buyers are primarily engaged in the purchase and sale of sea food products in their own name and for their own account.

PAR. THREE: The respondent in the course and conduct of its said business, since June 19, 1936, has sold and distributed a substantial portion of its sea food products directly to buyers located in States other than the State in which the respondent is established, and as a result of said sales and the respondent's instructions, such sea food products are shipped and transported across State lines to such buyers who are located in various States of the United States.

PAR. FOUR: The respondent, since June 19, 1936, in connection with the interstate sale and distribution of sea food products in its own name and for its own account for resale, has sold such sea food products to buyers located in the various States of the United States other than the State where respondents is established, and has been and is now paying or granting or has paid or granted, directly or indirectly, commissions, brokerage or other compensation or allowances or discounts in lieu thereof to buyers of said sea food products sold under its own labels, unlabeled and under buyers' labels.

PAR. FIVE: The paying and granting by respondent, directly or indirectly, of commission, brokerage or other compensation and allowances or discounts in lieu thereof to the buyers of said sea food products, on their own purchases which are resold unlabeled or under either the buyers' or sellers' labels, and the acts and practices of the respondent in promoting sales of sea food products by paying to buyers, directly or indirectly, commissions, brokerage or other compensation and allowances or discounts in lieu thereof, as set forth above, are in violation of subsection (c) of section 2 of the Clayton Act, as amended.

Wherefore, the premises considered, the Federal Trade Commission on this 14th day of March, A. D., 1944, issues its complaint against said respondent.

Notice

Notice is hereby given you, Marine Products Company, a corporation, respondent herein, that the 21st day of April, A. D. 1944, at 2 o'clock in the afternoon, is hereby fixed as the time, and the offices of the Federal Trade Commission in the City of Washington, D. C., as the place, when and where a hearing will be had on the charges set forth in this complaint, at which time and place you

will have the right, under said act, to appear and show cause why an order should not be entered by said Commission requiring you to cease and desist from the violations of the law charged in the complaint.

You are notified and required, on or before the twentieth day after service upon you of this complaint, to file with the Commission an answer to the complaint. If answer is filed and if your appearance at the place and on the date above stated be not required, due notice to that effect will be given you. The rules of practice adopted by the Commission with respect to answers or failure to appear or answer (Rule IX) provide as follows:

In case of desire to contest the proceeding the respondent shall, within twenty (20) days from the service of the complaint, file with the Commission an answer to the complaint. Such answer shall contain a concise statement of the facts which constitute the ground of defense. Respondent shall specifically admit or deny or explain each of the facts alleged in the complaint, unless respondent is without knowledge, in which case respondent shall so state.

Failure of the respondent to file answer within the time above provided and failure to appear at the time and place fixed for hearing shall be deemed to authorize the Commission, without further notice to respondent, to proceed in regular course on the charges set forth in the complaint.

If respondent desires to waive hearing on the allegations of fact set forth in the complaint and not to contest the facts, the answer may consist of a statement that respondent admits all the material allegations of fact charged in the complaint to be true. Respondent by such answer shall be deemed to have waived a hearing on the allegations of fact set forth in said complaint and to have authorized the Commission, without further evidence, or other intervening procedure, to find such facts to be true.

Contemporaneously with the filing of such answer the respondent may give notice in writing that he desires to be heard on the question as to whether the admitted facts constitute the violation of law charged in the complaint. Pursuant to such notice, the respondent may file a brief, directed solely to that question, in accordance with Rule XXIII.

In witness whereof, the Federal Trade Commission has caused this, its complaint, to be signed by its Secretary, and its official seal to be hereto affixed, at Washington, D. C., this 14th day of March, A. D., 1944.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 44-3975; Filed, March 21, 1944;
11:09 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 2861]

SERA SHOTEN

In re: Sera Shoten, also known as R. Sera Shoten.

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 Sera Shoten, also known as R. Sera Shoten, whose principal place of business is Honolulu, T. H., is a sole proprietorship owned by Rokuichi Sera and is a business enterprise within the United States;

2. That Rokuichi Sera, whose last known address is Jigozenmura, Saiki-gun, Hiroshima-ken, Japan, is a national of a designated enemy country (Japan);

and determining:

3. That Sera Shoten, also known as R. Sera Shoten, a sole proprietorship, is controlled by Rokuichi Sera and is a national of a designated enemy country (Japan);

4. 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 (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian all right, title and interest of Rokuichi Sera in and to Sera Shoten, also known as R. Sera Shoten, a sole proprietorship, and all property of any nature whatsoever situated in the United States, owned or controlled by, payable or deliverable to or held on behalf of or on account of or owing to said Sera Shoten, also known as R. Sera Shoten, herein described, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States, and hereby undertakes the direction, management, supervision and control of said business enterprise to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

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 vary the extent of or terminate such direction, management, supervision or control, or return such property or the proceeds thereof in whole or in part, nor shall it 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", "designated enemy country" and "business enterprise within the United States" 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 31, 1943.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-3923; Filed, March 20, 1944;
11:07 a. m.]

[Vesting Order 3196]

COMPAGNIA ITALIANA WESTINGHOUSE
FREN I E SEGNALE

In re: Interest of Compagnia Italiana Westinghouse Freni e Segnali in an agreement with The Bendix-Westinghouse Automotive Air Brake Company.

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 Compagnia Italiana Westinghouse Freni e Segnali is a corporation organized under the laws of Italy and is a national of a foreign country (Italy);

2. That the property identified in subparagraph 3 hereof is property of Compagnia Italiana Westinghouse Freni e Segnali;

3. That the property described as follows: All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement herein-after described, together with the right to sue therefor) created in Compagnia Italiana Westinghouse Freni e Segnali by virtue of an agreement dated September 4, 1934 (including all modifications thereof and supplements thereto, if any) by and between Compagnia Italiana Westinghouse Freni e Segnali and The Bendix-Westinghouse Automotive Air Brake Company, which agreement relates, among other things, to Patent No. 2,160,565,

is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, a national of a foreign country (Italy);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, 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 it 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 February 23, 1944.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-3920; Filed, March 20, 1944;
11:07 a. m.]

[Vesting Order 3197]

PATENTS OF NATIONALS OF ENEMY-OCCUPIED COUNTRIES

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 each of the persons to whom reference is made in the column headed *Owner* in Exhibit A attached hereto and made a part hereof, if an individual, is a resident of, or, if a corporation, has its principal place of business in, the country represented by the code number set forth after its respective number in said Exhibit A under the heading "NAT" in accordance with the following:

27 represents France.
49 represents The Netherlands.

and is a national of such foreign country or countries, respectively;

2. That the patents and other property related thereto identified in subparagraph 3 hereof are property of the persons whose names appear opposite the respective numbers thereof in said Exhibit A;

3. That the property described as follows: All right, title and interest, including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to the patents identified in Exhibit A attached hereto and made a part hereof,

is property of nationals of foreign countries (France and The Netherlands);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, 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 it 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 February 23, 1944.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

EXHIBIT A

Patent Number, Date, Inventor, Owner, Title,
and Nationality

1,615,091; 1-18-27; Marcel Levy; N. V. Internationale Suiker en Alcohol Compagnie Internationale Sugar and Alcohol Co. "Isaco"; Process for removing coloring matters and other impurities from solutions; 49.

1,678,819; 7-31-28; Fritz Koch; N. V. Internationale Suiker en Alcohol Compagnie Internationale Sugar and Alcohol Co. "Isaco"; Process for removing hydrochloric acid from sugar solutions; 49.

1,752,446; 4-1-30; Fritz Marti; Camille Lipmann; Electromagnetic impulse timepiece; 27.

1,795,166; 3-3-31; Eduard Farber, G. Minkoff & T. W. M. Pond; N. V. Internationale Suiker en Alcohol Compagnie Internationale Sugar and Alcohol Co. "Isaco"; Process for the saccharification of wood; 49.

1,793,099; 3-24-31; Gregoire Minkoff & M. Levy; N. V. Internationale Suiker en Alcohol Compagnie Internationale Sugar and Alcohol Co. "Isaco"; Recovery of hydrochloric acid; 49.

2,146,461; 2-7-39; Egerton M. Bettington; Jacques Francois, Gabriel Chobert; Method of riveting; 27.

[F. R. Doc. 44-3921; Filed, March 20, 1944;
11:07 a. m.]

[Vesting Order 3198]

FRANZ KORMANN AND CHRISTIAN PRELL

In re: Interests of Franz Kormann and Christian Prell in a patent.

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 Franz Kormann and Christian Prell are residents of Germany and Czechoslovakia, respectively, and are nationals of foreign

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countries (Germany and Czechoslovakia, respectively);

2. That the property identified in subparagraph 4a hereof is property of Franz Kormann;

3. That the property identified in subparagraph 4b hereof is property of Christian Prell;

4. That the property described as follows:

(a) An undivided one-third interest remaining in Franz Kormann after a transfer by him to each of Otto E. Muller and Christian Prell of an undivided one-third interest, by an assignment dated June 18, 1938 and recorded in the assignment records of the United States Patent Office on June 29, 1938 at Liber M-175, page 646, in and to the following patent:

Patent Number, Date, Inventor and Title

2,201,902; 5-21-40; Franz Kormann; Brake device for cycles.

Including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof to which the owner of such interest is entitled,

(b) An undivided one-third interest transferred to Christian Prell by an assignment dated June 18, 1938 and recorded in the assignment records of the United States Patent Office on June 29, 1938 at Liber M-175, page 646, in and to the following patent:

Patent Number, Date, Inventor and Title

2,201,902; 5-21-40; Franz Kormann; Brake device for cycles.

Including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof to which the owner of such interest is entitled, is property of nationals of foreign countries (Germany and Czechoslovakia, respectively);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, 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 it 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 admis-

sion of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 23, 1944.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-3922; Filed March 20, 1944;
11:07 a. m.]

[Vesting Order 3212]

COMPAGNIE FRANCAISE POUR L'EXPLOITATION DES PROCÉDES THOMSON-HOUSTON

In re: Interest of Compagnie Francaise Pour L'Exploitation des Procédes Thomson-Houston in an Agreement with International General Electric Company, Incorporated.

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 Compagnie Francaise Pour L'Exploitation des Procédes Thomson-Houston is a corporation organized under the laws of France and is a national of a foreign country (France);

2. That the property described in subparagraph 3 hereof is property of Compagnie Francaise Pour L'Exploitation des Procédes Thomson-Houston;

3. That the property described as follows: All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Compagnie Francaise Pour L'Exploitation des Procédes Thomson-Houston by virtue of an agreement executed on October 1, 1919 by Compagnie Francaise Pour L'Exploitation des Procédes Thomson-Houston and on December 26, 1919 by International General Electric Company, Incorporated (including all modifications of and supplements to said agreement, including, but without limitation, four letter-agreements dated October 1, 1929 from International General Electric Company, Incorporated, to Compagnie Francaise Pour L'Exploitation des Procédes Thomson-Houston, and accepted by Compagnie Francaise Pour L'Exploitation des Procédes Thomson-Houston, and a letter-agreement dated June 7, 1939, from International General Electric Company, Incorporated to Compagnie Francaise Pour L'Exploitation des Procédes Thomson-Houston, and accepted by Compagnie Francaise Pour L'Exploitation des Procédes Thomson-Houston) by and between Compagnie Francaise Pour L'Exploitation des Procédes Thomson-Houston and International General Electric Company, Incorporated, relating, among other things, to certain United States Letters Patent, including Patent No. 2,281,385,

is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, a national of a foreign country (France);

And having made all determinations and taken all action required by law, including appropriate consultation and certification,

and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, 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 it 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 February 25, 1944.

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

[F. R. Doc. 44-3924; Filed, March 20, 1944;
11:07 a. m.]

[Vesting Order 3213]

HERAEUS-VACUUMSCHMELZE, A. G.

In re: Interest of Heraeus-Vacuumschmelze A. G. in agreements with United States Steel Corporation and The Ajax Metal Company.

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 Heraeus-Vacuumschmelze A. G. is a corporation organized under the laws of Germany and is a national of a foreign country (Germany);

2. That the property described in subparagraph 3 hereof is property of Heraeus-Vacuumschmelze A. G.;

3. That the property described as follows:

(a) All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Heraeus-Vacuumschmelze A. G. by virtue of an agreement dated May 24, 1935 and June 11, 1935 (including all modifications thereof and supplements thereto, if any) by and between Heraeus-Vacuumschmelze A. G. and United States Steel Corporation, which agreement

relates, among other things, to United States Letters Patent No. 1,933,242.

(b) All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Heraeus-Vacuumschmelze A. G. by virtue of an agreement dated February 26, 1929 (including all modifications thereof and supplements thereto, if any) by and between Heraeus-Vacuumschmelze A. G. (therein identified as Vacuumschmelze G. m. b. H.) and The Ajax Metal Company, which agreement relates, among other things, to United States Letters Patent No. 1,704,902.

is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, a national of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, 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 it 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 February 25, 1944.

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

[F. R. Doc. 44-3925; Filed, March 20, 1944;
11:07 a. m.]

[Vesting Order 3214]

ADOLF RAMBOLD

In re: Patents of Adolf Rambold and/or R. Seelig & Hille Maschinen Ges. m. b. H.

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 Adolf Rambold is a resident of Germany and is a national of a foreign country (Germany);

2. That R. Seelig & Hille Maschinen Ges. m. b. H. is a corporation organized under the laws of Germany and is a national of a foreign country (Germany);

3. That the property described in subparagraph 4 hereof is the property of Adolf Rambold and/or R. Seelig & Hille Maschinen Ges. m. b. H.;

4. That the property described as follows: All right, title and interest, including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to the following United States Letters Patent:

Patent Number, Date of Issue, Inventor and Title

2,085,509; 6-29-37; Adolf Rambold; Bag. Re. 20,881; 10-11-38; Adolf Rambold; Machine for Making, Filling, Closing and Wrapping Bags.

is property of nationals of a foreign country (Germany);

And having made all determinations and taken all action by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, 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 it 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 February 25, 1944.

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

[F. R. Doc. 44-3926; Filed, March 20, 1944;
11:08 a. m.]

[Vesting Order 3287]

TAKAJI ABE

In re: Estate of Takaji Abe, deceased; File D-39-2413; E.T. sec. 8006.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Frank E. Boyle, Administrator, acting under the judicial supervision of the Superior Court of the State of Washington, for King County;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Japan, namely,

National and Last Known Address

Shigeru Uyeda, Japan.

And determining that—

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Japan; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Shigeru Uyeda in and to a claim against the Estate of Takaji Abe, deceased, for the sum of approximately \$1,696.46 and accrued interest thereon, being the balance of funds deposited with the Sumitomo Bank of Seattle, Washington, by Takaji Abe and which were held by Takaji Abe at the time of his death in trust for the benefit of Shigeru Uyeda,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

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

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of said Executive order.

Dated: March 10, 1944.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.[F. R. Doc. 44-3927; Filed, March 20, 1944;
11:07 a. m.]

[Vesting Order 3288]

ANNA BLOECHL

In re: Estate of Anna Bloechl, deceased; File D-28-3509; E.T. sec. 5712-A.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by the Treasurer of Cook County, Chicago, Illinois, Depositary, acting under the judicial supervision of the Probate Court of Cook County, Illinois:

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Karl Winkler, Germany.
Helene Winkler Engelbrecht, Germany.
Karl Winkler II, Germany.
Robert Winkler, Germany.
Paul Winkler II, Germany.
Helene Seit, Germany.
Kurt Langer, Germany.
Kaete (Kate) Langer, Germany.
Johannes Langer, Germany.
Anna Gironi, Germany.
Minna Galeotti, Germany.
Paul Langer, father and guardian of his minor children: Helene Langer, Herbert Langer, and Waltraud Langer, Germany.
Friedrich (Frederick) Wilhelm, Germany.
Boerner, Conservator (guardian) of Richard Winkler, Germany.
Selma Rudolph, Germany.
Lina Montemurri, Germany.
Helene Heyde, Germany.

And determining that—

(3) If 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, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

The sum of \$3,448.84, which is in the possession and custody of the Treasurer of Cook County, Illinois, Depositary, pursuant to an order of the Probate Court of Cook County, Illinois, entered October 3, 1941, in the matter of the estate of Anna Bloechl, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an ap-

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

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 10, 1944.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.[F. R. Doc. 44-3899; Filed, March 20, 1944;
11:09 a. m.]

[Vesting Order 3289]

ELLEN C. BONAPARTE, ET AL.

In re: Ellen C. Bonaparte vs. Louise Eugenie Moltke Huitfeldt, et al.; File D-19-231; E. T. sec. 7062.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Baltimore National Bank, Baltimore and Light Streets, Baltimore, Maryland, Trustee, and Robert W. Williams, Baltimore Trust Building, Baltimore, Maryland, Co-trustee, acting under the judicial supervision of Circuit Court No. 2 of Baltimore City, Maryland;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Rumania, namely,

National and Last Known Address

Eiler de Moltke Huitfeldt, Rumania.

And determining that—

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Rumania; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Eiler de Moltke Huitfeldt in and to the trust estate created by Decree of the Circuit Court No. 2 of Baltimore City, Maryland, in proceedings

entitled "Ellen C. Bonaparte vs Louise Eugenie Moltke Huitfeldt, et al.," Docket 1922-A, Folio 154.

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

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

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 10, 1944.

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

[F. R. Doc. 44-3900; Filed, March 20, 1944;
11:09 a. m.]

[Vesting Order 3290]

JEROME NAPOLEON CHARLES BONAPARTE,
ET AL.

In re: Jerome Napoleon Charles Bonaparte, et al., plaintiffs, vs. Webster Appleton Edgar, et al., defendants; File D-19-199; E. T. sec. 7061.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by National Savings and Trust Company, 15th Street and New York Avenue, N. W., Washington, D. C., and Jerome Napoleon Charles Bonaparte, Hotel Westbury, New York City, New York, Substituted Trustees under the Last Will and Testament and Codicil thereto of Jerome Napoleon Bonaparte, deceased, acting under the judicial supervision of the District Court of the United States for the District of Columbia;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Rumania, namely,

National and Last Known Address

Eller de Moltke Huitfeldt, Rumania.

And determining that—

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Rumania; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Eller de Moltke Huitfeldt in and to the trusts created under the Last Will and Testament and Codicil thereto of Jerome Napoleon Bonaparte, deceased, in process of administration by National Savings and Trust Company and Jerome Napoleon Charles Bonaparte, Substituted Trustees under appointment of the District Court of the United States for the District of Columbia in proceedings entitled "Jerome Napoleon Charles Bonaparte, et al. vs. Webster Appleton Edgar, et al., Equity No. 30,976,"

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

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

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 10, 1944.

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

[F. R. Doc. 44-3901; Filed, March 20, 1944;
11:09 a. m.]

[Vesting Order 3291]

GODFRED HAMP

In re: Estate of Godfred Hamp, deceased; File D-28-7577; E.T. sec. 7952.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by E. O. Dressel, Executor, acting under the judicial supervision of the Superior Court of the State of Washington, in and for Pend Oreille County;

(2) Such property and interests are payable or deliverable to, or claimed by, na-

tionals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

August Hamp, Germany.
Surviving spouse, name unknown, of August Hamp, Germany.
Children, names unknown, of August Hamp, Germany.
Lydia Stoyke, Germany.
Surviving spouse, name unknown, of Lydia Stoyke, Germany.
Children, names unknown, of Lydia Stoyke, Germany.

And determining that—

(3) If 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, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of August Hamp, surviving spouse, name unknown, of August Hamp; children, names unknown, of August Hamp; Lydia Stoyke; surviving spouse, name unknown, of Lydia Stoyke and children, names unknown, of Lydia Stoyke, and each of them, in and to the estate of Godfred Hamp, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

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

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 10, 1944.

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

[F. R. Doc. 44-3902; Filed, March 20, 1944;
11:09 a. m.]

[Vesting Order 3292]

CHARLES ALWIN HOFFMANN

In re: Estate of Charles Alwin Hoffmann, also known as Charles Hoffmann,

deceased; File No. F-28-6572; E. T. sec. 4031.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation—

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Philip F. Farley, ancillary administrator, o. t. a., acting under the judicial supervision of the Surrogate's Court, New York County, New York;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

The domiciliary personal representative, name unknown, of Charles Alwin Hoffmann, also known as Charles Hoffmann, deceased, Germany.

Luise Hoffmann, Germany.

And determining that—

(3) If 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, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of the domiciliary personal representative, name unknown, of Charles Alwin Hoffmann, also known as Charles Hoffmann, and Luise Hoffmann, and each of them, in and to the estate of Charles Alwin Hoffmann, also known as Charles Hoffmann, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

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

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 10, 1944.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-3903; Filed, March 20, 1944; 11:10 a. m.]

[Vesting Order 3293]

MARY HOPFENSITZ

- In re: Estate of Mary Hopfensitz, also known as Mary Hildegard Hopfensitz, Maria Hopfensitz, and Marie Hopfensitz, deceased; File D-28-1747; E. T. sec. 855.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Berta Hopfensitz, as administratrix, acting under the judicial supervision of the Surrogate's Court of New York County, New York;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Annie Huber, Germany.

And determining that—

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Annie Huber, in and to the estate of Mary Hopfensitz, also known as Mary Hildegard Hopfensitz, Maria Hopfensitz, and Marie Hopfensitz, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

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

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 10, 1944.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-3904; Filed, March 20, 1944; 11:10 a. m.]

