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*Washington, Friday, April 28, 1944*

*The President*

**PROCLAMATION 2612**

**MOTHER'S DAY—1944**

BY THE PRESIDENT OF THE UNITED STATES  
OF AMERICA  
A PROCLAMATION

WHEREAS we are wont each year to express anew our love and affection for our mothers and our appreciation of their devotion to those national ideals which they have done so much to realize and preserve; and

WHEREAS the coming year will require of American mothers a still further demonstration of their splendid courage, that they may endure the absence, and even the loss, of their sons and husbands, and that they may continue valiantly to carry on their wartime responsibilities; and

WHEREAS the joint resolution of Congress approved May 8, 1914 (38 Stat. 770), designating the second Sunday in May as Mother's Day, recites that "the service rendered the United States by the American mother is the greatest source of the country's strength and inspiration";

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby request the observance of Sunday, May 14, 1944, as Mother's Day, and direct that the flag of the United States be displayed on all Government buildings on that day.

And I call upon the people of the United States to give public and private expression on Mother's Day to the esteem in which our country holds its mothers, through the display of the flag at their homes and other suitable places, through tokens and messages of affection, and through prayers offered up in their places of worship that God will strengthen and protect all sons and daughters exposed to the dangers of war and that He will be near all mothers who need His comfort in the time of grief.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the city of Washington this 25th day of April in the year of our Lord nineteen hundred and [SEAL] forty-four, and of the Independence of the United States of America the one hundred and sixty-eighth.

FRANKLIN D. ROOSEVELT

By the President:

CORDELL HULL,  
Secretary of State.

[F. R. Doc. 44-6019; Filed, April 27, 1944;  
11:37 a. m.]

**PROCLAMATION 2613**

**NATIONAL MARITIME DAY—1944**

BY THE PRESIDENT OF THE UNITED STATES  
OF AMERICA  
A PROCLAMATION

WHEREAS the Congress by a joint resolution approved May 20, 1933 (48 Stat. 73), designated May 22 of each year as National Maritime Day, in commemoration of the sailing from Savannah, Georgia, on May 22, 1819, of *The Savannah*, the first steam-propelled vessel to cross the Atlantic, and requested the President to issue annually a proclamation calling upon the people of the United States to observe that day; and

WHEREAS the Congress, in the Merchant Marine Act of 1936, approved June 29, 1936 (49 Stat. 1985), has declared it to be the policy of the United States to foster and encourage the development and maintenance of a merchant marine "(a) sufficient to carry its domestic water-borne commerce and a substantial portion of the water-borne export and import foreign commerce of the United States and to provide shipping service on all routes essential for maintaining the flow of such domestic and foreign water-borne commerce at all times, (b) capable of serving as a naval and military auxiliary in time of war or national emergency, (c) owned and operated under the United States flag by citizens of the United States insofar as may be practicable, and (d) composed of the best-equipped, safest, and most suitable types of vessels, constructed in the United States and manned with a trained and efficient citizen personnel"; and

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**NOTICE**

The Cumulative Supplement to the Code of Federal Regulations, covering the period from June 2, 1938, through June 1, 1943, may be obtained from the Superintendent of Documents, Government Printing Office, at \$3.00 per book. The following are now available:

- Book 1: Titles 1-3 (Presidential documents) with tables and index.
- Book 2: Titles 4-9, with index.
- Book 3: Titles 10-17, with index.

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WHEREAS many thousands of American men and women have toiled through long hours in shipyards and factories in order to construct in the shortest possible time the fleet of vessels needed to carry out not only the long-range program envisioned in the Merchant Marine Act of 1936 but also the emergency program necessitated by the global war in which we are involved; and

WHEREAS many men have already given their lives, and thousands of others are daily risking their lives, on our ships traversing dangerous seas to carry men and materials to the far-flung battlefields; and

WHEREAS it is fitting that the patriotism, courage, sacrifice, and labor of these men and women, ashore and afloat, be publicly recognized:

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby call upon

the people of the United States to observe May 22, 1944, as National Maritime Day by displaying the flag at their homes or other suitable places, and I direct that the flag be displayed on all Government buildings on that day.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

Done at the City of Washington this 25 day of April in the year of our Lord nineteen hundred and forty-four, and of the Independence of the United States of America the one hundred and sixty-eighth.

FRANKLIN D. ROOSEVELT

By the President:

CORDELL HULL,  
Secretary of State.

[F. R. Doc. 44-6020; Filed, April 27, 1944; 11:37 a. m.]

**Regulations**

**TITLE 7—AGRICULTURE**

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

[WFO 79-102, Amdt. 1]

**PART 1401—DAIRY PRODUCTS**

**DELEGATION OF AUTHORITY TO MARKET AGENTS IN THE ADMINISTRATION OF WAR FOOD ORDERS FOR THE CONSERVATION AND DISTRIBUTION OF FLUID MILK AND CREAM**

Pursuant to War Food Order No. 79 (8 F. R. 12426, 9 F. R. 4319), dated September 7, 1943, and to effectuate the purposes thereof, War Food Order No. 79-102 (8 F. R. 16313, 9 F. R. 4319) is hereby amended as follows:

1. By deleting in § 1401.135 (b) the words "No. 79-1 through No. 79-101 (except No. 79-82)."

2. By deleting in (5) (iii) of § 1401.135 (b) the words "and each hundredweight of cottage, pot, or baker's cheese shall be considered the equivalent of 62.5 pounds of milk solids plus one pound of solids for each one percent of butterfat content of such cheese," and substituting therefor, the following:

and each hundredweight of cottage, pot, or baker's cheese shall be considered the equivalent of 65.63 pounds of milk solids minus .953 pounds of milk solids for each one-half percent of butterfat content of such cheese).

3. By adding as (7) in § 1401.135 (b) the following provision:

(7) With the prior approval of the Chief, Dairy, and Poultry Branch, Office of Distribution, to increase for any or all of the quota periods of April, May, June, or July the quotas of any handler or group of handlers in any milk sales area for which he is market agent, in order to provide for the full utilization of milk in the public interest and to promote the national defense.

The provisions of this amendment shall become effective at 12:01 a. m.,



e. w. t., May 1, 1944. With respect to violations of said War Food Order No. 79-102, rights accrued, or liabilities incurred prior to the effective time of this amendment, said War Food Order No. 79-102 shall be deemed to be in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, or liability.

(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; WFO 79, 8 F.R. 12426, 13283, 9 F.R. 4319)

Issued this 24th day of April 1944.

LEE MARSHALL,  
Director of Distribution.

[F. R. Doc. 44-5902; Filed, April 25, 1944; 12:52 p. m.]

[WFO 77, Revocation]

PART 1405—FRUITS AND VEGETABLES  
DRY ONIONS

War Food Order No. 77 (9 F.R. 4319) (formerly designated as Food Distribution Order No. 77, as originally issued by the War Food Administrator on August 27, 1943, 8 F.R. 11889, and as amended, 8 F.R. 12775), is revoked as of 12:01 a. m., e. w. t., April 26, 1944.

With respect to violations, rights accrued, liabilities incurred, or appeals taken under War Food Order No. 77, prior to the effective time of this revocation, all provisions of said War Food Order No. 77, in effect prior to this revocation shall be deemed to be in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right or liability.

(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 25th day of April 1944.

GROVER B. HILL,  
First Assistant War  
Food Administrator.

[F. R. Doc. 44-5903; Filed, April 25, 1944; 3:26 p. m.]

TITLE 26—INTERNAL REVENUE

Chapter I—Bureau of Internal Revenue

Subchapter A—Income and Excess-Profits Taxes

[T. D. 5362]

PART 35—EXCESS PROFITS TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1941

CREDIT FOR DEBT RETIREMENT

In order to conform Regulations 112 [Part 35, Title 26, Code of Federal Regulations, Cum. Supp.] to section 251 of the Revenue Act of 1943 (Public Law 235, 78th Congress), enacted February 25, 1944, such regulations are amended as follows:

PARAGRAPH 1. There is inserted immediately preceding § 35.783-1 the following:

SEC. 251. TECHNICAL AMENDMENT TO CREDIT FOR DEBT RETIREMENT. (Revenue Act of 1943.)

(a) In general. Section 783 (b) (2) (relating to a limitation on the credit for debt retirement) is amended to read as follows:

(2) An amount equal to 40 per centum of the amount by which (A) the amount of indebtedness as of September 1, 1942, or (B) the smallest amount of indebtedness as of the close of any preceding taxable year ending after September 1, 1942, whichever amount is the lesser, exceeds the amount of indebtedness as of the close of the taxable year.

(b) Taxable years to which applicable. The amendment made by subsection (a) shall be applicable with respect to taxable years beginning after September 1, 1942.

(c) Election with respect to prior taxable years. If by reason of the amendment made by subsection (a) a taxpayer would be entitled, had the election provided for in section 783 (a) of the Internal Revenue Code been duly made, to take any credit under such section with respect to a taxable year ended prior to the date of the enactment of this Act in any amount to which such taxpayer would not be entitled were it not for such amendment, the election of the taxpayer to take such credit in such amount may be made within ninety days after the date of the enactment of this Act.