[Vesting Order 3294]

ALFRED CARL KNUTZEN

In re: Estate of Alfred Carl Knutzen, deceased; File D-28-3839; E. T. sec. 6496.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Theodore J. Knutzen, Administrator, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of San Joaquin;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Helen Knutzen Ruge, Germany.

Irene Knutzen, Germany.

Arthur Knutzen, Germany.

And determining that—

(3) If 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, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Helen Knutzen Ruge, Irene Knutzen, and Arthur Knutzen, and each of them, in and to the estate of Alfred Carl Knutzen, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

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

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 10, 1944.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-3905; Filed, March 20, 1944; 11:10 a. m.]

[Vesting Order 3295]

HERMAN SCHMIDT

In re: Estate of Herman Schmidt, deceased; File No. D-28-1995; E. T. sec. 2077.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian, after investigation,

Finding that—

(1) The property and interests herein-after described are property which is in the process of administration by George Brown, 3910 Bush Avenue, Cleveland, Ohio, Executor, acting under the judicial supervision of the Probate Court of the State of Ohio, in and for the County of Cuyahoga;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Karl Schmidt, Germany.
Wilhelm Schmidt, Germany.
Fritz Schmidt, Germany.
Ida Meinke, Germany.
Alvina Schwartz, Germany.
The children (names unknown) of Karl Schmidt, Wilhelm Schmidt, Fritz Schmidt and Ida Meinke.

And determining that—

(3) If 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, Germany; and Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Karl Schmidt, Wilhelm Schmidt, Fritz Schmidt, Ida Meinke, Alvina Schwartz and the children (names unknown) of Karl Schmidt, Wilhelm Schmidt, Fritz Schmidt and Ida Meinke, and each of them, in and to the estate of Herman Schmidt, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

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

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 10, 1944.

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

[F. R. Doc. 44-3906; Filed, March 20, 1944;
11:11 a. m.]

[Vesting Order 3296]

USABURO SUZUKI

In re: Estate of Usaburo Suzuki, deceased; File: D-39-17410; E. T. sec. 9593 (H-102).

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Albert K. Kimura, Administrator, acting under the judicial supervision of the Circuit Court of the Third Judicial Circuit, Territory of Hawaii;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Japan, namely,

National and Last Known Address

Tai Suzuki, Japan.

And determining that—

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Japan; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Tai Suzuki in and to the Estate of Usaburo Suzuki, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

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

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as

may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 10, 1944.

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

[F. R. Doc. 44-3907; Filed, March 20, 1944;
11:11 a. m.]

[Vesting Order 3297]

ERNST WINKLER, ET AL

In re: Partition Proceedings—Ernst Winkler, et al. vs. Karl Winkler, et al.; File D-28-3509; E. T. sec. 5712-B.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests herein-after described are property which is in the process of administration by Roy Massena, 111 West Monroe Street, Chicago, Illinois, Master in Chancery, acting under the judicial supervision of the Circuit Court of Cook County, Chicago, Illinois;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Karl Winkler, Germany.
Helene Winkler Engelbrecht, Germany.
Karl Winkler II, Germany.
Robert Winkler, Germany.
Paul Winkler II, Germany.
Helene Seit, Germany.
Kurt Langer, Germany.
Kaete (Kate) Langer, Germany.
Johannes Langer, Germany.
Anna Gironi, Germany.
Minna Galeotti, Germany.
Paul Langer, father and guardian of his minor children:
Helene Langer, Germany.
Herbert Langer, Germany.
Waltraud Langer, Germany.
Friedrich (Frederick) Wilhelm, Boerner, Conservator (guardian) of Richard Winkler, Germany.
Selma Rudolph, Germany.
Lina Montemurri, Germany.
Helene Heyde, Germany.

And determining that—

(3) If 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, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Karl Winkler, Helene Winkler Engelbrecht, Karl Winkler II, Robert Winkler, Paul Winkler II, Helene Seit, Kurt Langer, Kaete (Kate) Langer, Johannes Langer, Anna Gironi, Minna Galeotti, Paul Langer, guardian of Helene Langer; Paul Langer, guardian of Herbert Langer; Paul Langer, guardian of Waltraud

Langer; Helene Langer, Herbert Langer, Waltraud Langer, Friedrich (Frederick) Wilhelm Boerner, conservator (guardian) of Richard Winkler; Richard Winkler, Selma Rudolph, Lina Montemurri, and Helene Heyde, and each of them, in and to the proceeds derived from the sale of real estate by a decree of the Circuit Court of Cook County, Illinois, in the partition proceedings entitled "Ernst Winkler, et al. vs. Karl Winkler, et al., File No. 43-C-3994".

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

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

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 10, 1944.

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

[F. R. Doc. 44-3908; Filed, March 20, 1944;
11:11 a. m.]

[Vesting Order 3298]

GEORGE WOHLFAHRT

In re: Trust under the will of George Wohlfahrt, deceased; File D-28-6645; E.T. sec. 4568.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by the Fifth Avenue Bank of New York, as Trustee, acting under the judicial supervision of the Surrogate's Court, New York County, New York;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Janchen Wohlfahrt, Germany.

And determining that—

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification required by said Executive order

or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Janchen Wohlfahrt, in and to the Trust created under the Last Will and Testament of George Wohlfahrt, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

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

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 10, 1944.

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

[F. R. Doc. 44-3909; Filed, March 20, 1944;
11:12 a. m.]

[Vesting Order 3299]

LUDWIG EVANOFF YOZOFF

In re: Estate of Ludwig Evanoff Yozoff, deceased; File No. D-11-71; E. T. sec. 8690.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Pete Popoff, 410 Front Street, Toledo, Ohio, Administrator, acting under the judicial supervision of the Probate Court of the State of Ohio, in and for the County of Lucas;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Bulgaria, namely,

Nationals and Last Known Address

Person or persons, names unknown, heirs at law of Ludwig Evanoff Yozoff, deceased, Bulgaria.

And determining that—

(3) If 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, Bulgaria; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of person or persons, names unknown, heirs at law of Ludwig Evanoff Yozoff, deceased, and each of them, in and to the estate of Ludwig Evanoff Yozoff, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

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

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 10, 1944.

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

[F. R. Doc. 44-3910; Filed, March 20, 1944;
11:12 a. m.]

[Vesting Order 3303]

OTTAVIO CASALEGNO

In re: Estate of Ottavio Casalegno, deceased; File D-38-627; E.T. sec. 6447.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Virginio Casalegno, as Executor, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of San Mateo;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Italy, namely,

Nationals and Last Known Address

Armando Savio, Italy.
Luigi Casalegno, Italy.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the na-

tional 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 said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Armando Savio and Luigi Casalegno, and each of them, in and to the estate of Ottavio Casalegno, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

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

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 11, 1944.

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

[F. R. Doc. 44-3911; Filed, March 20, 1944; 11:08 a. m.]

[Vesting Order 3304]

EMIL BOECHER

In re: Guardianship of Emil Boecher, a minor; File F-28-17766; E.T. sec. 2524.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Land Title Bank and Trust Company, 100 South Broad Street, Philadelphia, Pennsylvania, Guardian, acting under the judicial supervision of the Orphans' Court of Philadelphia County, Pennsylvania;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address
Emil Boecher, Germany.

And determining that—

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All the property and estate of Emil Boecher of any nature whatsoever in the possession of Land Title Bank and Trust Company as Guardian for Emil Boecher, a minor,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

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

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 13, 1944.

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

[F. R. Doc. 44-3912; Filed, March 20, 1944; 11:08 a. m.]

[Vesting Order 3305]

ADOLPH BURGER

In re: Estate of Adolph Burger, deceased; File D-34-142; E.T. sec. 5680.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by David Stein, Administrator, acting under the judicial supervision of the County Judge's Court of Hillsborough County, Florida;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals

of a designated enemy country, Hungary, namely,

Nationals and Last Known Address

Bertha Hellinger, Hungary.
Guiza Markowitz, Hungary.
Rose Sternberg, Hungary.

And determining that—

(3) If 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, Hungary; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Bertha Hellinger, Guiza Markowitz and Rose Sternberg, and each of them, in and to the estate of Adolph Burger, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

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

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 13, 1944.

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

[F. R. Doc. 44-3913; Filed, March 20, 1944; 11:08 a. m.]

[Vesting Order 3306]

MARY C. DUGAN

In re: Estate of Mary C. Dugan, deceased; File D-28-7982; E.T. sec. 8889.

Under the authority of the Trading with the Enemy Act, as amended and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the proce-

ess of administration by the Bank of America National Trust and Savings Association, Executor, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of San Francisco;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Anna Bell, Germany.

And determining that—

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Anna Bell, in and to the estate of Mary C. Dugan, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

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

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 13, 1944.

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

[F. R. Doc. 44-3914; Filed, March 20, 1944;
11:08 a. m.]

[Vesting Order 3307]

ANDREW EHRECKE

In re: Estate of Andrew Ehrecke, deceased; File D-28-2043; E.T. sec. 2319.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

No. 58—7

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by R. J. Barngrover, Hugo, Colorado, Administrator, acting under the judicial supervision of the County Court of the State of Colorado, in and for the County of Lincoln;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Else Deneke, Germany.

And determining that—

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Else Deneke, in and to the estate of Andrew Ehrecke, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

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

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 13, 1944.

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

[F. R. Doc. 44-3915; Filed, March 20, 1944;
11:08 a. m.]

[Vesting Order 3308]

ANDREW EHRECKE

In re: Estate of Andrew Ehrecke, deceased; File D-66-1396; E.T. sec. 8811.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and

pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Harvard W. Keefe, Treasurer of Ford County, Paxton, Illinois, Depository, acting under the judicial supervision of the County Court of the State of Illinois, in and for the County of Ford;

(2) Such property and interests are payable to deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Else Deneke, Germany.

And determining that—

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

The sum of \$3,147.56 which is in the possession and custody of Harvard W. Keefe, Treasurer of Ford County, Illinois, Depository, pursuant to the orders of the County Court dated February 3, 1941, and March 10, 1942, in the matter of the estate of Andrew Ehrecke, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

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

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 13, 1944.

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

[F. R. Doc. 44-3916; Filed, March 20, 1944;
11:08 a. m.]

[Vesting Order 3309]

FRIEDRICH WILHELM OTTO GUENTHER

In re: Trust under the will of Friedrich Wilhelm Otto Guenther, deceased; File D-28-1719; E.T. sec. 707.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by the Land Title Bank and Trust Company, Substituted Trustee, acting under the judicial supervision of the Orphans' Court of Philadelphia County, Pennsylvania;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Children of Karl Guenther (names unknown), Germany.

Children of Fred D. Guenther (names unknown), Germany.

Children of Elizabeth Picard nee Guenther (names unknown), Germany.

Children of Wilhelm Klunder (names unknown), Germany.

Children of Martha Reinecke nee Klunder (names unknown), Germany.

And determining that—

(3) If 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, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of children of Karl Guenther, names unknown, children of Fred D. Guenther, names unknown, children of Elizabeth Picard nee Guenther, names unknown, children of Wilhelm Klunder, names unknown, and children of Martha Reinecke nee Klunder, names unknown, and each of them, in and to the Trust Estate created under the Will of Friedrich Wilhelm Otto Guenther, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

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

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 13, 1944.

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

[F. R. Doc. 44-3917; Filed, March 20, 1944; 11:09 a. m.]

[Vesting Order 3310]

ENGELBERT HEINZEN

In re: Estate of Engelbert Heinzen, deceased; File D-28-8244; E. T. sec. 9334.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Joseph Woerdle, Executor, acting under the judicial supervision of the Circuit Court of the State of Oregon for Washington County;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Heirs, names unknown, of Elizabeth Engel, nee Heinzen, deceased, Germany.

Heirs, names unknown, of Anna Marie Roth, nee Heinzen, deceased, Germany.

And determining that—

(3) If 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, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of heirs, names unknown, of Elizabeth Engel, nee Heinzen, deceased, and heirs, names unknown, of Anna Marie Roth, nee Heinzen, deceased, and each of them, in and to the estate of Englebert Heinzen, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

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

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order

may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 13, 1944.

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

[F. R. Doc. 44-3918; Filed, March 20, 1944; 11:09 a. m.]

[Vesting Order 2819, Amdt.]

NABUICHI KAMURA

In re: Interest in real property, a claim and fire insurance policy owned by Nabuichi Kamura.

Vesting Order Number 2819, dated December 16, 1943, is hereby amended as follows and not otherwise:

By deleting subparagraph 5-a of said vesting order and substituting therefor a new subparagraph, to be known as subparagraph 5-a, with the following language:

The undivided one-half interest, identified as the interest acquired by Nabuichi Kamura by deed from Oliver P. Adams executed August 3, 1912, in and to the real property situated in Los Angeles County, California, particularly described as the Northeast one-fourth (1/4) of the Southeast one-fourth (1/4) of Section twenty-one (21), Township eight (8) North, Range Thirteen (13) West, S. B. B. & M., 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,

All other provisions of said Vesting Order Number 2819 and all action taken on behalf of the undersigned in reliance thereon, pursuant thereto and under the authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on March 13, 1944.

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

[F. R. Doc. 44-3919; Filed, March 20, 1944; 11:12 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 120, Order 636]

COOLEY BROTHERS, ET AL.

AUTHORIZATION OF MAXIMUM PRICES

Order No. 636 under Maximum Price Regulation No. 120. Bituminous coal delivered from mine or preparation plant. Order establishing maximum prices and price classifications.

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120, It is ordered:

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and

the maximum prices, for the indicated uses and shipments as set forth herein. All are in District No. 15. The location of each mine is given by county and state and production group. Each producer is subject to all provisions of Maximum Price Regulation No. 120.

presentation of delivery records in connection with the issuance of non-highway rations is not required.

2. *Definitions.* The definition of terms and rules of construction contained in § 1394.7551 of Ration Order 5C shall apply to this order.

3. *Effective period.* This order shall become effective March 21, 1944, and shall remain effective until modified or revoked.

(Pub. Law 671, 76th Cong.; as amended by Pub. Laws 89, 421 and 507, 77th Cong.; W.P.B. Dir. 1, Supp. Dir. 1Q, 7 F.R. 562, 9121, E.O. 9125, 7 F.R. 2719; Ration Order 5C, 7 F.R. 15937 as amended March 10, 1944, 9 F.R. 2654)

Issued this 20th day of March 1944.

CHARLES F. PHILLIPS,
Director,
Automotive Supply Division.

[F. R. Doc. 44-3955; Filed, March 20, 1944; 12:07 p. m.]

REGIONAL ADMINISTRATORS

[Rev. Gen. Order 32, Amdt. 10]

DELEGATION OF AUTHORITY TO ACT FOR THE PRICE ADMINISTRATOR

Revised General Order No. 32¹ is amended in the following respects:

1. Subparagraph (1) of paragraph (a) is amended by inserting the phrase "or any identical provision of any maximum price regulation" after the phrase "pursuant to § 1499.18 (d) of the General Maximum Price Regulation."

2. Subparagraph (1) of paragraph (b) is amended by inserting the phrase "or any identical provision of any maximum price regulation" after the phrase "pursuant to § 1499.18 (d) of the General Maximum Price Regulation."

This amendment shall become effective March 21, 1944.

(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 21st day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-3997; Filed, March 21, 1944; 11:48 a. m.]

Regional and District Office Orders.

[Region I Order G-1 Under MPR 426]

CITRUS FRUIT IN BOSTON, MASS.

Order No. G-1 under article III, section 15, Appendix I (g) (2) of Maximum Price Regulation No. 426. Citrus fruit adjustment of maximum prices under article III, section 15, appendix I (f) (2) (i).

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

¹ 8 F.R. 1769, 2902, 2906, 4143, 5417, 7054, 10685, 14413, 15341, 16569.

[Cooley Brothers, Webb City, Mo., Cooley Brothers Mine, Mine Index #2002, Coal County, Okla., Production Group #9, Strip Mine]

	Size group Nos.								
	1	2	3	4	6	8	9	10	14
Rail shipments.....	\$5.00	\$5.00	\$5.00	\$4.40	\$4.00	\$2.60	\$3.25	\$2.00	\$1.40
Truck shipments.....	5.10	5.10	5.10	4.60	4.10	2.85	3.70	2.40	2.15

Railroad locomotive fuel: All size groups \$2.70.

[Logan, W. E. & Sons Coal Co., Coalgate, Okla., Midway Mine, Mine Index #2006, Coal County, Okla., Production Group #9, Strip Mine]

	Size group Nos.								
	1	2	3	4	6	8	9	10	14
Rail shipments.....	\$5.00	\$5.00	\$5.00	\$4.40	\$4.00	\$2.60	\$3.25	\$2.00	\$1.40
Truck shipments.....	5.10	5.10	5.10	4.60	4.10	2.85	3.70	2.40	2.15

Railroad locomotive fuel: All size groups \$2.70.

[Midwest Pre Cote Company, 7000 E. 17th St., Kansas City, Mo., Midwest Strip Mine #1, Mine Index #2003, Lafayette County, Mo., Production Group #5, Strip Mine]

	Size group Nos.													
	1	2	3	4	5	6	7	8	9	10	11	12	14	15
Rail shipments.....	\$3.30	\$3.30	\$3.30	\$3.30	\$3.05	\$2.90	\$2.75	\$2.70	\$3.30	\$2.65	\$2.65	\$2.50	\$2.00	\$1.40
Truck shipments.....	3.60	3.60	3.60	3.60	3.50	3.30	3.20	2.95	3.60	2.80	2.95	2.80	2.00	1.10

Railroad locomotive fuel: All size groups \$3.10.

[Midwest Pre Cote Company, 7000 E. 17th St., Kansas City, Mo., Midwest Strip Mine #2, Mine Index #2001, Henry County, Production Group #2, Strip Mine]

	Size group Nos.														
	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
Rail shipments.....	\$2.85	\$2.85	\$2.85	\$2.85	\$2.85	\$2.85	\$2.75	\$2.60	\$2.65	\$2.65	\$2.45	\$2.10	\$2.00	\$1.65	\$1.40
Truck shipments.....	3.25	3.25	3.25	3.25	3.00	2.85	2.70	2.65	2.85	2.60	2.60	2.45	2.45	2.25	1.10

Railroad locomotive fuel (any size not specifically listed below)..... \$2.70
 3" x 0" stoker screenings with 1/2 of fines removed..... 2.55
 2" x 0" washed or unwashed..... 2.30

This order shall become effective March 20, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9326, 8 F.R. 4681)

Issued this 18th day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-3851; Filed, March 18, 1944; 11:41 a. m.]

[RO 5C, Order 2]

PENNSYLVANIA TEST PLAN FOR ISSUANCE OF NON-HIGHWAY RATIIONS

MILEAGE RATIONING: GASOLINE REGULATIONS

Pursuant to the authority conferred upon the Director of the Automotive Supply Rationing Division by § 1394.8361, It is hereby ordered, That § 1394.8356 of Ration Order 5C be, and it is hereby modified in the following respects:

1. *Issuance of delivery records for use with non-highway rations.* Delivery records shall not be issued in the Pennsylvania Test Area for use with non-highway rations unless the applicant establishes eligibility for an average of ten gallons or more of gasoline per month for non-highway purposes. When an applicant establishes eligibility for an average of less than ten gallons of gasoline per month, the maintenance and

Price Administration by article III, section 15, appendix I (g) (2), of Maximum Price Regulation No. 426, *It is hereby ordered:*

(a) The maximum prices for sales of citrus fruit as established by article III, section 15, appendix I (f) (2) (i) of Maximum Price Regulation No. 426 are modified by increasing the maximum mark-ups appearing in column 9 of the table in paragraph (d) so that they will read as follows:

Col. 1 Item No.	Col. 2 Commodity	Col. 3 Unit	Col. 9 Sales by carlot receivers in less-than-carlots or less-than-trucklots ex-terminal sales platform
1	Oranges.....	Standard container..... Cal., standard container loose pack..... Other containers or bulk: Cal., per pound..... All other, per pound.....	\$0.35 .26 5/10 cent 5/10 cent
2	Grapefruit.....	Standard container..... Cal., standard container loose pack..... Other container or bulk: Cal., per pound..... All other, per pound.....	.32 .25 5/10 cent 5/10 cent
3	Lemons.....	Standard container..... California standard container loose pack..... Other containers or bulk: All, per pound.....	.44 .35 5/10 cent
4	Tangerines, Temples King Oranges, Clementines, Tangelos, Satsumas.	Standard container..... Other containers or bulk: California, per pound..... All other, per pound.....	.44 5/10 cent 5/10 cent

(b) This order applies to sales or deliveries in the City of Boston, Commonwealth of Massachusetts.

(c) Lower prices than those established by this order may be charged. This order may be revoked, amended or corrected at any time. This order shall become effective in accordance with the terms of Amendment 21 to Maximum Price Regulation No. 426 on March 7, 1944 for a period of two weeks ending March 20, 1944.

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

Issued March 7th, 1944.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 44-3786; Filed, March 17, 1944; 12:24 p. m.]

[Region I Order G-2 Under MPR 426]

CITRUS FRUIT IN BOSTON, MASS.

Order No. G-2 under article III, section 15, appendix I (g) (2) of Maximum Price Regulation No. 426. Citrus fruit adjustment of maximum prices under article III, section 15, appendix I (f) (3) (i), Boston, 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 article III, section 15, appendix I (g) (2), of Maximum Price Regulation No. 426, *It is hereby ordered:*

(a) The maximum prices for sales of citrus fruit as established by article III, section 15, appendix I (f) (3) (i) of Maximum Price Regulation No. 426 are modified by increasing the maximum mark-ups appearing in column 9 of the table in paragraph (d) so that they will read as follows:

Col. 1 Item No.	Col. 2 Commodity	Col. 3 Unit	Col. 9 Sales by carlot receivers in less-than-carlots or less-than-trucklots at auction
1	Oranges.....	Standard Container..... Cal. standard container loose pack..... Other containers or bulk: Cal. per pound..... All other, per pound.....	\$0.35 .26 5/10 cent 5/10 cent
2	Grapefruit.....	Standard container..... Cal. standard container loose pack..... Other container or bulk: Cal. per pound..... All other, per pound.....	.32 .25 5/10 cent 5/10 cent
3	Lemons.....	Standard container..... California standard container loose pack..... Other containers or bulk: All, per pound.....	.44 .35 5/10 cent
4	Tangerines, Temples, King oranges, Clementines, Tangelos, Satsumas.	Standard container..... Other containers or bulk: California, per pound..... All other, per pound.....	.44 5/10 cent 5/10 cent

(b) This order applies to sales or deliveries in the City of Boston, Commonwealth of Massachusetts.

(c) Lower prices than those established by this order may be charged. This order may be revoked, amended or corrected at any time. This order shall become effective on March 9, 1944 for a period of two weeks ending March 21, 1944 in accordance with the terms of Amendment 21 to Maximum Price Regulation No. 426.

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

Issued March 8th, 1944.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 44-3785; Filed, March 17, 1944; 12:20 p. m.]

[Region I Order G-3 Under MPR 426]

CITRUS FRUIT IN BOSTON, MASS., REGION

Order No. G-3 under Article III, section 15, appendix H (f) (1) and appendix I (g) (1) of Maximum Price Regulation No. 426. Citrus fruit adjustment of maximum prices under article III, section 15, appendix H (e) (4) and appendix I (f) (4) (ii), Region I.

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 article III, section 15, appendix I (g) (1) of Maximum Price Regulation No. 426, *It is hereby ordered:*

(a) Article 3, section 15, appendix 1 (f) (4) (ii) is amended to read as follows:

ii. The maximum price in each case for sales by secondary jobbers not on a delivered basis is the maximum price for sales on a delivered basis within the seller's customary free delivery zone.

(b) The second paragraph of article 3, section 15, appendix H (e) (4) is amended to read as follows:

The maximum price in each case for sales by secondary jobbers not on a delivered basis is the maximum price for sales on a delivered basis within the seller's customary free delivery zone.

(c) This order applies in Region I.

(d) Lower prices than those established by this order may be charged. This order may be revoked, amended or corrected at any time.

This order shall become effective on March 10, 1944.

(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 10th day of March 1944.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 44-3784; Filed, March 17, 1944; 12:20 p. m.]

[Region I Order G-2 Under 3 (c)]

STEEL WOOL IN NEW ENGLAND

Order No. C-2 under § 1499.3 (c) of the General Maximum Price Regulation. Steel wool sold by the Andford Steel Wool Company.

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 § 1499.3 (c) of the General Maximum Price Regulation, and by General Order No. 32, *It is hereby ordered*, That:

(a) The maximum prices for sales at retail of steel wool packaged by the Andford Steel Wool Company, Boston, Massachusetts, shall be as follows:

Quantity:	Maximum Price per package
1/3 oz.....	\$0.05
1/2 oz.....	.05
1 oz.....	.10

(b) The quantities set forth in paragraph numbered (a) above may not be less than 90% of the weights specified.

(c) This order applies to all retail sales made by sellers located in any of the New England states.

(d) In all particulars not specifically covered or excepted by this order, sellers shall remain subject to the provisions of the General Maximum Price Regulation.

(e) This order may be amended or revoked at any time.

(f) This order shall become effective March 13, 1944, at 12:01 a. m.

Issued this 11th day of March 1944.

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

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 44-3802; Filed, March 17, 1944; 12:28 p. m.]

[Region I Order G-35 Under 18 (c) GMPR]

DAYSHINE FLOOR WAX IN NEW ENGLAND

Order No. G-36 under section 18 (c) of the General Maximum Price Regulation. "Dayshine" floor wax in half-gallon and gallon sizes.

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 section 18 (c) of the General Maximum Price Regulation, as amended by Amendment 33, *It is ordered*:

(a) The maximum prices established by the General Maximum Price Regulation for certain floor wax are modified so that the maximum prices for sales at retail of "Dayshine" liquid no-rub floor wax shall be \$1.75 for the half-gallon size and \$3.00 for the gallon size.

(b) This order applies to sales and deliveries made within the New England states.

(c) This order No. G-36 may be amended or revoked at any time.

(d) This order No. G-36 shall become effective March 8, 1944.

(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 8th day of March 1944.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 44-3787; Filed, March 17, 1944; 12:24 p. m.]

[Region I Order G-58 under RMPR 122]

SOLID FUELS IN ST. JOHNSBURY, VT.

Order No. G-58 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Specified solid fuels, St. Johnsbury, Vermont, area.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region 1 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 St. Johnsbury, Vt., 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-58 is explained in paragraph (i) and the terms used herein are defined in paragraph (g). 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-58. Specifically, but without limiting the generality of the foregoing, the prohibitions contained in § 1340.252 apply except to the extent that this Order G-58 provides uniform allowances, discounts, price differentials, service charges, and so forth. Nothing contained in this order shall be so construed as to permit noncompliance with any statutes of the State of Vermont, 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 base 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 St. Johnsbury, Vt., Area.

Kind and size	Per net ton	Per 1/2 ton	1/4 ton	100 lbs.
Pennsylvania anthracite:				
Broken, egg, stove, and chestnut.....	\$16.75	\$8.65	\$4.60	\$0.95
Pea.....	15.60	8.05	4.30	.90
Buckwheat.....	13.30	6.90	3.70	.75
Rice.....	12.20	6.35	3.45	.70
Yard screenings.....	3.50			
Jeddo Highland or Silver Brook or Greenwood: Egg, stove and chestnut.....	17.25	8.90	4.70	.95
Coke: Egg, stove and chestnut.....	16.25	8.40	4.45	.90

(2) *Prices for specified localities.* (a) The foregoing base prices in Price Schedule I shall apply to deliveries to consumers whose bins or storage facilities are located in the following places:

The township of St. Johnsbury, except for the incorporated village of East St. Johnsbury.

The township of Danville, except for the incorporated village of North Danville.

The township of Barnet, except for the unincorporated village of Passumpsic.

The entire township of Lyndon.

(b) The following amounts may be added to the base prices in Price Schedule I for deliveries to consumers whose bins or storage facilities are located in the following places:

	Per net ton	Per 1/2 ton	Per 1/4 ton
The incorporated village of East St. Johnsbury in the township of St. Johnsbury; the unincorporated village of Passumpsic in the township of Barnet; and the entire township of Waterford.....	\$0.50	\$0.25	\$0.15
The incorporated village of North Danville in the township of Danville, and the entire townships of Burke, Kirby, Peacham, Sheffield and Wheelock.....	1.00	.50	.25
The entire township of Sutton.....	1.25	.65	.35

(3) *Discounts to certain classes of purchasers.* (a) The foregoing per net ton prices shall be reduced by fifty cents (50¢) per ton on all sales to religious and charitable organizations and institutions whose bins or storage facilities are located in the town of St. Johnsbury in the township of that name, and on all sales to business blocks located in said town.

(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 carrying or wheeling of quarter-ton and larger quantities to the buyer's bin or storage space:

	Per net ton	Per 1/2 ton	Per 1/4 ton
For any carry or wheeling from a "direct delivery" point, exclusive of charges for carries up or down flights of stairs.....	\$0.50	\$0.25	\$0.15
For any carry up or down flights of stairs, per flight.....	.75	.40	.20

(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¢ 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 St. Johnsbury, Vermont, Area to consumers.

Kind and size	Per net ton	Per ½ ton	Per ¼ ton	100 lbs.
Pennsylvania anthracite:				
Broken, egg, stove and chestnut.....	\$16.00	\$8.25	\$4.40	\$0.90
Pea.....	14.85	7.70	4.10	.85
Buckwheat.....	12.55	6.55	3.55	.70
Rice.....	11.45	6.00	3.25	.65
Yard screenings.....	3.00			
Jeddo Highland, Greenwood, or Silver Brook: Egg, stove and chestnut.....	16.50	8.50	4.50	.90
Coke: Egg, stove and chestnut.....	15.50	8.00	4.25	.85

(2) *Discounts.* (a) The provisions of subparagraph (3) of paragraph (b) shall apply to the foregoing prices for yard sales to consumers.

(3) *Maximum authorized bagging and deposit charges.* (a) The maximum prices per 100 pounds are for 100 pounds bagged, but do not include the bag. If the buyer requests such service of him, the dealer may make the following charges for bagging tons, one-half tons and one-quarter tons, exclusive of any charges for or deposit charges on bags furnished by the dealer:

	Cents
Per net ton.....	50
Per half-ton.....	25
Per quarter-ton.....	15

(b) The maximum amount which may be required by the dealer as a deposit on, or as predetermined liquidated damages for failure to return, burlap bags furnished by the dealer shall be 25 cents per 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 St. Johnsbury, Vermont, 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 & chestnut.....	\$15.75	\$7.90	\$3.95
Pea.....	14.60	7.30	3.65
Buckwheat.....	12.30	6.15	3.10
Rice.....	11.20	5.60	2.80
Yard Screenings.....	3.00		
Jeddo Highland, Greenwood or Silver Brook: Egg, stove, and chestnut.....	16.25	8.15	4.10
Coke: Egg, stove and chestnut.....	15.25	7.65	3.85

(2) *Maximum authorized bagging and deposit charges.* (a) If the buyer requests such service of him, the seller may make the following charges for bagging

quarter-ton and larger quantities in 100 pound bags:

	Cents
Per ton.....	50
Per half-ton.....	25
Per quarter-ton.....	15

(b) The maximum amount which may be required by the seller as a deposit on, or as predetermined liquidated damages for failure to return, burlap bags furnished by the seller shall be 25 cents per bag.

(c) *Terms of sale.* If payment is made by the buyer within 15 days after receipt of the fuel, the maximum prices set forth in paragraphs (b), (c) and (d), including those prices as reduced in accordance with sub-paragraphs (b), (3), and (c) (2), 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 any quantity of Pennsylvania anthracite yard screenings or on any sales of less than a quarter-ton. If payment is not required or made at the time of delivery or (except in the cases of yard screenings and less than quarter-ton lots) within 15 days thereafter, terms shall be net 30 days.

(f) *Conditions on sales of named anthracites.* The specific maximum prices provided for Jeddo-Highland, Greenwood and Silver Brook (hereinafter referred to as named coals) may be charged only if:

(1) The named coals are not mixed with a coal which is not named herein, either in storage or delivery: *Provided, however,* That if a purchaser requests a delivery of a mixture of named and unnamed coal, the dealer may comply with such request if the quantity of each is separately weighed, the price charged does not exceed the weighted average of the maximum prices for the individual coals and the invoice or similar document delivered to the purchaser clearly states the quantity of each coal in the mixture, identified in the manner set forth herein;

(2) An invoice or similar document is delivered to the purchaser which describes the coal by the name used in this order;

(3) The records kept by the dealer, pursuant to the record-keeping clause of this order, clearly identify the named coal by the name used in this order; and

(4) The dealer preserves and keeps available for examination by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, all invoices and other records of his purchases of named coals.

(g) *Definitions.* When used in this Order G-58, the term:

(1) "St. Johnsbury, Vermont, Area" shall include the following cities, towns and townships in the State of Vermont: Barnet, Burke, Danville, Kirby, Lyndon, Peacham, Sheffield, St. Johnsbury, Waterford and Wheelock.

(2) "Specified solid fuels" shall include all Pennsylvania anthracite and coke.

(3) "Pennsylvania anthracite" means coal produced in the Lehigh, Schuylkill and Wyoming regions in the Commonwealth of Pennsylvania.

(4) "Jeddo Highland" means that Pennsylvania anthracite which is prepared at Jeddo #7 breaker and Highland #5 breaker of the Jeddo Highland Coal Company, Jeddo, Pennsylvania, and marketed by said company under the trade names "Jeddo Coal," "Highland Coal," or "Hazle Brook Coal."

(5) "Greenwood" means that Pennsylvania anthracite which is produced by Lehigh Navigation Coal Company, Philadelphia, Pennsylvania, and marketed under trade name "Old Company's Lehigh Greenwood Premium Anthracite."

(6) "Silver Brook" means that Pennsylvania anthracite which is prepared by Haddock Mining Company, Wilkes-Barre, Pennsylvania, at its Beaver Meadow Breaker from coal produced at the Deringer Colliery and the Tomhicken Colliery and marketed under the trade name "Silver Brook Coal," and which meets the quality and preparation standards established by Order No. 3 under Maximum Price Regulation No. 112.

(7) "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.

(8) "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.

(9) "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 truck at the point where this can be done which is nearest and most accessible to the buyer's bin or storage space.

(10) "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.

(11) "Yard sales" shall mean deliveries made by the dealer in his customary manner at his yard.

(12) 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.

(h) *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; and *Provided, further*, That the dealer need not state separately from his selling price the amount of said tax on a sale to the United States or any agency thereof, any state government or any political subdivision thereof.

(i) *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 area covered by this order, 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 area covered by this order, regardless of whether the dealer is located within said area.

(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 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 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. All postings shall include the relevant terms of sale. 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 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 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.

(1) *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-58 shall become effective March 14, 1944.

(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 7th day of March 1944.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 44-3780; Filed, March 17, 1944; 12:19 p. m.]

[Region I Order G-59 Under RMPR 122]

SOLID FUELS IN WINSTED, CONN., AREA

Order No. G-59 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Specified solid fuels, Winsted, Connecticut, 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, 1340.265 of Revised Price Regulation No. 122 for sales of specified kinds of solid fuels in the Winsted, Connecticut, 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-59 is explained in paragraph

(h), and the terms used herein are defined in paragraph (f).

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-59. Specifically, but without limiting the generality of the foregoing, the prohibitions contained in § 1340.252 apply except to the extent that this Order G-59 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 Connecticut, 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 base 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 Winsted, Connecticut, Area.

Kind and size	Per net ton	¾ ton	¼ ton	100 lbs.
Pennsylvania anthracite:				
Broken, egg, stove, and chestnut.....	\$16.50	\$8.50	\$4.25	\$1.00
Pea.....	15.20	7.85	3.95	.90
Buckwheat.....	13.05	6.80	3.40	.85
Rice.....	11.70	6.10	3.05	.75
Yard screenings.....	6.50			
Jeddo Highland or Greenwood:				
Egg, stove, and chestnut.....	16.75	8.65	4.35	1.00
Koppers coke: Egg, stove and chestnut.....	15.50	8.00	4.00	.90

Provided, however, That the following amounts may be added to the foregoing prices for deliveries of quarter-ton or larger quantities to consumers whose bins or storage facilities are located in Barkhamsted, Colebrook and Harland: 50 cents per ton; 25 cents per one-half ton; 15 cents per one-quarter ton.

(2) *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 carrying or wheeling of quarter-ton and larger quantities to consumer's bin or storage space:

	Per net ton	Per ¾ ton	Per ¼ ton
For any carry or wheeling from a "direct delivery" point, exclusive of charges for carries up or down flights of stairs.....	Ct. 50	Ct. 25	Ct. 15
For any carry up or down flights of stairs, per flight.....	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 speci-

field kinds, sizes, and quantities of solid fuels delivered at the yard of any dealer in the Winsted, Connecticut, Area to consumers.

Kind and size	Per net ton	½ ton	¼ ton	100 lbs.
Pennsylvania anthracite:				
Broken, egg, stove, and chestnut.....	\$16.00	\$8.25	\$4.15	\$0.85
Pea.....	14.70	7.60	3.80	.80
Buckwheat.....	12.55	6.55	3.30	.70
Rice.....	11.20	5.85	2.95	.60
Yard screenings.....	5.50			
Jeddo Highland or Greenwood: Egg, stove, and chestnut.....	16.25	8.40	4.20	.85
Koppers coke: Egg, stove, and chestnut.....	15.00	7.75	3.90	.80

(2) *Maximum authorized bagging and deposit charges.* (a) The maximum prices per 100 pounds are for 100 pounds bagged, but do not include the bag. If the buyer requests such service of him, the dealer may make the following charges for bagging tons, one-half tons, and one-quarter tons, exclusive of any charges for or deposit charges on bags furnished by the dealer:

	Cents
Per ton.....	50
Per half-ton.....	25
Per quarter-ton.....	15

(b) The maximum amount which may be required by the dealer as a deposit on, or as predetermined liquidated damages for failure to return, burlap bags furnished by the dealer will be 25 cents per bag.

(d) *Terms of sale.* If payment is made at the time of delivery, or by the close of the next business day, the maximum prices set forth above shall, except in the case of Pennsylvania anthracite yard screenings, be reduced by \$1.00 per ton or by 50 cents per half-ton, which reductions are "cash discounts." No "cash discount" is required on sales of less than a half-ton, or on sales of any quantity of Pennsylvania anthracite yard screenings. If payment is not required or made at the time of delivery or by the close of the next business day, terms shall be net thirty days.

(e) *Conditions on sales of named anthracites.* The specific maximum prices provided for Jeddo Highland and Greenwood (hereinafter referred to as named coals) may be charged only if:

(1) The named coals are not mixed with a coal which is not named herein, either in storage or delivery; *Provided, however,* That if a purchaser requests a delivery of a mixture of named and unnamed coal, the dealer may comply with such request if the quantity of each is separately weighed, the price charged does not exceed the weighted average of the maximum prices for the individual coals and the invoice or similar document delivered to the purchaser clearly states the quantity of each coal in the mixture, identified in the manner set forth herein;

(2) An invoice or similar document is delivered to the purchaser which describes the coal by the name used in this order;

(3) The records kept by the dealer, pursuant to the record-keeping clause of this order, clearly identify the named coal by the name used in this order, and

(4) The dealer preserves and keeps available for examination by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, all invoices and other records of his purchases of named coals.

(f) *Definitions.* When used in this Order G-59, the term:

(1) "Winsted, Connecticut, Area" shall include the following cities and towns in the State of Connecticut: Barkhamsted, Canaan, Colebrook, Hartland, Norfolk, Salisbury, Winchester, and Winsted.

(2) "Specified solid fuels" shall include all Pennsylvania anthracite and Koppers coke.

(3) "Pennsylvania anthracite" means coal produced in the Lehigh, Schuylkill and Wyoming regions in the Commonwealth of Pennsylvania.

(4) "Jeddo Highland" means that Pennsylvania anthracite which is prepared at Jeddo #7 breaker and Highland #5 breaker of the Jeddo Highland Coal Company, Jeddo, Pennsylvania, and marketed by said company under the trade names "Jeddo Coal," "Highland Coal," or "Hazel Brook Coal."

(5) "Greenwood" means that Pennsylvania anthracite which is produced by Lehigh Navigation Coal Company, Philadelphia, Pennsylvania, and marketed under the trade name "Old Company's LeHigh Greenwood Premium Anthracite."

(6) "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.

(7) "Koppers coke" means the by-product coke produced by the Koppers Coke Corporation at its plant in New Haven, Connecticut.

(8) "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.

(9) "Direct delivery" means dumping or chuting the fuel from the seller's truck 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 truck at the point where this can be done which is nearest and most accessible to the buyer's bin or storage space.

(10) "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.

(11) "Yard sales" shall mean deliveries made by the dealer in his customary manner at his yard.

(12) Except as otherwise specifically provided, and unless the context other-

wise 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.

(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; *And provided, further,* That the dealer need not state separately from his selling price the amount of said tax on a sale to the United States or any agency thereof, any state government or any political subdivision thereof.

(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 area covered by this order, regardless of the ultimate destination of the fuel. The maximum prices established by this order for sales on a delivered basis shall apply to such sales of the specified solid fuels to purchasers who receive delivery of the fuel within the area covered by this order, regardless of whether the dealer is located within said area.

(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 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 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. All postings shall include the relevant terms of sale. 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 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 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 re-

ceipts 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-59 shall become effective March 14, 1944.

(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 7th day of March 1944.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 44-3801; Filed, March 17, 1944; 12:28 p. m.]

[Region I Order G-60 Under RMPR 122]

SOLID FUELS IN SPRINGFIELD-CLAREMONT AREA

Order No. G-60 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Specified solid fuels; Springfield-Claremont 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 Springfield-Claremont 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-60 is explained in paragraph (h) and the terms used herein are defined in paragraph (f).

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-60. Specifically, but without limiting the generality of the foregoing, the prohibitions contained in § 1340.252 apply except to the extent that this Order G-60 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 States of Vermont or New Hampshire, 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 base maximum prices for sales of specified kinds, sizes and quantities of solids fuels on a "direct delivery" basis to consumers at any point in the Springfield-Claremont Area.