PAR. 2. Section 35.783-1 is amended as follows:

(A) By inserting after the last sentence in paragraph (a) the following:

For special provisions relating to the election to take the credit for a taxable year beginning after September 1, 1942, and ending before February 25, 1944, in any amount to which the taxpayer would not be entitled were it not for the amendment to section 783 (b) (2) made by section 251 (a) of the Revenue Act of 1943, see § 35.783-2.

(B) By striking out subdivision (ii) of paragraph (b) (3) and inserting in lieu thereof the following:

(ii) An amount equal to 40 percent of the amount by which (a) the amount of indebtedness as of the beginning of September 1, 1942, or (b) the smallest amount of indebtedness as of the close of any preceding taxable year ending after September 1, 1942, whichever amount is the lesser, exceeds the amount of indebtedness as of the close of the taxable year.

(C) By striking out the last two paragraphs in example (2) in paragraph (b) and inserting in lieu thereof the following:

The credit allowable for debt retirement for 1943 is \$68,000, computed as follows:

40 percent of \$170,000, the total repaid in 1943 (see section 783 (a) and § 35.783-1 (a))..... \$68,000

But the credit for debt retirement for 1943 may not exceed whichever of the following amounts is the lesser (see section 783 (b) (1) and (2) and § 35.783-1 (b) (3)):

10 percent of \$800,000 (amount of tax imposed)..... \$80,000

40 percent of \$170,000 (amount by which amount of indebtedness September 1, 1942, \$400,000, or smallest amount of indebtedness at close of any preceding taxable year ending after September 1, 1942 (December 31, 1942), \$370,000, whichever amount (\$400,000 or

\$370,000) is the lesser, \$370,000, exceeds amount of indebtedness at close of taxable year (December 31, 1943), \$200,000)..... \$68,000

(D) By striking out example (3) in paragraph (b) and inserting in lieu thereof the following:

Example (3). The excess profits tax imposed upon the W Corporation for the calendar year 1942 is \$500,000, for the calendar year 1943 is \$300,000, and for the calendar year 1944 is \$400,000. The amounts paid by the corporation in repayment of indebtedness throughout the year 1942 total \$100,000, throughout the year 1943 total \$60,000, and throughout the year 1944 total \$90,000. The outstanding indebtedness of the corporation during the years 1942, 1943, and 1944 is as follows:

	Paid	Borrowed	Total indebtedness
1942			
January 1.....			\$250,000
July 10.....	\$50,000		200,000
September 1.....			200,000
October 15.....	50,000		150,000
December 5.....		\$25,000	175,000
December 31.....			175,000
Total paid.....	100,000		
1943			
January 1.....			175,000
March 15.....		75,000	250,000
November 10.....	60,000		190,000
December 31.....			190,000
Total paid.....	60,000		
1944			
January 1.....			190,000
June 30.....	90,000		100,000
December 31.....			100,000
Total paid.....	90,000		

The credit allowable for debt retirement for 1942 is \$10,000, computed as follows:

40 percent of \$100,000, the total repaid in 1942 (see section 783 (a) and § 35.783-1 (a))..... \$40,000

But the credit for debt retirement for 1942 may not exceed whichever of the following amounts is the lesser (see section 783 (b) (1) and (3) and § 35.783-1 (b) (2)):

10 percent of \$500,000 (amount of tax imposed)..... \$50,000

40 percent of \$25,000 (amount by which indebtedness September 1, 1942, \$200,000, exceeds indebtedness at close of taxable year 1942, \$175,000)..... 10,000

The credit allowable for debt retirement for 1943 is zero, computed as follows:

40 percent of \$60,000, the total repaid in 1943 (see section 783 (a) and § 35.783-1 (a))..... \$24,000

But the credit for debt retirement for 1943 may not exceed whichever of the following amounts is the lesser (see section 783 (b) (1) and (2) and § 35.783-1 (b) (3)):

10 percent of \$300,000 (amount of tax imposed)..... \$30,000

40 percent of zero (amount by which amount of indebtedness September 1, 1942, \$200,000, or smallest amount of indebtedness at close of any preceding taxable year ending after September 1, 1942 (December 31, 1942), \$175,000, whichever amount (\$200,000 or \$175,000) is the lesser, \$175,000, exceeds amount of indebtedness at close of taxable year (December 31, 1943), \$190,000)..... zero



The credit allowable for debt retirement for 1944 is \$30,000, computed as follows:

40 percent of \$90,000, the total repaid in 1944 (see section 783 (a) and § 35.783-1 (a))..... \$36,000

But the credit for debt retirement for 1944 may not exceed whichever of the following amounts is the lesser (see section 783 (b) (1) and (2) and § 35.783-1 (b) (3)):

10 percent of \$400,000 (amount of tax imposed)..... \$40,000

40 percent of \$75,000 (amount by which amount of indebtedness September 1, 1942, \$200,000, or smallest amount of indebtedness at close of any preceding taxable year ending after September 1, 1942 (December 31, 1942, \$175,000; December 31, 1943, \$190,000), \$175,000, whichever amount (\$200,000 or \$175,000) is the lesser, \$175,000, exceeds amount of indebtedness at close of taxable year (December 31, 1944), \$100,000)..... 30,000

(E) By striking out the last computation, together with the parenthetical matter, under example (4) in paragraph (b), which begins as follows: "40 percent of \$85,000", and inserting in lieu thereof the following:

40 percent of \$85,000 (amount by which amount of indebtedness September 1, 1942, \$100,000, or smallest amount of indebtedness at close of any preceding taxable year ending after September 1, 1942 (December 31, 1942), \$85,000, whichever amount (\$100,000 or \$85,000) is the lesser, \$85,000, exceeds amount of indebtedness at close of taxable year (December 31, 1943), zero)..... \$34,000

PAR. 3. There is inserted immediately after § 35.783-1 the following new section:

§ 35.783-2 Election to take certain credit for debt retirement for taxable years beginning after September 1, 1942, and ending before February 25, 1944—

(a) Scope of section. Section 251 (c) of the Revenue Act of 1943 provides in effect that, if by reason of the amendment to section 783 (b) (2) (relating to one of the limitations on the credit for debt retirement in the case of a taxable year beginning after September 1, 1942), made by section 251 (a) of such act a taxpayer would be entitled, had the election provided for in section 783 (a) been duly made, to take any credit for debt retirement with respect to a taxable year ended prior to February 25, 1944 (the date of the enactment of the Revenue Act of 1943), in any amount to which such taxpayer would not be entitled were it not for such amendment, the election of the taxpayer to take such credit in such amount may be made on or before May 25, 1944 (the ninetieth day after the date of the enactment of the Revenue Act of 1943). Section 783 (a) provides in effect, with respect to the election to take credit, that, if the taxpayer desires to take the credit for a taxable year in which amounts are paid in repayment of the principal of indebtedness, the election to take the credit must be made in the taxpayer's return for such year.

This section applies only to the election of the taxpayer to take credit for

debt retirement against the excess profits tax for a taxable year beginning after September 1, 1942, and ending before February 25, 1944, in any amount to which such taxpayer would not be entitled were it not for the amendment made by section 251 (a) of the Revenue Act of 1943. The election to take the credit against the tax for such taxable year in any other amount and the election to take the credit against the tax for any other taxable year in any amount shall be made in accordance with section 783 (a) and § 35.783-1 (a).

The amount of the credit to which this section is applicable may be illustrated by the following example:

*Example.* The excess profits tax imposed upon the X Corporation for the calendar year 1943 is \$800,000. The amounts paid by the corporation in repayment of indebtedness throughout the year 1943 total \$170,000. The outstanding indebtedness of the corporation during the years 1942 and 1943 is as follows:

	Paid	Borrowed	Total indebtedness
1942			
January 1.....			\$500,000
July 10.....	\$100,000		400,000
September 1.....			400,000
October 22.....	50,000		350,000
December 3.....		\$20,000	370,000
December 31.....			370,000
1943			
January 1.....			370,000
November 5.....	170,000		200,000
December 31.....			200,000
Total paid.....	170,000		

The credit allowable for debt retirement for 1943 under the law in force after the amendment made by section 251 (a) of the Revenue Act of 1943 is \$68,000, computed as follows:

40 percent of \$170,000, the total repaid in 1943 (see section 783 (a) and § 35.783-1 (a))..... \$68,000

But the credit for debt retirement for 1943 may not exceed whichever of the following amounts is the lesser (see section 783 (b) (1) and (2) and § 35.783-1 (b) (3)):

10 percent of \$800,000 (amount of tax imposed)..... \$80,000

40 percent of \$170,000 (amount by which amount of indebtedness September 1, 1942, \$400,000, or smallest amount of indebtedness at close of any preceding taxable year ending after September 1, 1942 (December 31, 1942), \$370,000, whichever amount (\$400,000 or \$370,000) is the lesser, \$370,000, exceeds amount of indebtedness at close of taxable year (December 31, 1943), \$200,000)..... 68,000