Kind and size	Per net ton	½ ton	¼ ton	100 lbs.
Pennsylvania anthracite:				
Broken, egg, stove and chestnut	\$17.50	\$9.00	\$4.75	\$1.00
Pea	16.20	8.35	4.45	.95
Buckwheat	13.55	7.05	3.80	.80
Rice	12.70	6.60	3.55	.75
Yard screenings	4.00			
Jeddo Highland: Egg, stove, and chestnut	17.75	9.15	4.85	1.00
Coke: Egg, stove, and chestnut	16.75	8.65	4.60	.95
Ambricoal	15.30	7.90	4.20	.90

(2) *Additions to base prices.* The foregoing base prices in Price Schedule I shall apply to deliveries to any consumer whose bin or storage facility is located not more than two (2) miles from the dealer's yard. For deliveries to consumers whose bins or storage facilities are located more than two (2) miles from the dealer's yard, the following amounts may be added to the foregoing base prices (except the prices per 100 pounds):

Miles from dealer's yard	Amount of addition		
	Per net ton	Per ½ ton	Per ¼ ton
More than 2 but not more than 4	\$0.25	\$0.15	\$0.10
More than 4 but not more than 6	.50	.25	.15
More than 6 but not more than 10	.75	.40	.20
More than 10 but not more than 14	1.00	.50	.25
More than 14	1.50	.75	.40

(3) *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 carrying or wheeling of quarter-ton and larger quantities to the buyer's bin or storage space:

	Per net ton	Per ½ ton	Per ¼ ton
For any carry or wheeling from a "direct delivery" point, exclusive of charges for carries up or down flights of stairs	\$0.50	\$0.25	\$0.15
For any carry up or down flights of stairs, per flight	.50	.25	.15

(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 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 Springfield-Claremont Area to consumers.

Kind and size	Per net ton	½ ton	¼ ton	100 lbs.
Pennsylvania anthracite:				
Broken, egg, stove and chestnut	\$16.75	\$8.60	\$4.55	\$0.95
Pea	15.45	7.95	4.25	.90
Buckwheat	12.80	6.65	3.60	.75
Rice	11.95	6.20	3.35	.70
Yard screenings	3.00			
Jeddo Highland: Egg, stove and chestnut	17.00	8.75	4.65	.95
Coke: Egg, stove and chestnut	16.00	8.25	4.40	.90
Ambricoal	14.55	7.50	4.00	.85

(2) *Maximum authorized bagging charges.* (a) The maximum prices per 100 pounds are for 100 pounds bagged, but do not include the bag. 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, exclusive of any charges for or deposit charges on bags furnished by the dealer:

	Cents
Per net ton	50
Per half-ton	25
Per quarter-ton	15

(b) The maximum amount which may be charged by the dealer as a deposit on, or as predetermined liquidated damages for failure to return burlap bags furnished by him shall be 25 cents per bag.

(d) *Terms of sale.* If payment is made by the buyer within 10 days after receipt of the fuel, the maximum prices set forth above shall, except in the case of Pennsylvania anthracite yard screenings, be reduced by \$1.00 per ton, or by 50 cents per half-ton, which reductions are "cash discounts." No further discount is required for cash on delivery, and no "cash discount" is required on any sales of

Pennsylvania anthracite yard screenings or on any sales of less than a half-ton. If payment is not required or made at the time of delivery or (except in the cases of yard screenings and less than half-ton lots) within 10 days thereafter, terms shall be net 30 days.

(e) *Conditions on sales of named anthracite.* The specific maximum prices for Jeddo Highland (hereinafter referred to as named coal) may be charged only if:

(1) The named coal is not mixed with a coal which is not named herein, either in storage or delivery: *Provided, however,* That if a purchaser requests a delivery of a mixture of named and unnamed coal, the dealer may comply with such request if the quantity of each is separately weighed, the price charged does not exceed the weighted average of the maximum prices for the individual coals and the invoice or similar document delivered to the purchaser clearly states the quantity of each coal in the mixture, identified in the manner set forth herein;

(2) An invoice or similar document is delivered to the purchaser which describes the coal by the name used in this order;

(3) The records kept by the dealer, pursuant to the record-keeping clause of this order, clearly identify the named coal by the name used in this order; and

(4) The dealer preserves and keeps available for examination by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, all invoices and other records of his purchases of named coals.

(f) *Definitions.* When used in this Order G-60, the term:

(1) "Springfield-Claremont Area" shall include the following cities, towns, and townships in the States of Vermont and New Hampshire:

In Vermont: Baltimore, Chester, Springfield and Weathersfield.

In New Hampshire: Claremont, Cornish, Croydon, Newport and Unity.

(2) "Specified solid fuels" shall include all Pennsylvania anthracite, coke, and ambricoal.

(3) "Pennsylvania anthracite" means coal produced in the Lehigh, Schuylkill and Wyoming regions in the Commonwealth of Pennsylvania.

(4) "Jeddo Highland" means that Pennsylvania anthracite which is prepared at Jeddo #7 breaker and Highland #5 breaker of the Jeddo Highland Coal Company, Jeddo, Pennsylvania, and marketed by said company under the trade names "Jeddo Coal," "Highland Coal," or "Hazle Brook Coal."

(5) "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.

(6) "Ambricoal" means anthracite briquettes manufactured by American Briquet Company at its plant at Lykens,

Pennsylvania, and marketed under that trade name.

(7) "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.

(8) "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 truck at the point where this can be done which is nearest and most accessible to the buyer's bin or storage space.

(9) "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.

(10) "Yard sales" shall mean deliveries made by the dealer in his customary manner at his yard.

(11) 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.

(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; *And provided further,* That the dealer need not state said tax separately on a sale to the United States or any agency thereof, any state government or any political subdivision thereof.

(h) *Geographical applicability.* The maximum prices established by this Order G-60 for "yard sales" shall apply to all such sales of the specified solid fuels at a yard located in the Springfield-Claremont 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 Springfield-Claremont Area, regardless of whether the dealer is located within said area.

(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-60 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-60 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. All postings shall include the relevant terms of sale. 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 C-60 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 deposit 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 provisions 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 appeal 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-60 shall become effective March 15, 1944.

(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 8th day of March 1944.

ELDON C. SUOPP,
Regional Administrator.

[F. R. Doc. 44-3796; Filed, March 17, 1944;
12:26 p. m.]

[Region I Order G-61 Under RMPR 122]

SOLID FUELS IN NEW BRITAIN, CONN., AREA

Order No. G-61 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Specified solid fuels; New Britain, Connecticut, 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 New Britain, Connecticut, 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 therefore shall be the prices hereinafter set forth.

Maximum prices are established for (1) sales of various quantities of 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-61 is explained in paragraph (h) and the terms used herein are defined in paragraph (f).

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-61. Specifically, but without limiting the generality of the foregoing, the prohibitions contained in § 1340.252 apply except to the extent that this Order G-61 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 Connecticut, 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 at any point in the New Britain, Connecticut, Area:

Kind and size	Per net ton	½ ton	¼ ton	100 lbs.
Pennsylvania anthracite:				
Broken, egg, stove, and chestnut.....	\$16.75	\$8.65	\$4.45	\$0.95
Pea.....	15.20	7.85	4.05	.85
Buckwheat.....	13.05	6.80	3.50	.75
Rice.....	11.95	6.25	3.25	.70
Yard screenings.....	5.50			
Jeddo Highland or Greenwood: Egg, stove, and chestnut.....	17.00	8.75	4.50	.95
Koppers coke: Egg, stove, and chestnut.....	15.00	7.75	4.00	.85
Cannel coal.....	20.00	10.25	5.25	1.05

(2) *Discounts to certain classes of customers.* (a) The foregoing per net ton prices shall be reduced by fifty cents per ton on all sales to religious and charitable organizations and institutions.

(b) The foregoing per net ton prices (including those prices as reduced in accordance with the preceding subparagraph) shall be reduced by 50 cents per ton on sales to consumers whose annual purchases amount to 50 tons, or more. A consumer's annual purchases determine his classification whether or not he purchases all of his requirements from a single dealer.

(3) *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 carrying or wheeling of quarter-ton and larger quantities to the buyer's bin or storage space:

	Per net ton	Per ½ ton	Per ¼ ton
For any carry or wheeling from a "direct delivery" point exclusive of charges for carries up or down flights of stairs.....	\$0.50	\$0.25	\$0.15
For any carry up or down flights of stairs, per flight.....	.50	.25	.15

(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 New Britain, Connecticut, Area to consumers.

Kind and size	Per net ton	½ ton	¼ ton	100 lbs.
Pennsylvania anthracite:				
Broken, egg, stove and chestnut.....	\$15.75	\$8.15	\$4.20	\$0.90
Pea.....	14.20	7.35	3.80	.80
Buckwheat.....	12.05	6.30	3.25	.70
Rice.....	10.95	5.75	3.00	.65
Yard screenings.....	4.50			
Jeddo Highland or Greenwood: Egg, stove and chestnut.....	16.00	8.25	4.25	.90
Koppers coke: Egg, stove and chestnut.....	14.00	7.25	3.75	.80
Cannel coal.....	19.00	9.75	5.00	1.00

(2) *Discounts to certain classes of customers.* The provisions of subparagraph (2) of paragraph (b) shall apply to the foregoing prices for yard sales to consumers.

(3) *Maximum authorized bagging and deposit charges.* (a) The maximum prices per 100 pounds are for 100 pounds bagged, but do not include the bag. If the buyer requests such service of him, the dealer may make the following charges for bagging quarter-ton and larger quantities, exclusive of any deposit charges on bags furnished by the dealer,

	Cents		
Per net ton.....	50		
Per half-ton.....	25		
Per quarter-ton.....	15		

(b) The maximum amount which may be required by the dealer as a deposit on, or as predetermined liquidated damages for failure to return, burlap bags furnished by the dealer shall be 25 cents per bag.

(d) *Terms of sale.* If payment is made by the buyer within 15 days after receipt of the fuel, the maximum prices set forth in paragraphs (b) and (c) shall, except in the cases of cannel coal and Pennsylvania anthracite yard screenings, be reduced by the following amounts:

	Per net ton	Per ½ ton	Per ¼ ton
Pennsylvania anthracite.....	\$1.00	\$0.50	\$0.25
Koppers coke.....	.50	.25	.10

which reductions are "cash discounts." No further discount is required for cash on delivery, and no "cash discount" is required on sales of any quantity of cannel coal or Pennsylvania anthracite yard screenings or on any sales of less than a quarter-ton. If payment is not required or made at the time of delivery or (except in the cases of cannel coal, yard screenings and less than quarter-ton lots) within 15 days thereafter, terms shall be net 30 days.

(e) *Conditions on sales of named anthracites.* The specific maximum prices provided for Jeddo Highland and Greenwood (hereinafter referred to as named coals) may be charged only if:

(1) The named coals are not mixed with a coal which is not named herein, either in storage or delivery: *Provided, however,* That if a purchaser requests a delivery of a mixture of named and unnamed coal, the dealer may comply with such request if the quantity of each is separately weighed, the price charged does not exceed the weighted average of the maximum prices for the individual coals and the invoice or similar document delivered to the purchaser clearly states the quantity of each coal in the mixture, identified in the manner set forth herein;

(2) An invoice or similar document is delivered to the purchaser which describes the coal by the name used in this order;

(3) The records kept by the dealer, pursuant to the record-keeping clause of this order, clearly identify the named coal by the name used in this order; and

(4) The dealer preserves and keeps available for examination by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, all invoices and other records of his purchases of named coals.

(f) *Definitions.* When used in this Order G-61, the term:

(1) "New Britain, Connecticut, Area" shall include the following cities and towns in the State of Connecticut: Avon, Berlin, Bristol, Burlington, Farmington, Harwinton, New Britain, Newington, Plainville, Plymouth, Southington, and Wolcott.

(2) "Specified solid fuels" shall include all Pennsylvania anthracite, Koppers coke and cannel coal.

(3) "Pennsylvania anthracite" means coal produced in the Lehigh, Schuylkill and Wyoming regions in the Commonwealth of Pennsylvania.

(4) "Jeddo Highland" means that Pennsylvania anthracite which is prepared at Jeddo #7 breaker and Highland #5 breaker of the Jeddo Highland Coal Company, Jeddo, Pennsylvania, and marketed by said company under the trade names "Jeddo Coal", "Highland Coal", or "Hazel Brook Coal".

(5) "Greenwood" means that Pennsylvania anthracite which is produced by Lehigh Navigation Coal Company, Philadelphia, Pennsylvania, and marketed under the trade name "Old Company's Lehigh Greenwood Premium Anthracite".

(6) "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.

(7) "Koppers Coke" means the by-product coke produced by the Koppers Coke Company at its plant in New Haven, Connecticut.

(8) "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.

(9) "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 truck at the point where this can be done which is nearest and most accessible to the buyer's bin or storage space.

(10) "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.

(11) "Yard sales" shall mean deliveries made by the dealer in his customary manner at his yard.

(12) 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.

(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: *And*

provided further, That the dealer need not state separately from his selling price the amount of said tax on a sale to the United States or any agency thereof, any state government or any political subdivision thereof.

(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 area covered by this order, 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 area covered by this order, regardless of whether the dealer is located within said area.

(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 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 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. All postings shall include the relevant terms of sale. 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 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 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-61 shall become effective March 16, 1944.

(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 9th day of March 1944.

FRANK O'NEILL,
Acting Regional Administrator.

[F. R. Doc. 44-3794; Filed, March 17, 1944; 12:26 p. m.]

[Region I Order G-62 Under RMPR 122]

SOLID FUELS IN TORRINGTON, CONN., AREA

Order No. G-62 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Specified solid fuels, Torrington, Connecticut, 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 Price Regulation No. 122 for sales of specified kinds of solid fuels in the Torrington, Connecticut, 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-62 is explained in paragraph (h), and the terms used herein are defined in paragraph (f).

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-62. Specifically, but without limiting the generality of the foregoing, the prohibitions contained

in § 1340.252 apply except to the extent that this Order G-62 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 Connecticut, 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 priced under the appropriate provision forth base 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 Torrington, Connecticut, Area.

Kind and size	Per net ton	½ ton	¼ ton	100 lbs.
Pennsylvania anthracite:				
Broken, egg, stove, and chestnut	\$16.25	\$8.40	\$4.20	\$1.00
Pea	15.20	7.85	3.95	.95
Buckwheat	13.05	6.80	3.40	.85
Rice	11.45	6.00	3.00	.75
Yard screenings	6.50			
Jeddo Highland: Egg, stove, and chestnut	16.75	8.65	4.35	1.00
Koppers coke: Egg, stove, and chestnut	15.50	8.00	4.00	.95

(2) *Maximum authorized service and deposit charges.* (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
For any carry or wheel from a "direct delivery" point, exclusive of charges for carries up or down flights of stairs	\$0.50	\$0.25	\$0.15
For any carry up or down flights of stairs, per flight	.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 Torrington, Connecticut, Area to consumers.

Kind and size	Per net ton	½ ton	¼ ton	100 lbs.	50 lbs.
Pennsylvania anthracite:					
Broken, egg, stove, and chestnut	\$15.75	\$8.15	\$4.10	\$0.85	\$0.50
Pea	14.70	7.60	3.80	.80	.45
Buckwheat	12.55	6.55	3.30	.70	.40
Rice	10.95	5.75	2.90	.60	.35
Yard screenings	5.50				
Jeddo, highland: Egg, stove, and chestnut	16.25	8.40	4.20	.85	.50
Koppers coke: Egg, stove, and chestnut	15.00	7.75	3.90	.80	.45

(2) *Maximum authorized bagging and deposit charges.* (a) The maximum prices per 50 and 100 pounds are for 50 or 100 pounds bagged, but do not include the bag. If the buyer requests such service of him, the dealer may make the following charges for bagging tons, one-half tons, and one-quarter tons, exclusive of any charges for or deposit charges on bags furnished by the dealer:

	Cents
Per ton	50
Per half-ton	25
Per quarter-ton	15

(b) The maximum amount which may be required by the dealer as a deposit on, or as predetermined liquidated damages for failure to return, burlap bags furnished by the dealer will be 25 cents per bag.

(d) *Terms of sale.* The following "cash discounts" for payment within the periods specified shall be granted from the maximum prices set forth in paragraphs (b) and (c):

	Per net ton	Per ½ ton
Payment at time of delivery or within 10 days thereafter	\$1.00	\$0.50
Payment more than 10 days but within 30 days after delivery	.50	.25

Provided, however, That no cash discount is required on any sales of Pennsylvania anthracite yard screenings or on any sales of less than a half-ton. If, in those cases where a cash discount is required, payment is not made within 30 days after delivery, terms shall be net 60 days.

(e) *Conditions on sales of named anthracite.* The specific maximum prices provided for Jeddo Highland (hereinafter referred to as named coal) may be charged only if:

- (1) The named coal is not mixed with a coal which is not named herein, either in storage or delivery: *Provided, however,* That if a purchaser requests a delivery of a mixture of named and unnamed coal, the dealer may comply with such request if the quantity of each is separately weighed, the price charged does not exceed the weighted average of the maximum prices for the individual coals and the invoice or similar document delivered to the purchaser clearly states the quantity of each coal in the mixture, identified in the manner set forth herein;
- (2) An invoice or similar document is delivered to the purchaser which describes the coal by the name used in this order;
- (3) The records kept by the dealer, pursuant to the record-keeping clause of this order, clearly identify the named coal by the name used in this order, and
- (4) The dealer preserves and keeps available for examination by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, all invoices and other records of his purchases of named coals.

(f) *Definitions.* When used in this Order G-62, the term:

(1) "Torrington, Connecticut, Area" shall include the following cities and towns in the State of Connecticut: Cornwall, Goshen, Litchfield, Morris, New Hartford, Torrington, Warren, and Washington.

(2) "Specified solid fuels" shall include all Pennsylvania Anthracite and Koppers Coke.

(3) "Pennsylvania anthracite" means coal produced in the Lehigh, Schuylkill and Wyoming regions in the Commonwealth of Pennsylvania.

(4) "Jeddo Highland" means that Pennsylvania anthracite which is prepared at Jeddo No. 7 breaker and Highland No. 5 breaker of the Jeddo Highland Coal Company, Jeddo, Pennsylvania, and marketed by said company under the trade names "Jeddo Coal", "Highland Coal", or "Hazle Brook Coal".

(5) "Broken", "egg", "stove", "chestnut", etc., sizes of Pennsylvania anthracite refer to the sizes of such coal prepared at the mine in accordance with standard specifications adopted by the Anthracite Emergency Committee, effective December 15, 1941.

(6) "Koppers coke" means the by-product coke produced by the Koppers Coke Corporation at its plant in New Haven, Connecticut.

(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 truck 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) "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.

(10) "Yard sales" shall mean deliveries made by the dealer in his customary manner at his yard.

(11) 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.

(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: *And*

provided, further, That the dealer need not state separately from his selling price the amount of said tax on a sale to the United States or any agency thereof, any state government or any political subdivision thereof.

(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 area covered by this order, 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 area covered by this order, regardless of whether the dealer is located within said area.

(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 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 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. All postings shall include the relevant terms of sale. 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 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 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-62 shall become effective March 20, 1944.

(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 11th day of March 1944.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 44-3795; Filed, March 17, 1944; 12:26 p. m.]

[Region I Order G-63 under RMPR 122]

SOLID FUELS IN WOONSOCKET, MASS.-R. I., AREA

Order No. G-63 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Specified solid fuels, Woonsocket 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 Woonsocket 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 therefore 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-63 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-63. Specifically, but

without limiting the generality of the foregoing, the prohibitions contained in § 1340.252 apply except to the extent that this order G-63 provides uniform allowances, discounts, price differentials, service charges, and so forth. Nothing contained in this order shall be so construed as to permit noncompliance with any statutes of the Commonwealth of Massachusetts or the State of Rhode Island, 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 sale of specified kinds, sizes and quantities of solid fuels on a delivered basis at any point in the Woonsocket Area.

Kind and size	Per net ton	½ net ton	¼ net ton	100 lbs.
Pennsylvania anthracite:				
Broken, egg, stove and chestnut.....	\$17.45	\$9.00	\$4.75	\$0.95
Pea.....	15.80	8.15	4.35	.90
Buckwheat.....	13.30	6.90	3.70	.75
Rice.....	11.95	6.25	3.40	.70
Yard screenings.....	4.00			
Coke: Egg, stove and chestnut.....				
	16.50	8.50	4.50	.90
Ambricoal.....	15.05	7.80	4.15	.85

(2) *Maximum authorized service and deposit charges.* (a) The foregoing maximum prices include any carrying or wheeling that may be necessary to effect delivery into buyer's bin or storage space, except for carries up flights of stairs. If the buyer requests such service of him, the dealer may charge \$1.00 per ton, or 50 cents per half-ton, or 25 cents per quarter-ton for any carry up flights of stairs, per flight. If the consumer does not request such service in cases where delivery into bins cannot be effected without a carry up one or more flights of stairs, the maximum prices shall apply for delivery to that available point which is nearest and most accessible to the stairs.