The credit allowable for debt retirement for 1944 under the law in force prior to the amendment made by section 251 (a) of the Revenue Act of 1943 would have been \$60,000, computed as follows:

40 percent of \$170,000, the total repaid in 1943 (see section 783 (a) and § 35.783-1 (a))..... \$68,000

But the credit for debt retirement for 1943 under the law in force prior to the amendment may not exceed whichever of the following amounts is the lesser (see section 783 (b) (1) and section 783 (b) (2) in force prior to the amendment):

10 percent of \$800,000 (amount of tax imposed)..... \$80,000

40 percent of \$150,000 (amount by which lowest amount of indebtedness during period beginning September 1, 1942, through close of preceding taxable year (December 31, 1942), \$350,000, exceeds indebtedness at close of taxable year (December 31, 1943), \$200,000)..... 60,000

The amount of the credit to which this section is applicable is \$8,000 (\$68,000 minus \$60,000). The election to take credit in such amount with respect to a taxable year beginning after September 1, 1942, and ending before February 25, 1944, is governed by the provisions of this section, while the election to take credit in the amount of \$60,000 with respect to such taxable year is governed by the provisions of § 35.783-1 (a).

(b) Manner and time of making election. If the taxpayer desires to make the election to which this section applies, such election must be made in the taxpayer's excess profits tax return, either the return or an amended return, for the taxable year beginning after September 1, 1942, and ending before February 25, 1944, with respect to which the credit is allowable. If the taxpayer's excess profits tax return for such taxable year is filed on or before the last day on which the taxpayer's return for such year is required to be filed (including any extension of time for filing the return granted pursuant to section 53), such election must be made on or before whichever of the following dates is applicable:

(1) May 25, 1944, if such last day is on or before May 25, 1944, or

(2) Such last day, if such last day is after May 25, 1944.

An election not to take the credit to which this section applies, once made by filing a return for the taxable year on which such credit is not taken, is irrevocable after the expiration of the time prescribed for making the election under this section. An election to take such credit, once made by filing a return for the taxable year on which such credit is taken, similarly becomes irrevocable.

If the taxpayer files an excess profits tax return for the taxable year on or before the last day on which the taxpayer's return for such year is required to be filed (including any extension of time for filing the return granted pursuant to section 53) and if the taxpayer makes the election under this section in the return, the taxpayer should claim on such return such allowable credit for the taxable year as it desires to take, not only the credit to which the election under this section applies but also the credit to which the election under § 35.783-1 (a) applies.

If the taxpayer has filed an excess profits tax return for the taxable year prior to the expiration of the time prescribed for making the election under this section and if the taxpayer did not make such election in the return or desires to make a new election under this section, the election under this section may be made in an amended return filed by the taxpayer within the time prescribed for making such election. If such election is made in an amended return, such return shall fully and accurately set forth all the information re-



quired by the return form and by these regulations with respect to the computation of the tax, including the recomputation of the credit for debt retirement, the excess profits tax due, and the post-war credit under section 780 (a). The recomputation of the credit for debt retirement shall include (1) any allowable credit for debt retirement for the taxable year duly claimed by the taxpayer on the return previously filed and with respect to which the election under § 35.783-1 (a) has become irrevocable and (2) any allowable credit for debt retirement for the taxable year which the taxpayer elects to take pursuant to this section. If the election under § 35.783-1 (a) has not become irrevocable, the recomputation should include, in lieu of the credit mentioned in clause (1) of the preceding sentence, any allowable credit for debt retirement for the taxable year which the taxpayer desires to take pursuant to an election under § 35.783-1 (a). Such amended return shall not constitute a claim for credit or refund of an overpayment of tax. If the application of the credit for debt retirement, as recomputed, results in an overpayment of the excess profits tax for the taxable year, a timely claim for credit or refund should be filed in the usual manner. No interest will be allowed or paid upon any such overpayment. For limitations upon credits and refunds generally, see section 322.

(Sec. 62 of the Internal Revenue Code (53 Stat. 32; 26 U.S.C., 62), as made applicable by sec. 729 (a) of the Internal Revenue Code (54 Stat. 989; 26 U.S.C., 729 (a)), and in sec. 251 of the Revenue Act of 1943 (Pub. Law 235, 78th Cong.))

[SEAL] JOSEPH D. NUNAN, JR.,  
Commissioner of Internal Revenue.

Approved: April 25, 1944.

JOHN L. SULLIVAN,  
Acting Secretary of the Treasury.

[F. R. Doc. 44-5933; Filed, April 26, 1944;  
11:25 a. m.]

## TITLE 29—LABOR

### Subtitle A—Office of the Secretary of Labor

#### PART 4—DETERMINATIONS RELATING TO OVERTIME, SUNDAY, AND HOLIDAY PAY

##### AMENDMENT OF DETERMINATION UNDER EXECUTIVE ORDER 9240 AS TO THE FISH PROCESSING INDUSTRY

On June 7, 1943, the Secretary of Labor ordered, pursuant to Executive Order 9248, that the provisions of Executive Order 9240 shall not apply to employees engaged in the processing of fish, including the canning and reduction thereof, and operations incidental thereto, in the States of Washington, Oregon, and California and the Territory of Alaska. Upon application, an investigation has been made of the necessity and advisability of extending this order so that it will apply to the Fish Processing Industry in all other States and Territories, and Possessions of the United States. I find,

upon the basis of this investigation, that the nature and exigencies of the operations in this industry make it necessary and advisable for the successful prosecution of the war to determine that the provisions of Executive Order 9240 shall not apply to the Fish Processing Industry in the United States, its Territories, and Possessions.

Now, therefore, by virtue of the power vested in me by Executive Order 9248, I hereby amend my Determination of June 7, 1943, to provide that Executive Order 9240 entitled "Regulations Relating to Overtime Wage Compensation" shall not apply to employees engaged in the processing of fish including the canning and reduction thereof and operations incidental thereto in the United States, its Territories, and Possessions.

This order shall become effective April 26, 1944.

Dated: April 24, 1944.

FRANCES PERKINS,  
Secretary of Labor.

[F. R. Doc. 44-6017; Filed, April 27, 1944;  
11:35 a. m.]

## Chapter V—Wage and Hour Division

### PART 645—MINIMUM WAGE RATE IN THE FRUIT AND VEGETABLE PACKING AND FARM PRODUCTS ASSEMBLING INDUSTRY

#### RECOMMENDATION OF INDUSTRY COMMITTEE NO. 62

Whereas, on July 2, 1943, pursuant to section 5 (b) of the Fair Labor Standards Act of 1938, herein referred to as the act, the Administrator of the Wage and Hour Division of the United States Department of Labor, by Administrative Order No. 202, appointed Industry Committee No. 62 for the fruit and vegetable packing and farm products assembly industry, herein called the Committee, and directed the Committee to recommend minimum wage rates for the fruit and vegetable packing and farm products assembling industry in accordance with section 8 of the act; and

Whereas, the Committee included eight disinterested persons representing the public, a like number of persons representing employers in the fruit and vegetable packing and farm products assembling industry, and a like number of persons representing employees in the industry, and each group was appointed with due regard to the geographical regions in which the fruit and vegetable packing and farm products assembling industry is carried on; and

Whereas, on July 30, 1943, the Committee, after investigating economic and competitive conditions in the industry, filed with the Administrator a report containing its recommendation for a 40-cent minimum hourly wage rate in the fruit and vegetable packing and farm products assembling industry; and

Whereas, after notices duly published in the FEDERAL REGISTER on August 7, 1943 and November 12, 1943, Donald M. Murtha, the Presiding Officer designated by the Administrator, held a public hearing upon the Committee's recommendation at New York, New York, on Aug-

ust 26, 1943 and on December 2, 1943, at which all interested persons were given an opportunity to be heard; and

Whereas, the complete record of the proceeding before the Presiding Officer has been transmitted to the Administrator; and

Whereas, all persons who appeared at the hearing held on August 26, 1943 and on December 2, 1943 were given leave to file briefs on or before September 10, 1943 and January 24, 1944, respectively; and

Whereas, after notice published in the FEDERAL REGISTER on January 11, 1944, oral argument was held on January 26, 1944 before the Administrator; and

Whereas, the Administrator, upon reviewing all the evidence adduced in this proceeding and giving consideration to the provisions of the act, with special reference to sections 5 and 8, has concluded that the Industry Committee's recommendation for the fruit and vegetable packing and farm products assembling industry, as defined by Administrative Order No. 202, is made in accordance with law, is supported by the evidence adduced at the hearing, and taking into consideration the same factors as are required to be considered by the committee, will carry out the purposes of the Act; and

Whereas, the Administrator has set forth his decision in an opinion entitled "Findings and Opinion of the Administrator in the Matter of the Recommendation of Industry Committee No. 62 for a Minimum Wage Rate in the Fruit and Vegetable Packing and Farm Products Assembling Industry," dated this day, a copy of which may be had upon request addressed to the Wage and Hour Division, United States Department of Labor, 165 West 46th Street, New York, New York,

Now, therefore, *It is ordered, That:*

- Sec.  
645.1 Approval of recommendation of Industry Committee No. 62.  
645.2 Wage rate.  
645.3 Posting of notices.  
645.4 Definition of fruit and vegetable packing and farm products assembling industry.  
645.5 Scope of the definition.  
645.6 Effective date.