(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¢ 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 Woonsocket Area to consumers:

Kind and size	Per net ton	½ ton	¼ ton	100 lbs.
Pennsylvania anthracite:				
Broken, egg, stove, and chestnut.....	\$15.95	\$8.25	\$4.35	\$0.85
Pea.....	14.20	7.40	3.95	.80
Buckwheat.....	11.80	6.15	3.30	.65
Rice.....	10.45	5.50	3.00	.60
Yard screenings.....	2.50			
Coke: Egg, stove, and chestnut.....				
	15.00	7.75	4.10	.80
Ambricoal.....	13.55	7.05	3.75	.75

(2) *Maximum authorized bagging and deposit charges.* (a) The maximum prices per 100 pounds are for 100 pounds

bagged, but do not include the bag. If the buyer requests such service of him, the dealer may make the following charges for bagging tons, one-half tons and one-quarter tons, exclusive of any deposit charges on bags furnished by the dealer:

	Cents
Per net ton.....	50
Per half-ton.....	25
Per quarter-ton.....	15

(b) The maximum amount which may be required by the dealer as a deposit on, or as predetermined liquidated damages for failure to return, burlap bags furnished by the dealer shall be 25 cents per bag.

(d) *Terms of sale; sales to consumers.* If payment is made by the buyer within 10 days after receipt of the fuel, the maximum prices set forth in paragraphs (b) and (c) 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 any quantity of Pennsylvania Anthracite yard screenings or on any sales of less than a quarter-ton. If payment is not required or made at the time of delivery or (except in the cases of yard screenings and less than quarter ton lots) within 10 days thereafter, terms shall be net 30 days.

(e) *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 Woonsocket Area to dealers in fuels who resell them.

Kind and size	Per net ton	½ ton	¼ ton
Pennsylvania anthracite:			
Broken, egg, stove, and chestnut.....	\$14.45	\$7.25	\$3.65
Pea.....	12.80	6.40	3.20
Buckwheat.....	10.30	5.15	2.60
Rice.....	8.95	4.50	2.25
Yard screenings.....	2.50		
Coke: Egg, stove and chestnut.....	13.50	6.75	3.40
Ambricoal.....	12.05	6.05	3.05

(2) *Maximum authorized bagging and deposit charges.* (a) If the buyer requests such service of him, the seller may make the following charges for bagging, exclusive of any deposit charges on bags furnished by the seller:

	Cents
Per net ton.....	50
Per half-ton.....	25
Per quarter-ton.....	15

(b) The maximum amount which may be required by the seller as a deposit on, or as predetermined liquidated damages for failure to return, burlap bags furnished by the seller shall be 25 cents per bag.

(3) *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.

(f) *Certain named Pennsylvania anthracite coals.* The specific maximum

prices set forth above for Pennsylvania anthracite may be increased by the following amounts when the following sizes of named Pennsylvania anthracite coals are sold: *Provided*, That the following increases may be charged only if the conditions set forth in paragraph (b) of Region I Supplementary Order No. 2 under Revised Maximum Price Regulation No. 122 are observed:

Kind and size	Amount of addition			
	Per net ton	Per ½ ton	Per ¼ ton	Per 100 lbs.
Jeddo Highland:				
Egg, stove and chestnut.....	\$0.50	\$0.25	\$0.15	\$0.05
Broken, pea and buckwheat.....	.25	.15	.05	None
Rice.....	.15	.10	None	None
Greenwood:				
Egg, stove and chestnut.....	.50	.25	.15	.05
Pea.....	.25	.15	.05	None
Silver Brook:				
Egg, stove and chestnut.....	.50	.25	.15	.05
Broken, pea and buckwheat.....	.30	.15	.05	None
Rice.....	.25	.15	.05	None
Legitts Creek or Black Stork:				
Broken, egg, stove, chestnut and pea.....	.50	.25	.15	.05
Buckwheat.....	.35	.20	.10	None
Rice.....	.25	.15	.05	None

(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: *And provided, further*, That the dealer need not state said tax separately on a sale to the United States or any agency thereof, any state government or any political subdivision thereof.

(h) *Geographical applicability.* The maximum prices established by this Order G-63 for "yard sales" shall apply to all such sales of the specified solid fuels at a yard located in the Woonsocket 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 Woonsocket Area, regardless of whether the dealer is located within said area.

(i) *Definitions.* When used in this Order G-63, the term:

(1) "Woonsocket Area" shall include the following portions of the Commonwealth of Massachusetts and the State of Rhode Island:

In the Commonwealth of Massachusetts: The towns of Blackstone, Millville and Uxbridge.

In the State of Rhode Island: The cities and towns of Burrillville, Gloucester, North Smithfield and Woonsocket, and those portions of Cumberland and

Lincoln which lie north of Albion and Angell Roads.

(2) "Specified solid fuels" shall include Pennsylvania anthracite, ambricoal and coke.

(3) "Pennsylvania anthracite" means coal produced in the Lehigh, Schuylkill and Wyoming regions in the Commonwealth of Pennsylvania.

(4) "Jeddo Highland" means that Pennsylvania anthracite which is prepared at Jeddo #7 breaker and Highland #5 breaker of the Jeddo Highland Coal Company, Jeddo, Pennsylvania, and marketed by said company under the trade names "Jeddo Coal", "Highland Coal", or "Hazle Brook Coal".

(5) "Greenwood" means that Pennsylvania anthracite which is produced by Lehigh Navigation Coal Company, Philadelphia, Pennsylvania, and marketed under the trade name "Old Company's Lehigh Greenwood Premium Anthracite".

(6) "Silver Brook" means that Pennsylvania anthracite which is prepared by Haddock Mining Company, Wilkes-Barre, Pennsylvania, at its Beaver Meadow Breaker from coal produced at the Deringer Colliery and the Tomhicken Colliery and marketed under the trade name "Silver Brook Coal", and which meets the quality and preparation standards established by Order No. 3 under Maximum Price Regulation No. 112.

(7) "Legitts Creek" and "Black Stork" both means that Pennsylvania anthracite which is produced and prepared by Penn Anthracite Collieries Company, Scranton, Pennsylvania, and which meets the quality and preparation standards established by Revised Order No. 5 under Maximum Price Regulation No. 112. That coal is also sometimes sold by said company under the trade names "Mt. Pleasant" and "Von Storch", but when sold by a dealer in the Woonsocket Area it shall not be identified by any names other than "Legitts Creek" or "Black Stork".

(8) "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.

(9) "Coke" shall include only coke produced by the following producers: Providence Gas Company; Fall River Gas Company; Taunton Gas Light Company; Blackstone Valley Gas and Electric Company. All other coke shall be priced under the appropriate provision of Revised Maximum Price Regulation #122.

(10) "Ambricoal" means anthracite briquettes manufactured by American Briquet Company at its plant at Lykens, Pennsylvania, and market under that trade name.

(11) "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.

(12) "Carry" and "wheel" refer to the movement of fuel to buyer's bin or stor-

age 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.

(13) "Yard sales" shall mean deliveries made by the dealer in his customary manner at his yard.

(14) 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-63 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-63 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. All postings shall include the relevant terms of sale. 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-63 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 deposit charges made and the amount charged therefor. This paragraph (m) (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 provisions 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 appeal 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-63 shall become effective March 20, 1944.

(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 11th day of March 1944.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 44-3790; Filed, March 17, 1944; 12:25 p. m.]

[Region II-Order G-5 Under SR 15]

FLUID MILK IN SALISBURY, MD.

Order No. G-5 under § 1499.75 of Supplementary Regulation 15 to the General Maximum Price Regulation. Adjusted maximum prices for regular fluid milk sold at wholesale and retail in glass or paper containers in the City of Salisbury, Wicomico County, Maryland.

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 § 1499.75 of Supplementary Regulation No. 15 to the General Maximum Price Regulation, *It is hereby ordered, That:*

(a) On and after March 10, 1944, the maximum price for the sale and delivery in glass or paper containers of regular fluid milk at wholesale into-store, and at retail out-of-store and to-the-home, in the City of Salisbury, Wicomico County, Maryland, and all territory adjacent thereto for a distance of three miles in all directions from the city limits thereof, shall be the applicable adjusted maximum price specified below:

Type of delivery	Type of milk	Adjusted maximum prices		
		Quart	Pint	Half-pint
At wholesale into-store.....	Pasteurized.....	13½¢	7½¢	4½¢
Do.....	Raw.....	12½¢	7½¢	4½¢
At retail out-of-store and to-the-home.	Pasteurized.....	15½¢	-----	-----
Do.....	Raw.....	14½¢	-----	-----

(b) *Other retail sales.* The maximum prices for sales to the Army and Navy and other retail sales of "regular fluid milk," except retail sales out-of-store

and to-the-home, and retail sales by a restaurant, hotel, bar, cafe, club, delicatessen, soda fountain, boarding house, or any other eating or drinking establishment, shall be the wholesale prices listed above, subject to any applicable discounts or allowances.

(c) *Calculations.* On sales of one unit wherein the price specified contains a fraction of a cent, the seller may adjust the price upward to the full cent if the fraction is ½¢ or more, and shall decrease the price to the lowest even cent if the fraction is less than ½¢. On sales of more than one unit, where the unit price is expressed in a fraction of a cent, the exact price established herein shall be multiplied by the number of units. If the computation results in a fraction of a cent, the total shall be adjusted up or down to the nearest full cent, and, in such adjustment, a half-cent may be adjusted upward to the nearest full cent. (For example, a maximum price of 14½¢ for one unit shall be adjusted to 15¢ for one unit, 29¢ for two units, 44¢ for three units and 58¢ for four units, etc.). Deliveries "to-the-home" shall be considered multiple unit sales unless separate collections are made for single units delivered.

(d) Sections 1499.73a (a) (1) (ix) (a) (1) and 1499.73a (a) (1) (ix) (a) (1) (ii) of Supplementary Regulation No. 14A to the General Maximum Price Regulation, insofar as they establish maximum prices for the sale and delivery of regular fluid milk at wholesale into-store and at retail out-of-store and to-the-home in the City of Salisbury, Wicomico County, Maryland, and all territory adjacent thereto for a distance of three miles in all directions from the city limits thereof, are superseded by this Order No. G-5.

(e) *Geographical applicability.* This order applies to all sales and deliveries of regular fluid milk in glass or paper containers at wholesale into-store and at retail out-of-store and to-the-home within the city limits of the City of Salisbury, Wicomico County, Maryland, and all territory adjacent thereto for a distance of three miles in all directions from the city limits thereof.

(f) This order is subject to revocation or amendment by the Regional Administrator or by the Price Administrator at any time hereafter, either by special order or by price regulation issued hereafter or by supplementary order which may be contrary thereto.

(g) *Definitions.* (1) "Regular fluid milk" means fluid cow's milk, raw or pasteurized, at least satisfying the minimum butterfat content, sanitary and health requirements for fluid milk sold for human consumption in the particular area wherein it is delivered, and standards set by purchasing officers for sales to the Army or Navy. It shall not include skim milk, buttermilk, chocolate milk, or other flavored milks, special milks and premium milks.

(2) "At retail out-of-store" means a sale of fluid milk at retail by a grocery store, meat market, dairy store, or other

establishment which delivers fluid milk separately or together with other purchases, and shall include a sale of fluid milk at retail by a milk distributor at his plant or place of business.

(3) "At retail to-the-home" means a sale and delivery of fluid milk at retail from an inventory stocked in trucks or other conveyances operated by driver-salesmen over regular routes and shall not include a sale of fluid milk at retail by a grocery store, meat market, dairy store, or other establishment which delivers fluid milk separately or together with other purchases.

(h) Unless the context manifestly otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as amended, issued by the Office of Price Administration, shall apply to other terms herein.

This order shall become effective March 10, 1944.

(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 8th day of March 1944.

DANIEL P. WOOLLEY,
Regional Administrator.

[F. R. Doc. 44-3774; Filed, March 17, 1944;
12:17 p. m.]

[Region II Rev. Order G-2 Under RMPR 122]
SOLID FUELS IN SYRACUSE, N. Y.

Revised Order No. G-2 under § 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122. Solid fuels held and delivered by dealers.

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 § 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122, it is ordered:

(a) On and after March 13, 1944, the maximum prices for the sale and delivery, in bags, at wholesale and at retail in the City of Syracuse, of the following kinds and sizes of solid fuel in the quantities specified, shall be the applicable adjusted maximum prices set forth in the following schedules:

(1) *Maximum prices per 100 lb. paper bag (bag included).*

Kind and size of fuel	Sales at wholesale (sales at dealer's yard to other dealers or retail sellers for resale)	Sales at retail (all sales to consumers)
Pennsylvania anthracite:		
Egg, stove, and nut.....	\$0.72	\$0.82
Pea.....	.63	.73
Buckwheat.....	.53	.63
Rice.....	.48	.58
Bituminous:		
Egg, nut and pea.....	.52	.60
Coke:		
Byproduct.....	.62	.72
Reclaimed.....	.60	.70

(2) *Maximum prices per 50 lb. paper bag (bag included).*

Kind and size of fuel	Sales at wholesale (sales at dealer's yard to other dealers or retail sellers for resale)	Sales at retail (all sales to consumers)
Pennsylvania anthracite:		
Egg, stove, and nut.....	\$0.37	\$0.42
Pea.....	.33	.38
Buckwheat.....	.28	.33
Rice.....	.25	.30
Bituminous: Egg, nut, and pea.....	.27	.31
Coke:		
Byproduct.....	.32	.37
Reclaimed.....	.31	.36

(b) For sales in customer's bag or other container, the foregoing maximum price for sales in units of 100 lbs. shall be reduced by 10¢ and for sales in units of 50 lbs. shall be reduced by 5¢.

(c) For sales in units under 50 lbs., maximum prices shall be calculated proportionately on the basis of the maximum prices applicable to sales in 50 lb. units. For sales in units above 50 lbs. and under 100 lbs., maximum prices shall be calculated proportionately on the basis of the maximum prices applicable to sales in 100 lb. units.

(d) This revised order is subject to revocation or amendment by the Regional Administrator or by the Price Administrator at any time hereafter, either by special order or by price regulation issued hereafter, or by supplement or amendment hereafter issued as to any price regulation, the provisions of which may be contrary hereto.

(e) *Definitions.* When used in this order:

(1) The sizes of solid fuels described herein shall refer to the same sizes of the same fuel as were sold and delivered in the City of Syracuse in the State of New York with such designation during December, 1941.

(2) 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 all other terms used herein.

(f) *Effect of order on Order No. G-2 as originally issued and amended.* Order No. G-2 under Revised Maximum Price Regulation No. 122, as issued on January 29, 1943 and as thereafter amended, is hereby revoked in full as of the effective date of this revised order.

This revised order shall become effective March 13, 1944.

(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 8th day of March 1944.

DANIEL P. WOOLLEY,
Regional Administrator.

[F. R. Doc. 44-3800; Filed, March 17, 1944;
12:27 p. m.]

[Region II Order G-13 Under RMPR 122,
Amdt. 1]

PENNSYLVANIA ANTHRACITE IN BRADFORD COUNTY, PA.

Amendment No. 1 to Order No. G-13 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Pennsylvania anthracite delivered by dealers in Bradford County, Commonwealth of Pennsylvania, Coal Area IV.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122, Order No. G-13 is amended in the following respects:

1. The title of the order is amended to read as follows:

Revised Order No. G-13 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Pennsylvania anthracite delivered by dealers in Bradford County and Sullivan County, Commonwealth of Pennsylvania, Coal Area IV.

2. Paragraph (a) (1) is amended to read as follows:

(1) *Dealers' maximum prices; area covered.* If you are a dealer in "Pennsylvania anthracite", this order sets the maximum prices which you may charge and, if you are a purchaser in the course of trade or business, this order sets 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 Commonwealth of Pennsylvania, Coal Area IV. Coal Area IV comprises all of Bradford County and all of Sullivan County in the Commonwealth of Pennsylvania.

This amendment to Order No. G-13 shall become effective March 13, 1944.

(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 11th day of March 1944.

DANIEL P. WOOLLEY,
Regional Administrator.

[F. R. Doc. 44-3798; Filed, March 17, 1944;
12:27 p. m.]

[Region II Rev. Order G-26 Under RMPR 122]
ANTHRACITE IN NEW YORK REGION

Revised Order No. G-26 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Permitted increases in maximum prices for "Colonial," "Salem Hill," and other specified anthracite sold subject to designated area dollars-and-cents orders.

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 Ad-

ministration by §§ 1340.260 and 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122, *It is ordered:*

(a) Dealers making sales of the anthracite specified in subparagraph (1) hereunder, in communities subject to the area dollars-and-cents orders listed in paragraph (c) of this order, may re-determine the maximum price for sales of such anthracite in accordance with the following provisions:

(1) There may be added to the maximum per net ton prices for designated sizes of anthracite established in those orders, for sales and deliveries within the territorial limits of those orders, an amount not to exceed the following:

[PERMITTED PER NET TON INCREASE ABOVE APPLICABLE AREA CEILING PRICE FOR ANTHRACITE]

For Sales of "Colonial" Anthracite

Size:		
Broken, egg, stove, nut, pea, and buckwheat	-----	\$0.65
Rice	-----	.55
Barley	-----	.10
Buckwheat #4	-----	.10

For Sales of Coal Marketed as "The Only Genuine Franklin Coal of Lykens Valley"

Size:		
Broken	-----	\$0.75
Egg	-----	1.00
Stove	-----	1.25
Nut	-----	.30
Rice	-----	.10

For Sales of "Salem Hill" Anthracite

Size:		
Egg and stove	-----	\$0.70
Nut	-----	.30
Pea	-----	.25
Rice	-----	.10

For Sales of Anthracite "Produced and Prepared by Penn Collieries Company"

Size:		
Broken, egg, stove, nut and pea	-----	\$0.50
Buckwheat	-----	.35
Rice	-----	.25

(2) For sales of fractions of a net ton, but not less than 1/4 ton, dealers may take a proportionate increase based upon the per net ton increase in the preceding subparagraph.

(3) *Conditions and limitations; commingling.* To be eligible for the increases authorized by this order, the dealer must keep each kind of anthracite specified herein separate, in storage and delivery, from any other kind of solid fuel, and sell and invoice it under the name herein designated, except that a dealer, if he satisfied the following conditions, may commingle different kinds of fuel including those herein specified, and price as indicated:

Where a purchaser expressly requests that any kind or size of anthracite specified herein be commingled in one delivery with another kind or size of anthracite specified herein, or with any other kind or size of solid fuel, then, and in that event, if those kinds and sizes are separately weighed at the point of loading, the dealer may commingle those kinds and sizes in the truck or other vehicle in which the delivery is made. The maximum price for solid fuels so commingled shall be the weighted average

of the maximum prices for each element in the combination. The invoice shall separately state the maximum price for the quantity of each kind and size in the combination.

Where anthracite specified herein is commingled under conditions other than above defined, the maximum price for the combination shall be the maximum price established by regulation or order for the least expensive kind or size of fuel in the combination.

(b) *Records.* Every dealer making sales of solid fuels subject to this order shall preserve, keep, and make available for examination by the Office of Price Administration complete and accurate records of the quantities of the specified anthracite purchased and sold hereunder, and a record of every sale of such fuel, 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. Where such fuel is sold in combination with solid fuels not subject to this order, the latter shall be identified in the manner described in the regulation or order governing their sale by dealers. The record shall also state separately each service rendered and the charge made for it.

(c) *Area dollars-and-cents orders subject to increases set out in paragraph (a) herein.* The following orders and any subsequent revisions thereof:

Second Revised Order No. G-1 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122.

Revised Order No. G-3 under § 1340.260 of Revised Maximum Price Regulation No. 122.

Order No. G-5 under § 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122.

Order No. G-6 under § 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122.

Revised Order No. G-7 under § 1340.260 of Revised Maximum Price Regulation No. 122.

Revised Order No. G-8 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122.

Order No. G-9 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122.

Revised Order No. G-11 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122.

Revised Order No. G-12 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122.

Revised Order No. G-13 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122.

Revised Order No. G-14 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122.

Revised Order No. G-15 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122.

Revised Order No. G-16 under §§ 1340.260 of Revised Maximum Price Regulation No. 122.

Revised Order No. G-17 under § 1340.260 of Revised Maximum Price Regulation No. 122.

Revised Order No. G-18 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122.

Revised Order No. G-19 under § 1340.260 of Revised Maximum Price Regulation No. 122.

Order No. G-20 under § 1340.260 of Revised Maximum Price Regulation No. 122.

Order No. G-22 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122.

Order No. G-24 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122.

Order No. G-25 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122.

Order No. G-27 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122.

Order No. G-29 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122.

Order No. 50 under Revised Maximum Price Regulation No. 122 (issued by the national office).

(d) *Definitions and explanations.* When used in this Revised Order No. G-26, the term:

(1) "Colonial" anthracite means anthracite produced by the Colonial Colliery Corporation of Philadelphia, Pennsylvania, at its mine at Natalie, Northumberland County, Pennsylvania, and marketed under the trade name "Colonial".

(2) "The Only Genuine Franklin Coal of Lykens Valley" means anthracite prepared at the Williamstown Breaker of the Franklin-Lykens Coal Company, Ashland, Pennsylvania, and marketed under the trade name "The Only Genuine Franklin Coal of Lykens Valley".

(3) "Salem Hill" anthracite means anthracite produced by the Haddock Mining Company at the Salem Hill Colliery, Schuylkill County, near Pottsville, Pennsylvania, and marketed under the trade name "Salem Hill".

(4) "Anthracite produced and prepared by Penn Collieries Company" refers to anthracite taken from mines now operated by said company in Lackawanna County, Pennsylvania, and prepared by it at the Von Storch Colliery. "Penn Collieries Company" refers to the company by that name whose principal office is in Scranton, Pennsylvania.