AUTHORITY: §§ 645.1 to 645.6, inclusive, issued under sec. 8, 52 Stat. 1064; 29 U.S.C., Supp. IV, sec. 208.

§ 645.1 *Approval of recommendation of Industry Committee No. 62.* The Committee's recommendation is hereby approved.

§ 645.2 *Wage rate.* Wages at a rate of not less than 40 cents per hour shall be paid under section 6 of the act by every employer to each of his employees who is engaged in commerce or in the production of goods for commerce in the fruit and vegetable packing and farm products assembling industry.

§ 645.3 *Posting of notices.* Every employer employing any employees engaged in commerce or in the production of goods for commerce in the fruit and vegetable packing and farm products assembling industry shall post and keep posted in a conspicuous place in each



department of his establishment where such employees are working such notices of this order as shall be prescribed from time to time by the Wage and Hour Division of the United States Department of Labor.

§ 645.4 *Definition of the fruit and vegetable packing and farm products assembling industry.* For the purposes of this order the term "fruit and vegetable packing and farm products assembling industry" means:

The assembling and preparing for market of fresh fruits and vegetables, and other farm and related products (including wild and domesticated animals other than those assembled for processing into food for human or animal consumption).

(a) It includes, but without limitation:

(1) The packing of fresh fruits and vegetables; the shelling of nuts; the ginning and compressing of cotton; the retting and decorticating of flax and other vegetable fibers; and other similar operations performed on farm and related products.

(2) The gathering or collecting of wild berries, plants, flowers, gums, saps, seeds and other forms of wild plant or animal life.

(3) "The leaf processing branch of the Cigar Industry" as defined in the wage order for the Cigar Industry.

(b) *Provided, however,* That this industry does not include: (1) the assembling of fresh fruits and vegetables or other farm and related products when performed in a marketing or wholesaling establishment which does no preparing for market within the meaning of this definition and which receives directly from gatherers of non-cultivated products or from farmers products constituting less than one-half of all products handled; (2) logging; (3) public warehousing of commodities other than cotton; (4) any product included in the canned fruits and vegetables and related products industry; cottonseed and peanut crushing industry; vegetable fats and oils industry; and meat, poultry, and dairy products industry (as defined in Administrative Orders Nos. 182, 189, 190, and 201 respectively), or in the grain products industry and the tobacco industry (as defined in the wage orders for such industries).

§ 645.5 *Scope of the definition.* The definition of the fruit and vegetable packing and farm products assembling industry covers all occupations which are necessary to the operations of the industry, including clerical, maintenance, shipping and selling occupations: *Provided,* That where an employee covered by this definition is employed during the same workweek at two or more different minimum rates of pay, he shall be paid the highest of such rates for such workweek unless records concerning his employment are kept by his employer in accordance with applicable regulations of the Wage and Hour Division.

§ 645.6 *Effective date.* This wage order shall become effective May 22, 1944.

Signed at New York, N. Y. this 20th day of April, 1944.

L. METCALFE WALLING,  
Administrator.

[F. R. Doc. 44-5977; Filed, April 26, 1944; 4:56 p. m.]

## TITLE 32—NATIONAL DEFENSE

### Chapter VIII—Foreign Economic Administration

#### Subchapter B—Export Control

[Amdt. 162]

### PART 801—GENERAL REGULATIONS

#### PROHIBITED EXPORTATIONS

Section 201.2 *Prohibited exportations* is hereby amended in the following particulars:

In the column headed "General License Group" the group and country designations assigned to the commodities listed below, at every place where said commodities appear in said section, are hereby amended to read as follows:

Commodity and Department of Commerce Number	General license group
Animals, edible:	
Poultry, live, 0019.00.....	K
Asbestos manufactures:	
Boiler mattress covers and fillers, 5459.09.....	K
Brake blocks, molded and semi-molded, 5459.01.....	K
Brake lining, molded and semi-molded, 5456.00.....	K
Clutch facing, molded and semi-molded, 5458.10.....	K
Paper, millboard, and roll board, 5453.00.....	K
Pipe covering and cement, 5454.00.....	K
Sheets, 5459.15.....	K
Buttons:	
Buttons and parts of all materials except synthetic resins or pearl shell, 9712.90.....	K
Button parts, backs, blanks, and molds, 9713.00.....	K
Clay and clay products:	
Electrical porcelain for less than 6600 volts, 5335.00.....	K
Cotton manufactures:	
Laces, embroideries and articles thereof, n. e. s., 3185.00.....	K
Electrical machinery and apparatus:	
Batteries, dry, multiple cell except flashlight, 7017.00.....	None
Earphone batteries, 7017.00.....	None
Other batteries, 7017.00.....	None
Fodders and feeds:	
Hay, 1101.00.....	K
Glass and glass products:	
Electric insulators, glass, 5292.00.....	K
Leather manufactures:	
Leather manufactures, n. e. s. (include watch straps), 0699.00.....	K
Miscellaneous:	
Coin-operated commodity vending machines, 9871.00.....	K
Coin-operated machines except musical, n. e. s., 9872.00.....	K
Notions, cheap novelties and specialties, n. e. s. (except beads and bead articles), 9840.98.....	K
Musical instruments:	
Brass-wind instruments (include bugles, cornets, trombones, tubas, trumpets, sousaphones, French horns and other horns with cup mouthpieces), 9247.00.....	K
Percussions (include drums, cymbals, xylophones, etc.), 9245.00.....	K
Wood-wind instruments (include saxophones, clarinets of wood, metal, or composition, flutes, piccolos, oboes, bassoons, English horns, heckelphones, fifes and sarrusophones), 9248.00.....	K

Commodity and Department of Commerce Number	General license group
Office supplies, miscellaneous:	
Carbon paper, 9392.00.....	K
Fountain pen parts (include holders and nib assemblies and parts), 9312.00.....	K
Pencil leads, 9305.30.....	K
Pencil parts, 9305.50.....	K
Penholders and parts, n. e. s., 9319.00.....	K
Typewriter ribbons, 9395.00	
Mounted on spools containing steel or other CMP products, 9395.00.....	K
Other, mounted or unmounted, 9395.00.....	K
Office supplies, n. e. s. (including paper clips, binders, ink stands, dictaphone records, file fasteners, thumb tacks and pencil sharpeners), 9399.00.....	None
Desk pencil sharpeners, 9399.00.....	None
Paper clips, clamps and fasteners, 9399.00.....	None
Punches and perforators, 9399.00.....	None
Staple removers, 9399.00.....	None
Thumb tacks, 9399.00.....	None
Other office supplies, n. e. s., 9399.00.....	K
Scientific and professional instruments, apparatus, and supplies:	
Compasses engineering and surveying, 9160.15.....	K
Drawing equipment, 9160.21.....	K
Levels, engineering and surveying, except mechanics hand tools, 9160.13.....	K
Map reproduction equipment, 9160.19.....	K
Plane tables, 9160.17.....	K
Surveying and engineering instruments, equipment and parts, n. e. s., 9160.29.....	K
Transits, 9160.11.....	K
Wood manufactures:	
Chairs (report chairs, chief value upholstery in 4248.00), 4242.00.....	K
Office furniture and store fixtures, 4244.00.....	K
Furniture, chief value of upholstery, n. e. s. (wood predominating in frame construction), 4248.00.....	K
Furniture, chief value of wood, n. e. s., 4247.00.....	K
Woodenware, 4298.00.....	K
Zinc:	
Photo engraving plates, finished, 9830.00.....	K

Shipments of the above commodities listed under the heading "Electrical machinery and apparatus" which are on dock, on lighter, laden aboard the exporting carrier, or in transit to a port of exit pursuant to an actual order for export prior to the effective date of this amendment, may be exported under the previous general license provisions. Shipments moving to a vessel subsequent to the effective date of this amendment pursuant to Office of Defense Transportation permits issued prior to such date may also be exported under the previous general license provisions. This amendment shall be effective immediately upon publication except with respect to those commodities listed under the heading "Electrical machinery and apparatus" as to which this amendment shall become effective on May 4, 1944.



(Sec. 6, 54 Stat. 714; Pub. Law 75, 77th Cong.; Pub. Law 638, 77th Cong.; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; Delegation of Authority No. 20, 8 F.R. 16235; Delegation of Authority No. 21, 8 F.R. 16320)

Dated: April 25, 1944.