(5) The sizes of anthracite described herein as broken, egg, stove, nut, pea, buckwheat, rice, barley, and buckwheat #4 shall refer to the same sizes of the same fuel as were sold and delivered with such designation during December 1941.

(6) 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.

(e) *Right of amendment or revocation.* The Regional Administrator or the Price Administrator may amend, revoke, or rescind this revised order, or any provision hereof, at any time.

(f) Order No. G-26 under Revised Maximum Price Regulation No. 122, as issued on December 31, 1943, and as thereafter amended, is hereby revoked in full as of the effective date of this order.

Effective date. This Revised Order No. G-26 shall become effective March 23, 1944.

NOTE: The record-keeping and reporting requirements of the order 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. and E.O. 9328, 8 F.R. 4681)

Issued this 11th day of March 1944.

DANIEL P. WOOLLEY,
Regional Administrator.

[F. R. Doc. 44-3771; Filed, March 17, 1944;
12:16 p. m.]

[Region II Order G-34 Under RMPR 122]

PENNSYLVANIA ANTHRACITE IN NEW YORK
REGION

Order No. G-34 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Permitted increases in maximum prices for Pennsylvania anthracite sold subject to area dollars-and-cents orders, based on higher mine costs for specified anthracite.

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 ordered:

(a) *Who may take the increases provided by this order.* Any dealer, whose receipts of higher priced anthracite, specified in paragraph (c) hereof, during the previous calendar month equalled or exceeded 15% of all anthracite received by him during that month, may increase the maximum prices for sales of anthracite subject to the area dollars-and-cents orders specified in paragraph (d), by the amount provided in paragraph (b) hereof. There shall be a monthly recalculation.

(b) *Permitted increases over applicable area dollars-and-cents prices for anthracite.* (1) All dealers eligible for increases under paragraph (a) may add 5¢ per net ton to the maximum prices established by the area order governing their sales of anthracite, for all sizes except screenings. For sales of fractions of a net ton but not less than ½ ton, dealers may take a proportionate increase.

(2) Any dealer whose receipts of anthracite, specified in paragraph (c) hereof, during the previous calendar month exceeded 30% of all anthracite received by him during that month, may apply to the New York Regional Office of the Office of Price Administration for an additional increase. Such application shall be in writing and set forth the following:

(i) Total tonnage of anthracite received by the dealer during the previous calendar month.

(ii) Tonnage of anthracite specified in paragraph (c) received during the previous calendar month, identified as described therein.

(iii) Proposed additional increases on anthracite sales.

(iv) Any other pertinent information the Regional Administrator may request.

The Regional Administrator will either grant or deny the application, in whole or in part, in the light of the average increased cost of anthracite to the dealer based on total receipts during the previous calendar month, as compared with suppliers' maximum prices established by § 1340.200 (a) (1) of Maximum Price Regulation No. 112. The order may incorporate appropriate provisions for recalculation of the permitted increase based upon changing mine costs.

(c) *Specified anthracite which establishes the basis for increases under paragraphs (a) and (b).* Each of the following carries higher maximum mine prices than the general anthracite mine prices established by § 1340.200 (a) (1) of Maximum Price Regulation No. 112.

(1) Anthracite prepared at Jeddo #7 and Highland #5 breakers of the Jeddo Highland Coal Company, Jeddo, Pennsylvania, and marketed under the trade name "Jeddo Coal", "Highland Coal", or "Hazel Brook Coal".

(2) Anthracite produced by Lehigh Navigation Coal Company, Philadelphia, Pennsylvania, and marketed under the trade name "Old Company's Lehigh Greenwood Premium Anthracite".

(3) Anthracite produced by the Haddock Mining Company of Wilkes-Barre, Pennsylvania, and the Tomhicken Colliery, Sugar Loaf Township, Luzerne County, Pennsylvania, which is shipped to Beaver Meadow Breaker, Beaver Meadows, Carbon County, Pennsylvania, for preparation, and which is marketed under the trade name "Silver Brook".

(4) Anthracite produced and prepared by the Dial Rock Coal Company, Scranton, Pennsylvania, for rail shipments only, and marketed under the trade name "Dial Rock Coal".

(5) Anthracite produced by the Hazel Brook Coal Company from its Continental Mines and the property of Raven Run Coal Company, prepared at its Midvalley Breaker, and marketed under the trade name "Raven Run Coal".

(6) Anthracite produced and prepared by the Edison Anthracite Coal Company, Scranton, Pennsylvania.

(7) Anthracite produced and prepared by the Payne Coal Company, Wilkes-Barre, Pennsylvania, at its Exeter Colliery, and marketed under the trade name "Orange Disc Anthracite".

(8) Anthracite produced and prepared by the East Bear Ridge Colliery Company, Scranton, Pennsylvania.

(d) *Area dollars-and-cents orders subject to increases provided herein. The following orders and any subsequent revisions thereof:*

Second Revised Order No. G-1 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122.

Revised Order No. G-3 under § 1340.260 of Revised Maximum Price Regulation No. 122.

Order No. G-5 under § 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122.

Order No. G-6 under § 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122.

Revised Order No. G-7 under § 1340.260 of Revised Maximum Price Regulation No. 122.

Revised Order No. G-8 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122.

Order No. G-9 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122.

Revised Order No. G-11 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122.

Revised Order No. G-12 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122.

Revised Order No. G-13 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122.

Revised Order No. G-14 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122.

Revised Order No. G-15 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122.

Revised Order No. G-16 under § 1340.260 of Revised Maximum Price Regulation No. 122.

Revised Order No. G-17 under § 1340.260 of Revised Maximum Price Regulation No. 122.

Revised Order No. G-18 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122.

Revised Order No. G-19 under § 1340.260 of Revised Maximum Price Regulation No. 122.

Order No. G-20 under § 1340.260 of Revised Maximum Price Regulation No. 122.

Order No. G-22 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122.

Order No. G-24 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122.

Order No. G-25 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122.

Order No. G-27 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122.

Order No. G-29 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122.

Order No. 50 under Revised Maximum Price Regulation No. 122 (issued by the national and 1340.260 of Revised Maximum Price Regulation No. 122).

(e) *Records.* Every dealer making sales of anthracite subject to this order shall preserve, keep, and make available for examination by the Office of Price Administration complete and accurate records of the total quantities of anthracite, including that specified in paragraph (c), received during each calendar month commencing with February, 1944. The anthracite shall be identified in the manner in which it is described in this order.

(f) *Reports.* Every dealer subject to this order shall, within ten days after he determines or redetermines his maximum prices hereunder, report to the Regional Office of the Office of Price Administration:

(1) The total tonnage of anthracite received by him during the previous calendar month.

(2) The tonnage of anthracite specified in paragraph (c) received by him during the previous calendar month. This anthracite shall be identified in the manner in which it is described therein.

Effective date. This Order No. G-34 shall become effective March 13, 1944.

NOTE: The record-keeping and reporting requirements of this order 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 and E.O. 9328, 8 F.R. 4681)

Issued this 11th day of March 1944.

DANIEL P. WOOLLEY,
Regional Administrator.

[F. R. Doc. 44-3773; Filed, March 17, 1944;
12:17 p. m.]

[Region III Order G-20 Under MPR 329]

FLUID MILK IN GRANT COUNTY, IND.

Order No. G-20 under Maximum Price Regulation No. 329. Purchases of milk from producers for resale as fluid milk in Grant County, Indiana.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1351.408 (b) of Maximum Price Regulation No. 329, *It is hereby ordered:*

(a) Any milk distributor in Grant County in the State of Indiana may pay producers an amount not in excess of \$3.48 per cwt. for "milk" of 4% butterfat content, plus 5¢ for each 1/10 of 1% butterfat variation over 4% and minus 5¢ for each 1/10 of 1% butterfat variation under 4%. *Provided, however,* That such milk distributor shall be subject to the express restrictions of § 1351.402 (b), (c), (d), (e), and (f) of Maximum Price Regulation No. 329.

(b) Each milk distributor increasing his price to producers for "milk" pursuant to the provisions of this order shall, within five days of such action, notify the Regional Office of the Office of Price Administration, Union Commerce Building, Cleveland, Ohio, by letter or postcard, of his price established pursuant to the provisions of this order, together with a statement of his previous price.

(c) *Definitions.* (1) "Milk distributor" is defined to mean any individual, corporation, partnership, association, or any other organized group of persons or successors of the foregoing who purchases "milk" in a raw and unprocessed state for the purpose of resale as fluid milk in glass, paper or other containers.

(2) "Producer" means a farmer, or other person or representative, who owns, superintends, manages, or otherwise controls the operations of a farm on which "milk" is produced. For the purposes of this order, farmers' cooperatives are producers when (1) they do not own or lease physical facilities for receiving, processing, or distributing milk, and (2) they do own or lease physical facilities for receiving, processing or distributing milk, but they act as selling agents for producers, whether members of such cooperative or not.

(3) "Milk" means liquid cow's milk in a raw, unprocessed state, which is purchased for resale for human consumption as fluid milk. "In a raw, unprocessed state" means unpasteurized and not sold and delivered in glass or paper containers.

(d) This order may be modified, amended or revoked at any time by the Office of Price Administration.

This order shall be effective as of February 1, 1944.

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

Issued March 3, 1944.

CLIFFORD J. HOUSER,
Acting Regional Administrator.

[F. R. Doc. 44-3775; Filed, March 17, 1944;
12:18 p. m.]

[Region IV Order G-5 Under SR 15]

FLUID MILK PRICES IN CARTERET COUNTY, N. C.

Order No. G-5 under § 1499.75(a) (9) (i) of Supplementary Regulation No. 15 to the General Maximum Price Regulation. Adjustment of approved fluid milk prices in Carteret County, North Carolina.

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, Region IV, by § 1499.75 (a) (9) (i) of Supplementary Regulation No. 15 to the General Maximum Price Regulation, it is hereby ordered:

(a) *Adjustment of maximum prices for approved fluid milk in Carteret County, North Carolina.* On and after March 15, 1944, the maximum prices for approved fluid milk sold and delivered to any person within Carteret County, North Carolina, 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
Wholesale.....	Ct. 16	Ct. 17	Ct. 9	Ct. 10	Ct. 4½	Ct. 5¼
Retail out-of-store.....	18	19	10	11	5½	6¼
Retail home-delivered.....	18	19	10	11	5½	6¼

One-third quart container sizes. The seller shall adjust his maximum wholesale price for one-third 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. The seller 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, three cents per pint, two and one-half cents per one-third quart, and two cents per half-pint,

Retail sales other than (a) out-of-store, (b) home deliveries, (c) retail sales by hotels, restaurants, soda fountains, cafes, bars and other eating establishments for consumption on the premises.

The maximum prices 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 prices subject to any applicable discounts or allowances.

(b) *Applicability of the General Maximum Price Regulation and other supplementary regulations and 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 been heretofore or may hereafter be issued. Specifically, but by way of limitation, unless the context of this order otherwise requires, the provisions of § 1499.73a (a) (1) (viii) (b), (c), (d), (e), (f) and (g) and § 1499.73a (a) (1) (x) (Supplementary Regulation No. 14A to the General Maximum Price Regulation, as amended), shall be applicable and are made 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.

(c) This order may be revoked, amended or corrected at any time.

Effective March 15th, 1944.

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

Issued March 8, 1944.

JAMES C. DERIEUX,
Regional Administrator.

[F. R. Doc. 44-3781; Filed, March 17, 1944;
12:20 p. m.]

[Region IV Order G-17 Under RMPR 122,
Amdt. 7]

SOLID FUELS IN CHARLESTON, S. C., AND VICINITY

Amendment No. 7 to Order No. G-17 under § 1340.260 of Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Appendix VI. Maximum prices for solid fuels in Charleston, South Carolina, and vicinity.

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 by paragraph (e) of Order No. G-17, it is hereby ordered that paragraph (m) of said Order No. G-17 be amended by adding a new subparagraph thereto, designated (m) (6), to read as set forth below:

(6) *Appendix VI: Maximum prices for specified solid fuels in Charleston, South Carolina, and vicinity.* The maximum prices for specified solid fuels sold and delivered within the corporate limits of the City of Charleston, South Carolina, and the area lying within fifteen miles of said corporate limits by the most direct highway route shall be as follows:

(i) "Direct delivery or domestic" basis.

HIGH VOLATILE BITUMINOUS COAL FROM
DISTRICT No. 8

Size	Per ton 2,000 lbs.	Per ½ ton 1,000 lbs.	Per ¼ ton 500 lbs.
Lump, chunk or block.....	\$11.21	\$5.85	\$3.17
Egg.....	10.71	5.60	3.05
Stoker.....	9.71	5.10	2.80
Nut and slack.....	8.71	4.60	2.55
Run-of-mine (domestic).....	9.21	4.85	2.67

LOW VOLATILE BITUMINOUS COAL FROM
DISTRICT No. 7

Egg.....	\$11.41	\$5.95	\$3.22
Run-of-mine (domestic).....	9.61	5.05	2.77

PENNSYLVANIA ANTHRACITE

Egg, stove and nut.....	\$18.00	\$9.25	\$4.87
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(ii) *Special sales and services—(a) Carry or wheel service.* Only if the buyer requests such service, the dealer may charge for such service a sum no greater than 75¢ per ton.

(b) *Sack coal.* For bituminous egg coal from District 8 sold in sacks the dealer may charge not more than 60¢ per 80 pounds and 30¢ per 37½ pounds in paper sacks.

For sack coal delivered by the ton the dealer may add not more than \$1.00 per ton to his maximum price set forth in section 6 (i) above if the purchaser furnishes the sacks, and not more than \$3.50 per ton if the dealer furnishes the sacks.

(c) *Yard sales.* When the buyer picks up coal at the dealer's yard, the dealer must reduce the domestic price \$1.00 per ton. This does not apply to yard sales of sack coal, in which sales no reduction is required.

(d) *Delivery zone.* For deliveries beyond the corporate limits of Charleston, South Carolina, and within fifteen miles thereof the dealer may make an additional charge of not more than 10¢ per mile per ton for each mile beyond the corporate limits of said city with a minimum charge of 50¢ for such delivery, said mileage to be determined by the actual highway mileage from the said corporate limits to the point of delivery by the most direct highway route, except dealers whose places of business are located in that settled area known as North Charleston may make no delivery charge for deliveries within North Charleston. For deliveries in Mt. Pleasant, Sullivan's Island, and Isle of Palms dealers may make an additional charge in the amount of the actual bridge toll paid, apportioned

on a tonnage basis so that each purchaser receiving a portion of a delivery where toll charges are involved will pay a proportionate share of the toll charge based upon the tonnage received by him from that delivery.

(e) *Credit.* No additional charge over the prices provided in this appendix may be made for credit.

This Amendment No. 7 to Order No. G-17 shall become effective March 11, 1944.

(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 March 6, 1944.

JAMES C. DERIEUX,
Regional Administrator.

[F. R. Doc. 44-3778; Filed, March 17, 1944;
12:18 p. m.]

[Region IV Order G-17 Under RMPR 122,
Amdt. 8]

SOLID FUELS IN BRISTOL, TENN.-VA., AND
VICINITY

Amendment No. 8 to Order No. G-17 under § 1340.260 of Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Appendix VII. Maximum prices for solid fuels in Bristol, Tennessee-Virginia, and vicinity.

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 by paragraph (e) of Order No. G-17, it is hereby ordered that paragraph (m) of said Order No. G-17 be amended by adding a new subparagraph thereto, designated (m) (7), to read as set forth below:

(7) *Appendix VII: Maximum prices for specified solid fuels in Bristol, Tennessee-Virginia, and vicinity.* The maximum prices for specified solid fuels sold and delivered within the corporate limits of the Cities of Bristol, Tennessee, and Bristol, Virginia, and the area lying within fifteen miles of said corporate limits by the most direct highway route shall be as follows:

(i) "Direct delivery or domestic" basis.

HIGH VOLATILE BITUMINOUS COALS FROM DISTRICT
No. 8

Size	Per ton 2,000 lbs.	Per ½ ton 1,000 lbs.	Per ¼ ton 500 lbs.
Lump, chunk or block.....	\$7.05	\$3.78	\$2.14
Lump coal, size group 2 price classification A from Blue Diamond Coal Co., mine index 339.....	7.90	4.20	2.35
Chunk coal, size group 1 price classification A from Kemmerer Gem Coal Co., mine index 278.....	7.90	4.20	2.35
Egg.....	6.95	3.73	2.11
Stove.....	6.70	3.60	2.05
Stoker.....	7.30	3.90	2.20
Run-of-mine.....	6.05	3.28	1.89
Yard slack.....	5.00	2.75	1.63

(ii) *Special sales and services—(a) Carry or wheel service.* Only if the buyer requests such service, the dealer may charge for such service a sum no greater than 50¢ per ton.

(b) *Sack coal.* For Egg Coal sold in sacks the dealer may charge not more than 30¢ per 60 pounds at the yard and 35¢ per 60 pounds delivered.

(c) *Yard sales.* When the buyer picks up coal at the dealer's yard the dealer must reduce the domestic price 50¢ per ton.

(d) *Delivery zone.* For deliveries beyond the corporate limits of Bristol, Tennessee, or Bristol, Virginia, and within fifteen miles thereof, the dealer may make an additional charge of not more than 10¢ per mile per ton for each mile beyond the corporate limits of such cities, with a minimum charge of 50¢ for each such delivery, said mileage to be determined by the actual highway mileage from the said corporate limits to the point of delivery by the most direct highway route.

(e) *Credit.* No additional charge over the prices provided in this appendix may be made for credit.

This Amendment No. 8 to Order No. G-17 shall become effective March 11, 1944.

(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 March 6, 1944.

JAMES C. DERIEUX,
Regional Administrator.

[F. R. Doc. 44-3777; Filed, March 17, 1944;
12:18 p. m.]

[Region IV Order G-17 Under RMPR 122,
Amdt. 9]

SOLID FUELS IN SPARTANBURG, S. C., AND
VICINITY

Amendment No. 9 to Order No. G-17 under § 1340.260 of Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Appendix VIII. Maximum prices for solid fuels in Spartanburg, South Carolina, and vicinity.

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 by paragraph (e) of Order No. G-17, it is hereby ordered that paragraph (m) of said Order No. G-17 be amended by adding a new subparagraph thereto, designated (m) (8), to read as set forth below.

(8) *Appendix VIII: Maximum prices for specified solid fuels in Spartanburg, South Carolina, and vicinity.* The maximum prices for specified solid fuels sold and delivered within the corporate limits of the City of Spartanburg, South Carolina, and the area lying within fifteen miles of said corporate limits by the most direct highway route shall be as follows:

(i) "Direct delivery or domestic" basis.
HIGH VOLATILE BITUMINOUS COALS FROM DISTRICT
No. 8

Size	Per ton 2,000 lbs.	Per 1/2 ton 1,000 lbs.	Per 1/4 ton 500 lbs.
Egg	\$9.00	\$4.75	\$2.50
Egg from the Virglow Mine of the Benedict Coal Corp. Mine Index No. 481 (top size larger than 5" but not exceeding 6"; bottom size 2" and smaller; top size 3" but not exceeding 5"; bottom size larger than 2" but not exceeding 3")	9.75	5.13	2.69
Chunk, block, or lump	9.20	4.85	2.55
Chunk, block, or lump (larger than 5"—Size Group No. 1, Price Classification A and B, larger than 2" but not exceeding 5", size groups No. 2 and 3, Price Classification A)	9.30	4.90	2.58
Stoker	9.00	4.75	2.50
Stoker from the Back Creek No. 2 Mine of Fruden Coal & Coke Co., Mine Index No. 728 (top size 1 1/4" and smaller; bottom size smaller than 1 1/4")	9.25	4.88	2.56

(ii) *Special sales and services*—(a) *Carry up or down stairs.* Only if the buyer requests such service, the dealer may charge for such service a sum no greater than \$1.00 per ton.

(b) *Sack coal.* For high volatile bituminous egg coal from District No. 8 sold in sacks, the dealer may charge not more than 30¢ for 40 pounds, including the sack, delivered, and not more than 50¢ for 80 pounds, including the sack, delivered. For the same coal purchased at the yard the dealer may charge not more than 60¢ for 100 pounds, sack not included.

(c) *Yard sales.* When the buyer picks up coal at the dealer's yard the dealer must reduce the domestic price 50¢ per ton.

(d) *Delivery zone.* For deliveries beyond the corporate limits of Spartanburg, South Carolina, and within fifteen miles thereof, the dealer may make an additional charge of not more than 10¢ per mile per ton for each mile beyond the corporate limits of such city, with a minimum charge of 50¢ for each such delivery, said mileage to be determined by the actual highway mileage from the said corporate limits to the point of delivery by the most direct highway route.

(e) *Quantity.* On purchases of from 5 to 9 tons of coal inclusive, the dealer must reduce his domestic price 25¢ per ton, and on purchases of 10 or more tons he must reduce his domestic price 50¢ per ton.

(f) *Credit.* No additional charge over the prices provided in this appendix may be made for credit.

This Amendment No. 9 to Order No. G-17 shall become effective March 14, 1944.

(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 March 9, 1944.

ALEXANDER HARRIS,
Acting Regional Administrator.

[F. R. Doc. 44-3770; Filed, March 17, 1944; 12:16 p. m.]