S. H. LEBENSBERGER,  
Director,  
Requirements and Supply Branch,  
Bureau of Supplies.

[F. R. Doc. 44-6000; Filed, April 27, 1944;  
10:42 a. m.]

[Amdt. 163]

PART 802—GENERAL LICENSES

SHIP AND PLANE STORES, SUPPLIES AND EQUIPMENT

Subdivision (ii) of subparagraph (2) of paragraph (a) of § 802.13 *Ship and plane stores, supplies and equipment* is hereby amended by deleting therefrom the words "exclusive of zinc plates".

(Sec. 6, 54 Stat. 714; Pub. Law 75, 77th Cong.; Pub. Law 238, 77th Cong.; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; Delegation of Authority No. 20, 8 F.R. 16235; Delegation of Authority No. 21, 8 F.R. 16320)

Dated: April 21, 1944.

S. H. LEBENSBERGER,  
Director,  
Requirements and Supply Branch,  
Bureau of Supplies.

[F. R. Doc. 44-6001; Filed, April 27, 1944;  
10:42 a. m.]

[Amdt. 164]

PART 802—GENERAL LICENSES

SHIPMENTS NOT EXCEEDING SPECIFIED VALUE

Paragraph (a) of § 802.10 *General licenses which permit shipments not exceeding a specified value* is hereby amended by deleting from the commodities listed therein the following commodities:

Commodity	Schedule B No.
*Aconite and preparations	2209.27
	8124.98, 8127.98
*Arnica	2209.33, 8124.98
*Belladonna	2209.01,
	8124.03, 8127.93, 8150.01, 8151.01, 8180.03
*Cinchopen	8135.98
Commutators	7099.90
Digitalis compounds	2209.98, 8135.98
Electrodes, carbon or graphite	5473.01,
	5473.05, 5478.00, 5480.01, 5480.03
*Ergot and preparations	2209.98,
	8124.98, 8127.98
*Gallic acid	8303.98
Gelatin capsules, empty	0099.00
*Gualcol	8135.98
*Homatropine	8180.03
*Hyoscyamus	2209.11,
	8124.13, 8127.94, 8180.13
Kava-Kava	2209.98
Nutgall	2209.98
Paint spraying equipment	7720.00
Podophyllum	2206.00
Red squill	2209.21
*Stramonium and preparations	2209.25,
	8124.98, 8127.98, 8180.14, 8180.19
Tannic acid	8303.98

And by inserting an asterisk (\*) before the commodity "Hormones".

(Sec. 6, 54 Stat. 714; Pub. Law 75, 77th Cong.; Pub. Law 638, 77th Cong.; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; Delegation of Authority No. 20, 8 F.R. 16235; Delegation of Authority No. 21, 8 F.R. 16320)

Dated: April 27, 1944.

S. H. LEBENSBERGER,  
Director,  
Requirements and Supply Branch,  
Bureau of Supplies.

[F. R. Doc. 44-6002; Filed, April 27, 1944;  
10:42 a. m.]

Chapter XI—Office of Price Administration

PART 1340—FUEL

[MPR 88, Amdt. 7]

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.\*

Section 2.19 (b) is added to read as follows:

(b) *Worcester, Massachusetts Area.* In the Worcester, Massachusetts Area, comprising the following townships and cities: Auburn, Barre, Berlin, Boylston, Charlton, Clinton, Dudley, East Brookfield, Grafton, Holden, Hopkinton, Lancaster, Leicester, Millbury, New Braintree, Northbridge, North Brookfield, Northborough, Oakham, Oxford, Paxton, Princeton, Rutland, Shrewsbury, Southbridge, Spencer, Sterling, Sutton, Upton, Webster, West Boylston, Westborough and Worcester, maximum prices shall be as follows:

	Cents per gallon
(1) For kerosene, No. 1 Fuel Oil and Range Oil:	
Loaded into buyers' tank wagons	8.3
Loaded into containers in quantities of 10 gallons or less at sellers bulk plant	10.8
Tank wagon deliveries to resellers in quantities of 25 gallons or over	10.6
Tank wagon deliveries to consumers in quantities of 25 gallons or over	10.6
Tank wagon deliveries in quantities of less than 25 gallons and truck deliveries in containers in quantities of less than 25 gallons	12.1

(2) For Nos. 2, 3 and 4 Distillate Fuel Oil:

	Cents per gallon
Loaded into buyers' tank wagons	7.8
Tank wagon deliveries to consumers in quantities of 100 gallons or over	9.3
Tank wagon deliveries to consumers in quantities of less than 100 gallons	9.8

This amendment shall become effective May 2, 1944.

\*Copies may be obtained from the Office of Price Administration.  
18 F.R. 3718.

(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 27th day of April 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-6009; Filed, April 27, 1944;  
11:18 a. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[RO 16, Amdt. 132]

MEAT, FATS, FISH AND CHEESES

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

Ration Order 16 is amended in the following respects:

1. Section 26.3 (d) is amended by substituting in the first sentence the number "50" for the number "75".

2. Section 26.3 (d) (3) is amended to read as follows:

(3) The number of points he needs until the end of the period. If the district office finds that he needs additional points, it will issue to him a certificate for the number of points he requests, but not more than 50% of his allotment for that period.

3. Section 26.3 (d) (4) is revoked. This amendment shall become effective May 1, 1944.

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

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421, 507 and 729, 77th Cong.; E.O. 9125, 7 F.R. 2719; E.O. 9280, 7 F.R. 10179; WPB 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 27th day of April 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-6010; Filed, April 27, 1944;  
11:20 a. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[RO 16, Amdt. 133]

MEAT, FATS, FISH AND CHEESES

A rationale for this amendment has been issued simultaneously herewith and

18 F.R. 13128, 13394, 13980, 14399, 14623, 14764, 14845, 15253, 15454, 15524, 16160, 16161, 16260, 16263, 16424, 16727, 16806, 16695, 16739, 16797, 16855, 17326; 9 F.R. 104, 106, 220, 403, 677, 695, 849, 1054, 1532, 1581, 1728, 1818, 1909, 2235, 2240, 2406, 2568.



has been filed with the Division of the Federal Register.\*

Ration Order 16 is amended in the following respects:

1. Section 10.5 (f) (7) is amended by deleting the words "primary distributor."

2. Section 26.6 (a) is amended by substituting the words "a 'retail' or 'wholesale establishment,'" for the words "a 'retail,' 'wholesale,' or 'primary distributor establishment,'".

3. The first sentence of section 26.7 (a) is amended by inserting after the words "An independent collector" the words "who acquired household salvage fats for sale or transfer during October 1943".

4. Section 26.7 (a) (1) is amended by deleting the word "and".

5. Section 26.7 (a) (2) is amended by substituting a semicolon for the period at the end.

6. Section 26.7 (a) (3), (4) and (5) are added to read as follows:

(3) The number of points he owes for household salvage fats he acquired;

(4) The number of points owed to him for household salvage fats he transferred; and

(5) The number of points he has on hand and in his ration bank account.

7. Section 26.7 (b) is amended by deleting the second and third sentences, and substituting the following:

This allowable inventory is his working capital and is determined by multiplying by two the number of pounds of household salvage fats he transferred October 1943. The district office will issue to him a certificate in this amount, less the number of points owed to him for household salvage fats he transferred, the number of points he has on hand and in his ration bank account, and the number of pounds of such fats multiplied by two which he has on hand on the date of his application. However, if he owes points for fats acquired by him, the amount of any certificate issued under this paragraph shall be increased by the number of points owed.

This amendment shall become effective May 1, 1944.

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

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421, 507 and 729, 77th Cong.; E.O. 9125, 7 F.R. 2719; E.O. 9280, 7 F.R. 10179; WPB Directive 1, 7 F.R. 562; and Supp. Dir. 1-M, 7 F.R. 8234; Food Directive 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 27th day of April 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-6011; Filed, April 27, 1944; 11:20 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL  
COMMODITIES

[MPR 515,<sup>1</sup> Correction]

SOYBEANS OF THE 1943 CROP

Maximum Price Regulation 515 is corrected in the following respects:

1. The definition of "country elevator" in section 10 should be corrected to read as follows:

"Country shipper" means, with respect to any lot of soybeans, a person who has received the soybeans from a producer or trucker-merchant and who has placed them in storage such as an elevator or warehouse.

2. Section 11 (d) (1) is corrected to read as follows:

(1) The aggregate markup for all sales by all sellers whose maximum prices are established under this paragraph (d) shall not exceed the applicable maximum markup specified in this paragraph, and the markup which a subsequent seller may add on resale is reduced or eliminated as the case may be, by the amount of the markup taken by prior sellers establishing a maximum price under this paragraph (d).

This correction shall become effective May 2, 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 27th day of April 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-6012; Filed, April 27, 1944; 11:20 a. m.]