[Region VI Order G-15 Under RMPR 122, Amdt. 1]

SOLID FUELS IN QUAD CITIES AREA

Amendment No. 1 to Order No. G-15 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Maximum prices for solid fuels sold in Quad Cities Area.

Pursuant to the authority vested in the Regional Administrator of Region VI by § 1340.260 of Revised Maximum Price Regulation No. 122, *It is ordered:* That paragraphs (a), (c) (1) I, (c) (1) III, (c) (1) IV C 2 c, (c) (1) VI and (d) be amended to read as set forth below:

(a) *What this order does.* This order establishes maximum prices for sales of specified solid fuels delivered in the cities of Rock Island, Moline, East Moline, Silvis and Milan, Illinois, and Davenport and Bettendorf, Iowa, and within an area of five miles from the city limits of each of them. These are the highest prices that any dealer may charge when he delivers any such fuel within this area; they are also the highest prices that any buyer in the course of trade or business may pay for such solid fuels.

(c) *Price schedule.* (1) Immediately below and as part of this paragraph (c) is a schedule which sets forth maximum prices before discounts for sales by direct delivery of specified sizes, kinds and quantities of solid fuels. Column 1 describes the fuel for which prices are established; columns 2, 3, and 4 show maximum prices for fuel delivered in quantities indicated by each column heading. All prices are stated on a net ton basis.

MAXIMUM AREA PRICES FOR QUAD CITIES AREA

1 Description	2 2 ton or more	3 1 ton or more	4 1/2 ton
I. Low volatile bituminous coal from district No. 7 (West Virginia and Virginia) except mine index No. 73:			
1. Egg, S. G. No. 2, top size 3" and larger; bottom size no limit	\$12.75	\$13.00	\$6.75
III. High volatile bituminous coal from district No. 9 (west Kentucky):			
A. All single-screened lump coals and all double-screened raw, washed or air-cleaned egg coals, top size larger than 2" (size groups 1 to 6, inclusive):			
1. 6th seam	8.40	8.65	4.60
2. 14th seam	8.60	8.85	4.70
3. 9th, 11th, and all other seams	8.15	8.40	4.45
B. All double-screened raw or washed stove coal, top size larger than 1 1/2" but not exceeding 2" and bottom size larger than 3/4". All raw double-screened nut, stoker, and pea coals top size not exceeding 2" and bottom size larger than 10 mesh or 3/4" (size groups 8 to 12, inclusive):			
1. 6th seam	8.65	8.90	4.70
2. 14th seam			
3. 9th, 11th, and all other seams			

MAXIMUM AREA PRICES FOR QUAD CITIES AREA—Continued

1 Description	2 2 ton or more	3 1 ton or more	4 1/2 ton
IV. High volatile bituminous coal from district No. 10 (Ill.):			
C. Fulton-Peoria subdistrict:			
2. Egg			
c. S. G. No. 4, 5" x 2", 6" x 2", and 7" x 2"	\$6.45	\$6.70	\$3.60
VI. Pennsylvania anthracite:			
1. Nut:			
From Feb. 7, 1944, to Mar. 5, 1944	19.15	19.45	10.00
Until May 31, 1944	18.75	19.00	9.75
After May 31, 1944	18.35	18.60	9.55

(d) *Service charges.* The service charges set forth below may be made for special services rendered in connection with sales under paragraph (c). No other or higher service charges may be made. Service charges must be separately stated on each invoice.

	Coal
Carrying or wheeling from curb, per ton	\$0.75
Carrying up or down stairs, per ton	.60
Dust treatment, per ton	.10

This Amendment No. 1 to Order No. G-15 shall be effective March 9, 1944.

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

Issued this 7th day of March 1944.

RAE E. WALTERS,
Regional Administrator.

[F. R. Doc. 44-3788; Filed, March 17, 1944; 12:24 p. m.]

[Region VII Order G-1 Under MPR 120]

COAL PRODUCED IN UINTAH COUNTY, UTAH

Order No. G-1 under Maximum Price Regulation No. 120, as amended. Specific f. o. b. mine prices for shipment by truck from mines in Uintah County, Utah.

Pursuant to the Emergency Price Control Act of 1942, as Amended, §§ 1340.207 (c) and 1340.209 of Maximum Price Regulation No. 120, as Amended, and for the reasons set forth in the accompanying opinion, and after clearance with the Solid Fuels Branch in the Washington Office of the Office of Price Administration, this order is issued.

(a) *What this order does.* This order supersedes Order No. 247 under Maximum Price Regulation No. 120, issued by the Washington Office of the Office of Price Administration. It establishes maximum prices f. o. b. the mines for truck shipments of coals produced by mines in Uintah County, Utah, having an average capacity of less than 50 tons per day.

(b) *Specific f. o. b. mine prices.* The following maximum prices per net ton f. o. b. the mine are hereby established for coals produced for shipment by truck

by mines in Uintah County, Utah, having an average capacity of less than 50 tons per day:

SIZE GROUPS

1, 2, 3	4, 5 6, 7	8	9	10	11, 12	13	14	15
\$5.00	\$4.00	\$3.00	\$2.60	\$2.40	\$2.35	\$2.95	\$2.90	\$2.75

(c) Order No. 247 superseded. This order supersedes Order No. 247 under Maximum Price Regulation No. 120, issued by the Price Administration, subject, however, to the terms and provisions of Supplementary Order No. 40.

(d) Licensing. The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation 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.

(e) Applicability of other regulations. Except insofar as the maximum prices per net ton f. o. b. the mine are established by this order, all coal producers covered by this order shall remain subject to all the provisions of Maximum Price Regulation No. 120.

(f) Right to revoke or amend. This order may be revoked, modified, or amended by the Price Administrator or the Regional Administrator at any time.

Effective date. This order shall become effective on the 10th day of March 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871, and E.O. 9328, 8 F.R. 4661)

Issued this 10th day of March 1944.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 44-3791; Filed, March 17, 1944; 12:25 p. m.]

[Region I Order G-58 Under RMPR 122, Corr.]

SOLID FUELS IN ST. JOHNSBURY, VT., AREA

Correction to Order No. G-58 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Specified solid fuels, St. Johnsbury, Vermont, Area.

Region I Order No. G-58 under Revised Maximum Price Regulation No. 122 is corrected by inserting the word "Sutton" in subparagraph (1) of paragraph (g) thereof, between the words "St. Johnsbury" and "Waterford".

This correction shall become effective March 14, 1944.

(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 10th day of March 1944.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 44-3776; Filed, March 17, 1944; 12:18 p. m.]

[Region I Supp. Order 2 Under RMPR 122, Amdt. 2]

PENNSYLVANIA ANTHRACITE IN NEW ENGLAND REGION

Amendment No. 2 to Supplementary Order No. 2 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Named Pennsylvania anthracites.

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, Region I Supplementary Order No. 2 under Revised Maximum Price Regulation No. 122 is hereby amended in the following respects:

1. That portion of the table in paragraph (a) which lists "Legitts Creek or Black Stork" is amended to read as follows:

Kind and size	Amount of addition			
	Per net ton	½ ton	¼ ton	100 lbs.
Legitts Creek or Black Stork: Broken, egg, stove, chestnut and pea.....	\$0.50	\$0.25	\$0.10	None.
Buckwheat.....	.35	.20	.10	None.
Rice.....	.25	.15	.05	None.

2. The following is added to the table in paragraph (a):

Kind and size	Amount of addition			
	Per net ton	½ ton	¼ ton	100 lbs.
Raven Run: Broken, egg, stove, chestnut, pea, buckwheat, and rice.....	\$0.25	\$0.15	\$0.05	None

3. Subparagraph (2) of paragraph (d) is amended to read as follows:

(2) "Named Pennsylvania anthracite" means "Jeddo Highland", "Franklin", "Greenwood", "Salem Hill", "Colonial", "Silver Brook", "Legitts Creek", "Black Stork" and "Raven Run".

4. Subparagraph (10) of paragraph (d) is amended to read as follows:

(10) "Legitts Creek" and "Black Stork" both mean that Pennsylvania anthracite which is produced and prepared by Penn Anthracite Collieries Company, Scranton, Pennsylvania, and which meets the quality and preparation standards established by Revised Order No. 5 under Maximum Price Regulation No. 112. That coal is also sometimes sold by said company under the trade names "Mt. Pleasant" and "Von Storch", but when sold by a dealer in Region I it shall not be identified by any names other than "Legitts Creek" or "Black Stork".

5. Subparagraph (11) is added to paragraph (d), to read as follows:

(11) "Raven Run" means that Pennsylvania anthracite which is produced

and prepared by Hazle Brook Coal Company, Jeddo, Pennsylvania and marketed under that trade name, and which meets the quality and preparation standards established by Order No. 8 under Maximum Price Regulation No. 112.

This Amendment No. 2 shall become effective March 6, 1944.

(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 6th day of March 1944.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 44-3776; Filed, March 17, 1944; 12:19 p. m.]

[Region I Supp. Order 2 Under RMPR 122, Amdt. 3]

PENNSYLVANIA ANTHRACITE IN NEW ENGLAND REGION

Amendment No. 3 to Supplementary Order No. 2 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Named Pennsylvania anthracite.

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, Region I Supplementary Order No. 2 under Revised Maximum Price Regulation No. 122 is hereby amended in the following respects:

1. The following is added to the table in paragraph (a):

Kind and size	Amount of addition			
	Per net ton	½ ton	¼ ton	100 lbs.
Nesquehaoning: Broken, egg, stove, chestnut, pea, buckwheat and rice.....	\$0.25	\$0.15	\$0.05	None
East Bear Ridge: Broken, egg, stove, chestnut, pea, buckwheat and rice.....	.25	.15	.05	None

2. Subparagraph (2) of paragraph (d) is amended to read as follows:

(2) "Named Pennsylvania anthracite" means "Jeddo Highland", "Franklin", "Greenwood", "Salem Hill", "Colonial", "Silver Brook", "Legitts Creek", "Black Stork", "Raven Run", "Nesquehaoning" and "East Bear Ridge".

3. Subparagraphs (12) and (13) are added to paragraph (d), to read as follows:

(12) "Nesquehaoning" means that Pennsylvania anthracite which is produced and prepared by Edison Anthracite Coal Company and which meets the quality and preparation standards established by Order No. 9 under Maximum Price Regulation No. 112.

(13) "East Bear Ridge" means that Pennsylvania anthracite which is produced and prepared by East Bear Ridge Colliery Company and which meets the

quality and preparation standards established by Order No. 11 under Maximum Price Regulation No. 112.

This Amendment No. 3 shall become effective March 13, 1944.

(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 9th day of March 1944.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 44-3789; Filed, March 17, 1944;
12:24 p. m.]

[Region IV Orders G-5 and G-10, Amdt. 1 to
Supp. Order 2 Under RMPR 122]

SOLID FUELS IN CHARLOTTE, N. C., AND
HENRICO AND CHESTERFIELD COUNTIES
AND RICHMOND, VA.

Amendment No. 1 to Supplementary Order No. 2 to orders No. G-5 as amended, and G-10 as amended under § 1340.260 of Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers applying respectively in or about the following areas: Charlotte, North Carolina, Henrico and Chesterfield Counties and the 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, it is hereby ordered that Supplementary Order No. 2 be amended to read as set forth below:

To the maximum prices for Pennsylvania anthracite coal established by the above orders may be added the sum of 45¢ per ton, 23¢ per ½ ton, and 12¢ per ¼ ton during the period February 1, 1944, to March 5, 1944, inclusive. The increases provided in this supplementary order, as amended, apply only during said period. On and after March 6, 1944, the maximum prices for anthracite shall be as provided in the amended orders prior to February 1, 1944.

This amendment shall become effective March 1, 1944.

(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 March 3, 1944.

JAMES C. DERIEUX,
Regional Administrator.

[F. R. Doc. 44-3772; Filed, March 17, 1944;
12:16 p. m.]

[Region IV Order G-14 Under RMPR 122,
Amdt. 1]

SOLID FUELS IN DURHAM, N. C.

Amendment No. 1 to Order No. G-14 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 Durham in the State of North Carolina.

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 by paragraph (f) of Order No. G-14, *It is hereby ordered*, That paragraph (c) (1) (ii) (d) be amended to read as set forth below:

(d) *Quantity*. When the purchaser purchases in loads the dealer must reduce his domestic price \$1.00 per ton on all grades except stoker and nut and slack coal on which the reduction must be 50¢ per ton.

This Amendment No. 1 to Order No. G-14 shall become effective March 7, 1944.

(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 March 8, 1944.

JAMES C. DERIEUX,
Regional Administrator.

[F. R. Doc. 44-3799; Filed, March 17, 1944;
12:27 p. m.]

[Region V Order G-3 Under SR 14A]

FLUID MILK IN ANTHONY, KANS.

Order No. G-3 under § 1499.73a (a) (1) (vii) (d) of Supplementary Regulation No. 14A of the General Maximum Price Regulation. Adjustment of maximum prices for approved fluid milk in the city of Anthony, Kansas.

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the Regional Administrator, Region V, of the Office of Price Administration by § 1499.73a (a) (1) (vii) (d) of Supplementary Regulation No. 14A and § 1499.75 (a) (9) of Supplementary Regulation No. 15 of the General Maximum Price Regulation, *It is hereby ordered*:

(a) The maximum prices established by § 1499.73a (a) (1) (vii) of Supplementary Regulation No. 14A of the General Maximum Price Regulation for fluid milk in the City of Anthony, Kansas are adjusted as follows:

(1) Sellers of milk in determining maximum prices for the sale of approved fluid milk in containers of one gallon or less shall determine such prices as though Anthony, Kansas, were defined in the Appendix to § 1499.73a (a) (1) (vii) of Supplementary Regulation No. 14A to the General Maximum Price Regulation as being in Area 2A.

(b) This order may be revoked, amended, or corrected at any time.

(c) Unless the context otherwise requires, the definition set forth in § 1499.73a (a) (1) (vii) (b) of Supplementary Regulation No. 14A of the General Maximum Price Regulation shall apply to the terms used herein.

This order shall become effective March 3, 1944.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9260, 7 F.R. 7871)

Issued at Dallas, Texas, this the 29th day of February 1944.

MAX McCULLOUGH,
Regional Administrator.

Approved by:

L. J. CAPPLEMAN,
Regional Director,
War Food Administration.

[F. R. Doc. 44-3783; Filed, March 17, 1944;
12:20 p. m.]

[Region VII Order G-2 Under MPR 120]

DELIVERIES OF COAL FROM UINTAH COUNTY,
UTAH

Order No. G-2 under Maximum Price Regulation No. 120, as amended. Maximum area prices for deliveries of coal by truck from certain mines in Uintah County, Utah.

Pursuant to the Emergency Price Control Act of 1942, as amended, § 1340.209 of Maximum Price Regulation No. 120, as amended, and for the reasons set forth in the accompanying opinion, this order is issued.

(a) *What this order does*. This order establishes specific maximum prices for coals produced in Uintah County, Utah, for shipment by truck for sale and delivery in Vernal, Utah.

(b) *Specific maximum prices*. On and after the effective date of this order, the maximum prices for coals produced in Uintah County, Utah, for shipment by truck when sold and delivered in Vernal Utah, shall be the maximum f. o. b. mine price per net ton for the particular "size group" of coals sold, plus \$1.00 per ton.

(c) *Licensing*. The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation 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.

(d) *Applicability of other regulations*. Except insofar as the maximum prices for coal shipped by truck and sold delivered in Vernal, Utah, are changed by this order, all such sellers shall remain subject to the terms and provisions of Revised Maximum Price Regulation No. 122, as amended.

(e) *Right to revoke or amend*. This order may be revoked, modified, or amended by the Price Administrator or the Regional Administrator at any time.

Effective date. This order shall become effective on the 10th day of March 1944.

(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 10th day of March 1944.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 44-3792; Filed, March 17, 1944;
12:25 p. m.]

[Region VII Order G-24 Under RMPR 122, Amdt. 6]

SOLID FUELS IN DENVER REGION

Order No. G-24 under Revised Maximum Price Regulation No. 122, Amendment No. 6. Solid fuels sold and delivered by dealers.

Adjustment of specific maximum prices of dealers in Region VII to compensate for increases in supplier's price under Amendment 74 to Maximum Price Regulation No. 120.

Pursuant to the Emergency Price Control Act of 1942, as amended, and § 1340.260 of Revised Maximum Price Regulation No. 122, and for the reasons set forth in the accompanying opinion, this Amendment No. 6 is issued.

1. Paragraph (d), Appendix A, is amended by deleting therefrom all of subparagraph (15), effective as of February 29, 1944.

2. Effective date. This Amendment No. 6 shall become effective on March 9, 1944.

(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 9th day of March 1944.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 44-3793; Filed, March 17, 1944; 12:25 p. m.]

[Region VIII Order G-4 Under MPR 376, as Amended, Amdt. 2]

FRESH TOMATOES IN SAN FRANCISCO REGION

Amendment No. 2, to Order No. G-4 under Maximum Price Regulation No. 376, as amended. Certain fresh fruits and vegetables (fresh tomatoes).

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 section 4 (c) of Maximum Price Regulation No. 376, as amended, *It is hereby ordered:*

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

(2) All other tomatoes (except hot-house). (i) When packed in any type of container: \$.15 per pound calculated f. o. b. Nogales, Arizona, plus "freight" from Nogales, Arizona, to the wholesale receiving point except in the case of wholesale receiving points located in the state of Arizona where the maximum price shall be \$.155 per pound calculated f. o. b. El Centro in the state of California, plus freight from El Centro to such wholesale receiving point.

This amendment shall become effective March 13, 1944.

(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 8th day of March 1944.

L. F. GENTNER,
Regional Administrator.

[F. R. Doc. 44-3782; Filed, March 17, 1944; 12:20 p. m.]

[Region VIII Order G-5 Under 3 (c)]

MILK IN DESIGNATED COUNTIES IN CALIFORNIA

Order No. G-5 under § 1499.3 (c) of the General Maximum Price Regulation. Establishment of maximum prices of milk in half pint containers at retail.

For the reasons set forth in an opinion issued simultaneously herewith and under authority vested in the Regional Administrator of the Office of Price Administration by § 1499.3 (c) of the General Maximum Price Regulation, *It is hereby ordered:*

(a) The maximum price at which any person may make sales at retail of half-pints of milk in glass or fiber containers in the counties of Alameda, Marin, Contra Costa, Napa, Sonoma, San Francisco, San Mateo, Santa Clara, and Solano, in the State of California, shall be \$.06 per half-pint of milk of not less than 3.5% milk fat content.

(b) The term "sales at retail" shall include sales of half-pints made by peddlers and distributors direct to employees at industrial plants.

(c) This order may be amended, revoked, or corrected at any time.

This order shall become effective March 11, 1944.

(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 9th day of March 1944.

CHARLES R. BAIRD,
Acting Regional Administrator.

[F. R. Doc. 44-3797; Filed, March 17, 1944; 12:27 p. m.]

[Region I Order G-37 Under 18 (c)]

CHARCOAL IN STAMFORD, CONN.

Order No. G-37 under section 18 (c) of the General Maximum Price Regulation. Retail sales of charcoal bagged by Yankee Charcoal Company, Stamford, Connecticut.

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 section 18 (c) of the General Maximum Price Regulation, as amended by Amendment 33, *It is ordered:*

(a) For kiln hardwood charcoal bagged by the Yankee Charcoal Company, Stamford, Connecticut, the maximum prices for sales at retail shall be 28¢ for a four pound bag and 65¢ for a ten pound bag.

(b) The maximum prices established by this order shall apply only to sales and deliveries made within Fairfield County, Connecticut.

(c) This order No. G-37 may be amended or revoked at any time.

(d) This order No. G-37 shall become effective March 14, 1944 at 12:01 A. M.

(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 13th day of March 1944.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 44-3874; Filed, March 20, 1944; 9:42 a. m.]

[Region I Order G-6 Under RMPR 122, Amdt. 5]

SOLID FUELS IN HARTFORD, CONN., AREA

Amendment No. 5 to Order No. G-6 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Bituminous coal; Hartford, Connecticut, 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, Region I Order G-6 under Revised Maximum Price Regulation No. 122 is hereby amended by adding the following proviso after the table of prices in paragraph (a):

Provided, however, That the maximum prices for coals of C. A. Hughes & Company produced at its Hughes No. 2 Mine, Mine Index No. 217, in District No. 1, shall be the foregoing price for the particular kind of coal plus the difference between \$3.90 per net ton f. o. b. mine and the maximum f. o. b. mine price for said coals at the time of delivery as established by any order adjusting said prices under Maximum Price Regulation No. 120.

This Amendment No. 5 shall become effective March 1, 1944.

(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 29th day of February 1944.

K. B. BACKMAN,
Regional Administrator.

[F. R. Doc. 44-3875; Filed, March 20, 1944; 9:42 a. m.]

[Region I Order G-55 Under RMPR 122, Amdt. 1]

SOLID FUELS IN WILLIMANTIC, CONN., AREA

Amendment No. 1 to Order No. G-55 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Specified solid fuels; Willimantic, Connecticut, 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, subparagraph (b) (3) (b) of Region I Order No. G-55 under Revised Maximum Price Regulation No. 122 is amended by strik-

ing out the column headed "Per 1/4 ton" and by changing the words "quarter-ton" at the end of the next to last sentence in said subparagraph to read "half-ton."