PART 1499—COMMODITIES AND SERVICES

[MPR 188,<sup>2</sup> Amdt. 33]

CRUDE GYPSUM

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. 188 is amended in the following respect:

1. The list of commodities in § 1499.167, Appendix B, of the Maximum Price Regulation No. 188, is amended by adding thereto the following product:

§ 1499.167 Appendix B \* \* \*

Crude gypsum

This amendment shall become effective May 2, 1944.

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

19 F.R. 2235, 2477.

\*7 F.R. 5872, 7967, 8943, 10155; 8 F.R. 537, 1815, 1980, 3105, 3788, 3850, 4140, 4931, 5759, 8751, 8753, 9836, 10433, 10906, 11037, 12406, 12479, 12186, 12668, 14622, 14766, 16298, 17415; 9 F.R. 1912, 2556, 3095, 3858.

(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 27th day of April 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-6014; Filed, April 27, 1944; 11:20 a. m.]

PART 1499—COMMODITIES AND SERVICES

[Rev. SR 14 to GMPR, Amdt. 127]

BUTCHERS' FROCKS SOLD BY DEFENSE SUPPLIES CORPORATION, THE AMERICAN MEAT INSTITUTE, AND MEAT PACKERS

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

A new section 3.13 is added to read as follows:

SEC. 3.13 *Butchers' frocks sold by Defense Supplies Corporation, the American Meat Institute, and meat packers.* Maximum prices for sales of butchers' frocks manufactured under Quartermaster Corps tentative specifications P. Q. D. No. 120, dated January 15, 1942, and sold by Quartermaster Corps to Defense Supplies Corporation are established as follows:

(a) Sales by Defense Supplies Corporation: \$2.56 net per garment, f. o. b. warehouse.

(b) Sales by the American Meat Institute, Chicago, Illinois: \$2.57 net per garment, f. o. b. warehouse.

(c) Sales by meat packers: a price not to exceed \$2.57 per garment, plus the actual incoming transportation cost per garment which the packer paid.

(d) Prior to or at the time of shipment, the American Meat Institute shall furnish to persons purchasing these garments from it, the following notice:

We are sending this notice to you pursuant to requirement of the OPA. This notice advises you as to your ceiling price for the butchers' frocks which we are delivering to you. These frocks were made for the United States Army. Because of the urgent need for butchers' frocks by the packing industry, arrangements have been made for the release by the Army of these frocks for ultimate sale or distribution to employees at meat packing houses.

The ceiling price for the American Meat Institute, as fixed by the OPA, is \$2.57 net per garment, F. O. B. warehouse.

If you are a packer, and you sell these frocks to your employees, your ceiling price as fixed by the OPA must not exceed the amount which you paid to the American Meat Institute, plus the incoming transportation cost, per garment, which you paid. Meat packers who have arrangements with employees for the distribution of protective clothing below acquisition cost, or without any charge, may, of course, continue these practices with respect to these frocks.

This amendment shall become effective April 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 27th day of April 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-6013; Filed, April 27, 1944;  
11:18 a. m.]

## TITLE 43—PUBLIC LANDS: INTERIOR

### Chapter I—General Land Office

[Circular 1573]

#### PART 192—OIL AND GAS LEASES

##### MISCELLANEOUS AMENDMENTS

Section 192.76, 192.77 and 192.78 are amended to read as follows:

§ 192.76 *Application for renewal.* An application to renew a 20-year lease for a period of 10 years should be filed in triplicate with the register of the district land office in which the leased land is located or if in a state in which there is no district land office, in the General Land Office at least 90 days, but not more than six months, prior to the expiration of its term. Such application should be made by the record title holder or holders of the lease and may be joined in or consented to by the operator of record. The application should show whether all monies due the United States have been paid and whether operations under the lease have been conducted in accordance with the regulations of the Department.

The applicant or his operator shall furnish in triplicate with the application for renewal, copies of all agreements not heretofore filed providing for overriding royalties or other payments out of production from the lease which will be in existence as of the date of its expiration. When such payments, including overriding royalties, are in excess of 5 percent of gross production a detailed statement of the income from and costs of operation of the lease for the twelve month period immediately preceding the month in which the application for renewal is filed must also be furnished. The register will forward one copy of the application to the supervisor of oil and gas operations, Geological Survey, for the district in which the lands are located.

§ 192.77 *Report by Geological Survey.* Upon receipt of a copy of the application for renewal, the oil and gas supervisor will report to the Director of the Geological Survey as to the effect of the overriding royalties or other payments out of production on the successful operation of the lease, the number and status of the wells drilled on the leasehold, the current rate of production, if any, whether the lessee has made full compliance with the operating regulations of the Geological Survey and, if not, the respects in which the lessee has failed to make compliance.

In reporting the facts with respect to overriding royalties or other payments, due consideration shall be given to the following: The cost of drilling, equipping, and operating the wells and the

marketing of production, together with prevailing prices for production, the marketing facilities, the cost of transportation, the possibilities of increasing production under wise and skillful management, including secondary recovery operations, the estimated reserves, and any other factors that may influence the costs and income from the lands leased. The Director will report these facts to the Commissioner, General Land Office, with such recommendation as he deems proper.

§ 192.78 *Action in General Land Office.* The Commissioner of the General Land Office shall consider the application and report submitted by the Director of the Geological Survey. If the outstanding obligations payable from production do not constitute a burden on the lease prejudicial to the interests of the United States, they will not be considered a bar to its renewal but any lease that issues shall be upon the condition, to be incorporated in the lease, that if and when the costs of operations including the payment of overriding royalties or payments out of production shall be determined by the Secretary of the Interior to constitute such a burden such royalties and payments shall be reduced to not more than 5 percent of the value of the production. If no objection to the renewal of the lease appears to the Commissioner, copies of a renewal lease, in triplicate, dated the first day of the month in which the original lease terminated, will be forwarded to the lessee for execution. Upon receipt of the executed lease forms and a satisfactory lease bond the Commissioner shall then make his recommendation to the Secretary, and if the lease is executed by the Secretary, one copy thereof will be delivered to the lessee.

If a determination is made that overriding royalties and payments out of production in excess of 5 percent of gross production constitute a burden on lease operations to the extent that proper and timely development will be retarded, or continued operation of the lease impaired, or premature abandonment of the wells caused, the lease application will be suspended and the parties in interest will be offered an opportunity to reduce the excessive overriding royalties or other payments out of production to not more than 5 percent of the value of the production. In the event that the holders of outstanding overriding royalty or other interests payable out of production, the operator, and the lessee are unable to enter into a mutually fair and equitable agreement, any of the parties may apply for a hearing at which all interested parties may be heard and written statements presented. Thereupon a final decision will be rendered by the Department outlining the conditions acceptable to it as a basis for a fair and reasonable adjustment of the excessive overriding royalties and other payments out of production, and an opportunity will be afforded within a fixed period of time to submit proof that such adjustment has been effected. Upon failure to submit such proof within the time so fixed, the application for renewal will be denied.

*Section revoked.* Section 192.81a prescribed by Circular No. 1505 of March 9, 1942, is revoked.

FRED W. JOHNSON,  
Commissioner.

NOVEMBER 12, 1943.

I concur:

THOMAS B. NOLAN,  
Acting Director, Geological Survey.

Approved: April 20, 1944.

HAROLD L. ICKES,  
Secretary of the Interior.

[F. R. Doc. 44-6018; Filed, April 27, 1944;  
11:38 a. m.]

## TITLE 49—TRANSPORTATION AND RAILROADS

### Chapter II—Office of Defense Transportation

[Exemption Order ODT 21-2A, Amdt. 1]

#### PART 521—CONSERVATION OF MOTOR EQUIPMENT; EXCEPTIONS, PERMITS AND EXEMPTIONS

##### CERTIFICATES OF WAR NECESSITY

Pursuant to Executive Orders 8989, as amended, and 9156, § 521.3506 of Exemption Order ODT 21-2A (8 F.R. 7404) is hereby amended by striking the word "Partial" from the caption, and by adding a paragraph designated as (h) immediately following the existing paragraph (g), to read as follows:

§ 521.3506 *Exemption of certain motor vehicles.* The following described commercial motor vehicles are hereby exempted from the provisions of General Order ODT 21, as amended:

(h) Any commercial motor vehicle operated in the course of its rebuilding, including operation to and from, within and between, rebuilding plants.

This Amendment 1 to Exemption Order ODT 21-2A shall become effective on April 27, 1944.

(Gen. Order ODT 21, as amended, 7 F.R. 7100, 9437, 8 F.R. 2510, 7357, 7880, 9033, 13071; E.O. 8989, as amended, 6 F.R. 6725 and 8 F.R. 14183; E.O. 9156, 7 F.R. 3349)

Issued at Washington, D. C., this 27th day of April 1944.

J. M. JOHNSON,  
Director,  
Office of Defense Transportation.

[F. R. Doc. 44-5983; Filed, April 27, 1944;  
10:16 a. m.]

## Notices

### DEPARTMENT OF AGRICULTURE.

#### Farm Credit Administration.

#### 4 PERCENT CONSOLIDATED BONDS OF MAY 15, 1944-64

#### NOTICE OF CALL FOR REDEMPTION BY THE TWELVE FEDERAL LAND BANKS

To holders of 4 percent Consolidated Federal farm loan bonds of May 15, 1944-64, and others concerned:



Public notice is hereby given that the twelve Federal land banks have called all outstanding 4 percent consolidated Federal farm loan bonds of May 15, 1944-64, for redemption on May 15, 1944. Interest on them will cease on that date. Unless previously surrendered, these bonds will be payable at par upon presentation at any Federal reserve bank or branch, or at the Treasury Department, Washington, D. C., on and after May 15, 1944.

[SEAL]

W. E. RHEA,  
*Land Bank Commissioner.*

APRIL 22, 1944.

Attest:

JOHN A. SMITH,  
*Deputy Land Bank Commissioner.*

[F. R. Doc. 44-6015; Filed, April 27, 1944;  
11:25 a. m.]

### INTERSTATE COMMERCE COMMISSION.

[S. O. 70-A, Special Permit 225]

#### RECONSIGNMENT OF POTATOES AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Chicago, Illinois, April 25, 1944, by National Produce of car URT 85488, potatoes, now on the Wood Street Terminal to Hoopston, Illinois.

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall 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.

Issued at Washington, D. C., this 25th day of April 1944.

R. S. BOOTH,  
*Acting Director,*  
*Bureau of Service.*

[F. R. Doc. 44-6003; Filed, April 27, 1944;  
11:04 a. m.]

[S. O. 200, Special Permit 2]

#### REICING OF EARLY POTATOES FROM CALIFORNIA

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph (§ 95.337, 9 F.R. 4402) of Service Order No. 200 of April 22, 1944,

permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To relce once in transit to full bunker capacity any refrigerator car loaded with early potatoes originating in California.

This permit shall become effective 12:01 a. m., April 26, 1944, and shall expire with May 10, 1944.

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall 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.

Issued at Washington, D. C., this 25th day of April 1944.

R. S. BOOTH,  
*Acting Director,*  
*Bureau of Service.*

[F. R. Doc. 44-6004; Filed, April 27, 1944;  
11:04 a. m.]

[S. O. 178, 2d Amended Gen. Permit 7]

#### LOADING OF DRIED OR EVAPORATED FRUITS, ETC.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph (§ 95.328, 9 F.R. 542) of Service Order No. 178 of January 11, 1944, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 178 insofar as it applies to the furnishing or supplying of a refrigerator car or cars for loading with dried or evaporated fruits, fig paste, fig powder, or fig pulp, or the transportation or movement of a refrigerator car or cars so loaded when moving under refrigeration.

This general permit shall become effective 12 noon April 25, 1944, and shall expire with September 25, 1944.

The waybills shall show reference to this general permit.

A copy of this general permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall 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.

Issued at Washington, D. C., this 25th day of April 1944.

R. S. BOOTH,  
*Acting Director,*  
*Bureau of Service.*

[F. R. Doc. 44-6005; Filed, April 27, 1944;  
11:04 a. m.]

[S. O. 201, Gen. Permit 1]

#### TRANSPORTATION OF ICE

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph (§ 95.338, 9 F.R. 4480) of Service Order No. 201 of April 25, 1944, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 201 insofar as it applies to the use for the transportation of ice of RS type refrigerator cars which are regularly assigned for the movement of ice and are stenciled, boarded or otherwise plainly marked for ice service.

This general permit shall become effective at 12:01 a. m., April 29, 1944.

The waybills shall show reference to this general permit.

A copy of this general permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall 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.

Issued at Washington, D. C., this 25th day of April 1944.

R. S. BOOTH,  
*Acting Director,*  
*Bureau of Service.*

[F. R. Doc. 44-6006; Filed, April 27, 1944;  
11:04 a. m.]

#### OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 3465]

MARIA DETTMER

In re: Mortgage Participation Certificate for Maria Dettmer No. 95 of Series 150,275, issued by the Bond and Mortgage Guarantee Company, of New York; File D-66-889; E. T. sec. 5474.

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 Sterling National Bank & Trust Company of New York, as Trustee, for the benefit of holders of certificates of participation in a mortgage investment guaranteed by the Bond and Mortgage Guarantee Company, and designated as Guarantee No. 150,275, 122 East 42nd Street, New York, New York, acting under the judicial supervision of the Supreme Court, Queens County, State of 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*

Maria Dettmer, 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 Maria Dettmer in and to the income and proceeds of bond and mortgage participation certificate No. 95 in the amount of \$320.93 issued in Guaranteed Series No. 150,275 by the Bond and Mortgage Guarantee Company, being serviced by the Sterling National Bank & Trust Company of New York, 122 East 42nd Street, New York, New York,

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: April 17, 1944.

[SEAL] JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 44-5985; Filed, April 27, 1944;  
10:28 a. m.]

[Vesting Order 3466]

ALBERT EHLER

In re: Trust under will of Albert Ehler, deceased; File No. D-28-7423; E. T. sec. 7606.

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 Bronx County Trust Company, as executor and trustee, acting under the judicial supervision of the Surrogate's Court, Bronx County, State of 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*

Ella Klee Martens and her issue, names unknown, Spieka Neufeld, 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 Ella Klee Martens, and her issue, names unknown, and each of them, in and to the trust created under the last will and testament of Albert Ehler, 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: April 17, 1944.

[SEAL] JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 44-5986; Filed, April 27, 1944;  
10:28 a. m.]

[Vesting Order 3467]

WILHELMINA BADER FELLMETH

In re: Estate of Wilhelmina Bader Fellmeth, deceased; Filed D-28-7833; E. T. sec. 8591.

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 J. Lester Wolfe, Receiver, acting under the judicial supervision of the Superior Court for Mecklenburg County, North Carolina;

(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*

Paul Schalle, Germany.

Heirs, next of kin and distributees, names unknown, of Wilhelmina Bader Fellmeth, 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:

The sum of \$2,441.21 which is in the possession and custody of J. Lester Wolfe, Clerk of the Superior Court of Mecklenburg County, North Carolina,

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: April 17, 1944.

[SEAL] JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 44-5987; Filed, April 27, 1944;  
10:28 a. m.]

[Vesting Order 3468]

CHARLES FRENZEL

In re: Estate of Charles Frenzel, deceased; File D-28-7898; E. T. sec. 8641.



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 Seattle-First National Bank, Executor, 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, nationals of a designated enemy country, Germany, namely,

*Nationals and Last Known Address*

Wilhelmine Wackner or her heirs, Germany.  
August Frenzel or his heirs, 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 Wilhelmine Wackner or her heirs, and August Frenzel or his heirs, and each of them, in and to the estate of Charles Frenzel, 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: April 17, 1944.

[SEAL] JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 44-5988; Filed, April 27, 1944;  
10:29 a. m.]

[Vesting Order 3469]

LOUIS HAAF

In re: Estate of Louis Haaf, deceased; File D-28-7620; E. T. sec. 8025.

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 Clara Johanson, Executrix, 4544a Flora Place, St. Louis (10), Missouri, acting under the judicial supervision of the Probate Court of the City of St. Louis, Missouri;

(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*

Schwester Germana, Germany.  
Simon Bohnert, Germany.  
Mrs. Mina Schneider, (nee Wachenheim), Germany.  
Mrs. Anna Schreyack (nee Grusek), 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 Schwester Germana, Simon Bohnert, Mrs. Mina Schneider (nee Wachenheim), and Mrs. Anna Schreyack (nee Grusek), and each of them, in and to the estate of Louis Haaf, 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: April 17, 1944.

[SEAL] JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 44-5989; Filed, April 27, 1944;  
10:29 a. m.]

[Vesting Order 3470]

FRED HELLMAN

In re: Estate of Fred (Friederich) Hellmann, deceased; File D-66-240; E. T. sec. 2072.

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 John C. Bambenek, Treasurer of Winona County, Winona, Minnesota, Depository, acting under the judicial supervision of the Probate Court of Winona County, Winona, Minnesota;

(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*

Peter Schroeder, Germany.  
Friedrich Schroeder, Germany.  
Anna Barbara Schroeder Weigold, Germany.  
Susanna Schroeder Paul, Germany.  
Gottlieb Schroeder, Germany.  
Elise Schroeder Bletzer, 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 \$10,748.30, which is in the possession and custody of John C. Bambenek, Treasurer of Winona County, Minnesota, Depository, pursuant to order entered June 17, 1940, by the Probate Court of Winona County, Minnesota, in the matter of the estate of Fred (Friederich) Hellmann, deceased, Case No. 9427; also,

All right, title, interest and claim of any kind or character whatsoever of Peter Schroeder, Friedrich Schroeder, Anna Barbara Schroeder Weigold, Susanna Schroeder Paul, Gottlieb Schroeder, Elise Schroeder Bletzer, and each of them, in and to the estate of Fred (Friederich) Hellmann, 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: April 17, 1944.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 44-5990; Filed, April 27, 1944;  
10:29 a. m.]