This Amendment No. 1 to Order No. G-55 shall become effective March 20, 1944.

(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 13th day of March 1944.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 44-3876; Filed, March 20, 1944; 9:42 a. m.]

[Region I Order G-43 Under RMPR 122, Amdt. 1]

SOLID FUELS IN MANCHESTER, VT., AREA

Amendment No. 1 to Order No. G-43 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Specified solid fuels; Manchester, Vermont, 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, Region I Order No. G-43 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

(1) In subparagraph (b) (2) (a), the word "Rupert" is inserted after the word "Manchester" and before the words "and Sunderland."

(2) In paragraph (h) (1), the word "Rupert" is inserted between the words "Peru" and "Sandgate."

This Amendment No. 1 to Order No. G-43 shall become effective March 20, 1944.

(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 13th day of March 1944.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 44-3877; Filed, March 20, 1944; 9:42 a. m.]

[Region I Order G-42 Under RMPR 122, Amdt. 1]

SOLID FUELS IN BENNINGTON, VT., AREA

Amendment No. 1 to Order No. G-42 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Specified solid fuels; Bennington, Vermont, 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, subparagraph (2) of paragraph (b) of Region I Order No. G-42 under Revised Maximum Price Regulation No. 122 is amended to read as follows:

(2) *Prices for specified localities.* (a) The foregoing base prices in Price Schedule I shall apply to all deliveries to consumers whose bins or storage facilities are located in Bennington; and to all deliveries elsewhere in the Area when made by a dealer whose yard is located in the same township as the bin or storage facility to which delivery is made.

(b) The following amounts may be added to the foregoing base prices in Price Schedule I for deliveries of a quarter-ton or more to consumers whose bins or storage facilities are located in the following places, when delivery is made by a dealer whose yard is not located in the same township:

	Per net ton	Per 1/2 ton	Per 1/4 ton
Pownal.....	\$0.50	\$0.25	\$0.15
Glastenbury, Shaftsbury and Woodford..	1.00	.50	.25

This Amendment No. 1 to Order No. G-42 shall become effective March 20, 1944.

(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 13th day of March 1944.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 44-3878; Filed, March 20, 1944; 9:43 a. m.]

[Region I Order G-40 Under RMPR 122, Amdt. 1]

SOLID FUELS IN RUTLAND, VT., AREA

Amendment No. 1 to Order No. G-40 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Specified solid fuels; Rutland, Vermont, 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, subparagraph (1) of paragraph (i) of Region I Order No. G-40 under Revised Maximum Price Regulation No. 122 is amended to read as follows:

(1) "Rutland, Vermont, Area" shall include the following cities, towns and townships in the State of Vermont: Benson, Clarendon, Castleton, Fair Haven, Hubbardton, Ira, Mendon, Middletown, Pittsford, Poultney, Proctor, Rutland, Wallingford, West Haven and West Rutland.

This Amendment No. 1 to Order No. G-40 shall become effective March 20, 1944.

(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 13th day of March 1944.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 44-3879; Filed, March 20, 1944; 9:43 a. m.]

[Region I Supp. Order 4 Under RMPR 122, Amdt. 1]

PENNSYLVANIA ANTHRACITE IN BOSTON REGION

Amendment No. 1 to Supplementary Order No. 4 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers.

Temporary price increase; Pennsylvania anthracite.

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, Region I Supplementary Order No. 4 under Revised Maximum Price Regulation No. 122 is hereby amended in the following respects:

(1) The following order is added to the list of orders in subparagraph (1) of paragraph (b):

Order Number: *Area*

G-55..... Willimantic, Connecticut

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

(c) This order shall expire at midnight, March 4, 1944.

This Amendment No. 1 to Supplementary Order No. 4 shall become effective February 29, 1944.

(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 29th day of February 1944.

K. B. BACKMAN,
Regional Administrator.

[F. R. Doc. 44-3873; Filed, March 20, 1944; 9:42 a. m.]

[Region IV Order G-17 Under RMPR 122, Amdt. 10]

SOLID FUELS IN LAURENS AND NEWBERRY COUNTIES, S. C.

Amendment No. 10 to Order No. G-17 under Revised Maximum Price Regulation No. 122 (Formerly designated as Order No. G-17 under § 1340.260 of Revised Maximum Price Regulation No. 122). Solid fuels sold and delivered by dealers. Appendix IX; maximum prices for solid fuels in Laurens and Newberry Counties, South Carolina.

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 §§ 1340.259 (a)

(1) and 1340.260 of Revised Maximum Price Regulation No. 122 and by paragraph (e) of Order No. G-17, it is hereby ordered that paragraph (m) of said Order No. G-17 be amended by adding a new subparagraph thereto, designated (m) (9), to read as set forth below:

(9) *Appendix IX: Maximum prices for specified solid fuels in Laurens and Newberry Counties, South Carolina.* The maximum prices for specified solid fuels sold and delivered within the prescribed limits of the Counties of Laurens and Newberry, South Carolina, shall be as follows:

(i) "Direct delivery or domestic" basis.

HIGH VOLATILE BITUMINOUS COALS FROM DISTRICT No. 8

Size	Per ton 2,000 lbs.	Per 1/2 ton 1,000 lbs.	Per 1/4 ton 500 lbs.
Egg and block, lump or chunk coal.....	\$9.55	\$5.03	\$2.64
Stoker coal.....	9.15	4.83	2.54

(ii) *Special sales and services—(a) Carry or wheel service.* Only if the buyer requests such service, the dealer may charge for such service a sum no greater than 50¢ per ton.

(b) *Sack coal.* For high volatile bituminous egg coal from District No. 8 sold in sacks the dealer may charge not more than 60¢ for 100 pounds, 50¢ for 80 pounds, 30¢ for 50 pounds, and 25¢ for 35 pounds, delivered or at the yard.

(c) *Yard sales.* When the buyer picks up coal at the dealer's yard the dealer must reduce the domestic price 50¢ per ton.

(d) *Delivery zone.* For deliveries beyond the corporate limits or prescribed boundary of the city or township in which the dealer's coal yard is located, and within Laurens and Newberry Counties, the dealer may make an additional charge of not more than 10¢ per mile per ton for each mile beyond the corporate limits or prescribed boundary, with a minimum charge of 50¢ for each such delivery, said mileage to be determined by the actual highway mileage from the said corporate limits or prescribed boundary to the point of delivery by the most direct highway route.

(e) *Quantity.* On sales of 20 tons or more to a single purchaser, the dealer must reduce his domestic price 75¢ per ton.

(f) *Credit.* No additional charge over the prices provided in this appendix may be made for credit.

This Amendment No. 10 to Order No. G-17 shall become effective March 18, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7671 and E.O. 9328, 8 F.R. 4681)

Issued March 13, 1944.

ALEXANDER HARRIS,
Acting Regional Administrator.

[F. R. Doc. 44-3881; Filed, March 20, 1944; 9:43 a. m.]

[District of Columbia Order G-1 Under 3 (c)]

OVERAGE MILITARY ELECTRIC DRY CELL BATTERIES

Order No. G-1 issued under § 1499.3 (c) of the General Maximum Price Regulation. Order establishing maximum prices for overage military electric dry cell batteries sold or distributed by Emerson Radio of Washington, Inc., Washington, D. C.

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the District Director by General Order No. 32, as amended, and Region II Delegation Order issued the 9th day of August 1943, under § 1499.3 (c) of the General Maximum Price Regulation; it is hereby ordered:

(a) *Description of overage military electric dry cell batteries covered by this order.* This order relates to the maximum prices of overage electric dry cell batteries built for military use. Furthermore, this order applies only to the electric dry cell batteries for which maximum prices are established under sections (b) and (c) of this order, and which are at the time of sale in a usable condition, that is, which have at the time of sale sufficient electrical capacity to fill initially the purpose for which they are to be used.

(b) *Maximum prices for overage military electric dry cell batteries on sales at retail.* The maximum price on sale at retail in the District of Columbia to be charged by Star Radio Company, 409 11th Street NW., Washington, D. C., and by all sellers at retail for any overage military electric dry cell battery which has been sold or distributed by Emerson Radio of Washington, Inc., 1209 13th Street NW., Washington, D. C., shall be 80 percent of the highest retail list price of the nearest comparable new General, Burgess, National, Ray-O-Vac or Mini-Max electric dry cell battery made and sold for civilian use.

(c) *Maximum prices for overage military electric dry cell batteries on sale other than at retail.* The maximum price for sales in the District of Columbia other than at retail to be charged by Emerson Radio of Washington, Inc. (and all subsequent sellers), for any overage military electric dry cell battery which has been sold or distributed by or through Emerson New York Distributors, 111 8th Avenue, New York City, shall be 80 percent of the highest retail list price of the nearest comparable new battery as determined under the provisions of section (b) of this order, less a discount of 30 percent and a discount for cash of 2 percent when sold to retailers.

(d) *Notification of maximum prices.* No electric dry cell batteries covered by this order shall be sold, offered for sale, or delivered by Emerson Radio of Washington, D. C., or at retail by any seller, unless there is securely posted upon such battery a price ticket bearing in easily readable lettering, the statement that the battery is an average military

battery, and its maximum retail price as established under this order. Each person who shall sell any electric dry cell batteries which are covered by this order to any purchaser who buys them for resale shall, at the time of or prior to their delivery, notify such purchaser of the provisions of this order which determine the maximum wholesale and retail prices of such batteries and of the provisions of this order relating to the notification of maximum prices.

(e) *Coverage by General Maximum Price Regulation.* In all particulars which are not specifically covered or which are excepted by this order, all sellers of electric dry cell batteries which are covered by this order shall be subject to the provisions of the General Maximum Price Regulation with respect to the sales of such batteries.

(f) *Modification and adjustment.* This order may be revoked or amended by the District Director, the Regional Administrator of Region II, or the Price Administrator, through the issuance at any time hereafter of any Order or price regulation or amendment or supplement thereto.

(g) *Keeping a copy of this order.* Emerson Radio of Washington, Inc., and Star Radio Company shall keep a copy of this order and the accompanying opinion at their respective places of business, and such copy shall be available for inspection by any person during business hours.

(h) *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order, and the regulation under which it is issued. The seller's license may be suspended for violation 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.

(i) *Effective date.* This order shall be effective as of March 15th, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7671 and E.O. 9328, 8 F.R. 4631)

Issued this 14th day of March 1944.

ROBERT K. THOMPSON,
District Director.

[F. R. Doc. 44-3880; Filed, March 20, 1944; 9:43 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-863]

SOUTHWESTERN DEVELOPMENT CO. AND
WEST TEXAS GAS CO.

ORDER PERMITTING DECLARATION TO
BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 18th day of March 1944.

Southwestern Development Company, a registered holding company, and West Texas Gas Company, its subsidiary, having filed a joint declaration pursuant to the Public Utility Holding Company Act of 1935, and rules promulgated thereunder, with respect to the following transactions:

(a) Southwestern Development Company, pursuant to a letter agreement with Guaranty Trust Company of New York, dated February 15, 1944, proposes to alter the maturity dates and instalment payments of four secured promissory notes, presently held by Guaranty Trust Company of New York, as indicated in the following table:

Date of issue	Present maturity dates	Interest rate %	Amount of instalment due	New maturity dates	Interest rate %	Amount of instalment due
1/2/44	July 1, 1946	2½	\$40,623.35	July 1, 1945	2½	\$40,623.35
1/2/40	July 1, 1946	2½	452,804.00	July 1, 1945	2½	584,376.65
	July 1, 1947	2½	669,954.85	July 1, 1946	2½	538,382.20
10/28/40	July 1, 1947	2½	865,141.50	July 1, 1946	2½	86,617.80
				July 1, 1947	2½	625,000.00
				July 1, 1948	2½	153,523.70
12/30/40	July 1, 1947	2½	482,969.42	July 1, 1948	2½	482,969.42
			2,511,493.12			2,511,493.12

The proposed changes are to be effectuated by stamping or indorsing the four existing notes with a legend referring to the modifications as set forth in the aforesaid letter agreement. The collateral on said notes will remain unchanged.

(b) West Texas Gas Company proposes to issue as of February 15, 1944 its unsecured instalment promissory note for \$1,650,000 to Guaranty Trust Company of New York with maturities, interest rates, and instalments as follows:

PROPOSED INSTALMENT NOTE

Date of instalment	Amount of instalment	Interest rates
January 2, 1945	\$330,000	2½
January 2, 1946	330,000	2½
January 2, 1947	330,000	2½
January 2, 1948	330,000	2½
January 2, 1949	330,000	2½

(Percent)

This note is being issued for the purpose of discharging the unpaid balance (\$1,650,000) of a secured note previously issued to and previously held by Guaranty Trust Company of New York in the principal amount of \$3,150,000, and effectuating the release of mortgage bonds and a promissory note presently pledged as collateral security therefor. Subsequently, West Texas Gas Company proposes to cancel and discharge the released collateral, which consists of \$1,650,000 principal amount of South Plains Pipe Line Company First Mortgage and Collateral Trust Bonds, which have been heretofore assumed by West Texas Gas Company, and a \$2,000,000 principal amount promissory note issued pursuant to a Deed of Trust and mortgage made with The Citizens-First National Bank, trustee.

Said declaration having been filed on February 17, 1944, and notice of said filing having been duly given in the form and manner provided by Rule U-23, promulgated pursuant to said act, and the Commission not having received a request for hearing with respect to said declaration within the period prescribed in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding that the requirements of sections 7 and 12 (c) of the

act and Rule U-42 promulgated thereunder are satisfied, and that no adverse findings are necessary thereunder, and deeming it appropriate, in the public interest and in the interests of investors and consumers, to permit said declaration to become effective;

It is hereby ordered, Pursuant to Rule U-23 and the applicable provisions of said act, and subject to the terms and conditions in Rule U-24, that the aforesaid declaration be, and hereby is, permitted to become effective.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 44-3883; Filed, March 20, 1944; 10:33 a. m.]

[File No. 30-202]

PUBLIC SERVICE COMPANY OF OKLAHOMA
NOTICE OF FILING 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 20th day of March, A. D., 1944.

Notice is hereby given that an application has been filed with this Commission pursuant to section 5 (d) of the Public Utility Holding Company Act of 1935 ("act") by the Public Service Company of Oklahoma ("P. S. O."), a registered holding company, a direct subsidiary of Central and South West Utilities Company and an indirect subsidiary of The Middle West Corporation, for an order that it has ceased to be a holding company. The application states that on January 31, 1944, P. S. O. acquired all the properties of its only public utility subsidiary, Southwestern Light & Power Company ("Southwestern"), pursuant to an order of this Commission entered on January 10, 1944 (File No. 70-178), Holding Company Act Release No. 4822 and thereupon cancelled and surrendered to Southwestern all shares of the capital stock of that company which it owned. Said application further states that on January 31, 1944, Southwestern ceased to be a public utility company and was dissolved.

It appearing to the Commission that it is appropriate in the public interest

and in the interest of investors and consumers that a hearing be held with respect to said matter and that said application shall not be granted except pursuant to further order of this Commission.

It is ordered, That a hearing on such matter under the applicable provisions of said act and the rules and regulations of the Commission thereunder be held on April 3, 1944 at 10:00 a. m., E. W. T., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pa., in such room as the hearing room clerk at that time shall advise. At such hearing cause will be shown why such application shall be granted. Notice of said hearing shall be given to the applicant by registered mail and to all other interested persons by publication in the FEDERAL REGISTER;

It is further ordered, That Charles S. Lobinger, or any other officer or officers of the Commission designated by it for that purpose, shall preside at the hearing in such matter. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice;

It is further ordered, That, without limiting the scope of issues presented by said application otherwise to be considered in this proceeding, particular attention will be directed at the hearing to the following matters and questions:

1. Whether the requested declaration of status is consistent with all applicable requirements of the act and the rules thereunder.

2. Whether it is necessary or appropriate for the protection of investors to impose any terms and conditions and, if so, what terms and conditions should be imposed.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 44-3971; Filed, March 21, 1944; 11:08 a. m.]

[File No. 70-874]

ATLANTIC CITY ELECTRIC CO. AND
AMERICAN GAS AND ELECTRIC CO.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 20th day of March, A. D. 1944.

Notice is hereby given that a joint application and declaration has been filed with this Commission under the Public Utility Holding Company Act of 1935 by American Gas and Electric Company ("American Gas"), a registered holding company, and its utility subsidiary, Atlantic City Electric Company ("Atlantic City"); and

All interested persons are referred to said document which is on file in the office of the Commission for a statement

of the transactions therein proposed, which are summarized as follows:

The aforesaid companies propose that:

(1) Atlantic City issue and sell at public sale, pursuant to the competitive bidding provisions of Rule U-50, 55,000 shares of \$100 par value cumulative preferred stock, the bid or bids for such stock to fix a dividend rate of not more than 4½% and a price of not less than \$100 per share.

(2) The proceeds of the sale of such preferred stock, together with treasury cash of Atlantic City, to the extent necessary, are to be applied to the redemption of Atlantic City's present publicly-held 26,283 shares of no par \$6 Cumulative Preferred Stock at the redemption price of \$120 per share and the purchase for cancellation from American Gas of its holdings of 30,592 shares of no par \$6 cumulative preferred stock at its stated cost of \$3,059,200.

Accrued dividends on the shares to be redeemed and purchased will be paid from the general funds of Atlantic City.

(3) Atlantic City will change its charter to eliminate the authorization for the preferred stock to be redeemed or purchased, and to authorize the issuance of 100,000 shares of new \$100 par value cumulative preferred stock. The net result of the retirement of the outstanding preferred stock and the issuance of 55,000 shares of new preferred stock now proposed to be issued will be to reduce the capital of the company by \$187,500.

(4) In connection with the redemption and purchase of the outstanding preferred stock, Atlantic City may obtain a temporary loan of not to exceed \$5,500,000. The note representing such temporary loan, if made, will be made to a commercial bank or similar institution and not for resale to the public, and will be both issued and discharged on the same day on which the preferred stock proposed to be issued shall be issued.

(5) No fees, commissions or other remunerations will be paid upon the issue of said note, if made, or on the acquisition of the shares of preferred stock held by American Gas.

(6) The preferred stock to be authorized will have the right to elect a majority of the Board of Directors in the event of accumulation of arrearages equal to four quarterly dividends and will have special voting rights in connection with the authorization of any new stock ranking prior to or on a parity

with it, the issuance, subject to certain exceptions, of debt in excess of a certain amount; and the merger or consolidation of the company.

The issue and sale of said preferred stock will, according to the filing, be expressly authorized by the Board of Public Utility Commissioners of the State of New Jersey, the State in which Atlantic City is organized and doing business.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to said declaration or application (or both), and that said declaration or application (or both), shall not become effective or be granted except pursuant to further order of the Commission:

It is ordered, That a hearing on said declaration or application (or both) under the applicable provisions of the act and the rules of the Commission thereunder be held on March 31, 1944 at 10:00 a. m., e. w. t., in the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such day, the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held.

It is further ordered, That Allen McCullen or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That the Secretary of the Commission shall serve notice of the aforesaid hearing by mailing a copy of this order to the Board of Public Utility Commissioners of the State of New Jersey and on the applicants or declarants herein; and that notice of said hearing be given to all other persons by publication of this order in the FEDERAL REGISTER. Any person desiring to be heard in connection with these proceedings, or proposing to intervene herein, shall file with the Secretary of the Commission, on or before March 29, 1944, his request or application therefor, as provided by Rule XVII of the rules of practice of the Commission.

It is further ordered, That without limiting the scope of the issues presented by said application-declaration, particular attention will be directed at said hearing to the following matters and questions:

(1) Whether the proposed issue and sale of preferred stock by Atlantic City is solely for the purpose of financing the business of said company and has been expressly authorized by the State Commission of the State in which it is organized and doing business.

(2) Whether the proposed purchase of the 30,592 shares of Atlantic City's preferred stock held by American Gas is in compliance with statutory standards and whether it is necessary or appropriate to impose any terms or conditions with respect thereto.

(3) What terms and conditions, if any, are necessary or appropriate in the public interest or the interest of investors or consumers to insure compliance with the requirements of the Public Utility Holding Company Act of 1935, or any rules, regulations, or orders promulgated thereunder.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 44-3972; Filed, March 21, 1944;
11:08 a. m.]

WAR PRODUCTION BOARD.

[Certificate 46, Amdt. 2]

TRANSPORTATION OF PETROLEUM DESIGNATED IN WESTERN AND SOUTHERN STATES

APPROVAL OF DIRECTIVE

The ATTORNEY GENERAL:

Referring to Certificate No. 46, issued pursuant to section 12 of Public Law No. 603, 77th Congress (56 Stat. 357) on March 30, 1943 and amended on April 26, 1943, I submit herewith Petroleum Directive 65,¹ as amended March 15, 1944, of the Petroleum Administration for War.

For the purposes of the aforesaid section 12 of Public Law No. 603, I approve Petroleum Directive 65 as amended; and after consultation with you, I hereby find and so certify to you that the doing of any act or thing, or the omission to do any act or thing, by any person in compliance therewith is requisite to the prosecution of the war.

Dated: March 15, 1944.

DONALD M. NELSON,
Chairman.

[F. R. Doc. 44-3976; Filed, March 21, 1944;
11:21 a. m.]

¹Supra.