[Vesting Order 3471]

ALICE H. HEMINGWAY

In re: Estate of Alice H. Hemingway, deceased; File No. D-28-7614; E. T. sec. 8082.

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 Georgiana H. Gray, as Executrix, acting under the judicial supervision of Probate Court, County of Middlesex, Commonwealth of Massachusetts;

(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*

Rudolph von Pfister, Germany.  
Elsie Hecker, Germany.  
Hildegard von Schapper, 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 Rudolph von Pfister, Elsie Hecker and Hildegard von Schapper, and each of them, in and to the estate of Alice H. Hemingway, 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: April 17, 1944.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 44-5991; Filed, April 27, 1944;  
10:29 a. m.]

[Vesting Order 3472]

DETLEF HENSEN

In re: Trust under the last will of Detlef Hensen, deceased; File F-28-11358; E. T. sec. 1278.

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 Richards, Keene & Co., Trustee, 111 East 5th Street, Fremont, Nebraska, acting under the judicial supervision of the County Court of Dodge County, Nebraska (No. 3301);

(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*

Magaretha Wohldmann (also known as Margaretha Wohldman), Germany.  
Anna Behrend, Germany.  
Katharina Losee (also known as Lohse), Germany.  
Hans Hensen (also known as Hans J. Hensen), Germany.  
Katharina Tons (also known as Catharine Toens), Germany.  
Magaretha Gosch (also known as Margaretha), Germany.

Person or persons, names unknown, surviving issue of any of the above designated nationals who died prior to August 29, 1941, Germany.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national in-

terest 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 Magaretha Wohldmann (also known as Margaretha Wohldman), Anna Behrend, Katharina Losee (also known as Lohse), Hans Hensen (also known as Hans J. Hensen), Katharina Tons (also known as Catharine Toens), Magaretha Gosch (also known as Margaretha), and person or persons, names unknown, surviving issue of any of the above designated nationals who died prior to August 29, 1941, and each of them, in and to the trust under the last will of Detlef Hensen, 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: April 17, 1944.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 44-5992; Filed, April 27, 1944;  
10:29 a. m.]

[Vesting Order 3473]

GUSTAV KACHEL

In re: Estate of Gustav Kachel, deceased; File F-28-11566; E. T. sec. 9619.

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 Walter F. Sheehan, 5904 Delmar Avenue, St. Louis, Missouri, Administrator, acting under the judicial supervision of the Probate Court of the City of St. Louis, State of Missouri;



(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*

Alfred Kachel, Germany.  
Franz Kachel, 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 Alfred Kachel and Franz Kachel, and each of them, in and to the estate of Gustav Kachel, 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: April 17, 1944.

[SEAL] JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 44-5993; Filed, April 27, 1944;  
10:29 a. m.]

[Vesting Order 3474]

CHARLES T. KLEIN

In re: Trust under the will of Charles T. Klein, deceased; File D-28-2547; E. T. sec. 4920.

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 City Bank Farmers Trust Company, as Trustees, acting under the judicial supervision of the Surrogate's Court, New York County, State of 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*

Personal representatives, heirs, next of kin and distributees of Clara Wertheim, deceased, Germany.

Elsie Yoschkowitz, also known as Elise Joschkowitz, Germany.

The issue of Elsie Yoschkowitz, also known as Elise Joschkowitz, 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 personal representatives, heirs, next of kin, and distributees of Clara Wertheim, deceased, Elsie Yoschkowitz, also known as Elise Joschkowitz and the issue of Elsie Yoschkowitz, also known as Elise Joschkowitz, and each of them, in and to the trust created under the will of Charles T. Klein, 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: April 17, 1944.

[SEAL] JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 44-5994; Filed, April 27, 1944;  
10:30 a. m.]

[Vesting Order 3475]

HENRY KRANKENBERG

In re: Estate of Henry Krankenberg, deceased; File No. D-28-3896; E.T. sec. 6655.

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 Henry Krankenberg, Executor of the Estate of Henry Krankenberg, deceased, acting under the judicial supervision of the Surrogate's Court of Nassau 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*

Fred Krankenberg, 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 Fred Krankenberg, in and to the estate of Henry Krankenberg, 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: April 17, 1944.

[SEAL] JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 44-5995; Filed, April 27, 1944;  
10:30 a. m.]



[Vesting Order 3476]

WILLIAM J. KROMMINGA

In re: Estate of William J. Kromminga, deceased; File D-28-3833; E. T. sec. 6409.

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 Clerk of the District Court in and for Hardin County, Eldora, Iowa, Depositary, acting under the judicial supervision of the District Court in and for Hardin County, Eldora, Iowa;

(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*

William Kromminga, Germany.  
Helen Boskhoff, Germany.  
Wilhelmina Albers, Germany.  
Person or persons, names unknown, heirs at law of William Kromminga, Helen Boskhoff, and Wilhelmina Albers, 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 \$576.15, which is in the possession and custody of the Clerk of the District Court in and for Hardin County, Eldora, Iowa, Depositary, pursuant to the order of the District Court in and for Hardin County, Eldora, Iowa, entered March 25, 1943, in the matter of the estate of William J. Kromminga, deceased; also

All right, title, interest and claim of any kind or character whatsoever of William Kromminga, Helen Boskhoff, Wilhelmina Albers, and person or persons, names unknown, heirs-at-law of William Kromminga, Helen Boskhoff, and Wilhelmina Albers, and each of them, in and to the estate of William J. Kromminga, 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: April 17, 1944.

[SEAL]

JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 44-5996; Filed, April 27, 1944;  
10:30 a. m.]

[Vesting Order 3477]

ANNIE H. LACKLAND

In re: Estate of Annie H. Lackland, deceased; File: D-28-7991; E. T. sec. 8953 (H-55).

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 Hawaiian Trust Company, Limited, Executor and Trustee, acting under the judicial supervision of the Circuit Court of the First Judicial Circuit, Territory of Hawaii;

(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*

Elinor Castendyk Struve, Germany.  
Surviving children, names unknown, of Elinor Castendyk Struve or the issue of any deceased child, 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 Elinor Castendyk Struve and the Surviving children, names unknown, of Elinor Castendyk Struve or the issue of any deceased child, and each of them, in and to the Estate of Annie H. Lackland, deceased, and in and to the trust created under the will of Annie H. Lackland, 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: April 17, 1944.

[SEAL]

JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 44-5997; Filed, April 27, 1944;  
10:30 a. m.]

[Vesting Order 3478]

RUFUS W. LANE

In re: Estate of Rufus W. Lane, deceased; File D-11-72; E. T. sec. 8968.

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 City Bank Farmers Trust Company, as Executor, acting under the judicial supervision of the Surrogate's Court, New York County, State of New York;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Bulgaria, namely,

*National and Last Known Address*

Etienne Psiachi, Bulgaria.

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, 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 Etienne Psiachi in and to the estate of Rufus W. Lane, 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: April 17, 1944.

[SEAL] JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 44-5998; Filed, April 27, 1944;  
10:30 a. m.]

[Vesting Order 3479]

MARGARET LINDNER

In re: Estate of Margaret Lindner, also known as Margarite Lindner, also known as Margarete Lindner and as Margaret Linder, deceased; File D-28-3743; E. T. sec. 6310.

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 the City of New York, as Depositary, acting under the judicial supervision of the Surrogate's Court, Kings 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*

Catherine Schmidt, Germany.  
Sophie Schumm, 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 Catherine Schmidt and Sophie Schumm, in and to the Estate of Margaret Lindner, also known as Margarite Lindner, also known as Margarete Lindner and as Margaret Linder, 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: April 17, 1944.

[SEAL] JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 44-5999; Filed, April 27, 1944;  
10:30 a. m.]

[Vesting Order 808, Amdt.]

MAXIMILIAN SPIESMACHER

Whereas, through clerical error the name, the Treasurer of the City of New York, Depositary, was inadvertently omitted from subparagraph (1) of Vesting Order Number 808 of February 1, 1943;

Now, therefore, Vesting Order Number 808 is hereby amended as follows and not otherwise by deleting said subparagraph (1) and inserting in lieu thereof the following paragraph:

The property and interests hereinafter described are property which is in the process of administration by Carl Spiesmacher, Administrator of the estate of Maximilian Spiesmacher, also known as Max Spiesmacher, deceased, and the Treasurer of the City of New York, Depositary, acting under the judicial supervision of the Surrogate's Court of the State of New York in and for Kings County.

All other provisions of said Vesting Order Number 808 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 April 17, 1944.

[SEAL] JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 44-5855; Filed, April 25, 1944;  
11:14 a. m.]

[Vested Order 2180, Amdt.]

EMPIRE STATE PROPERTIES AND TRADING  
CORP.

Vesting Order Number 2180, dated September 10, 1943, is hereby amended to read as follows:

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 of the outstanding capital stock of Empire State Properties and Trading Corporation, a corporation organized and doing business under the laws of the State of New York and a business enterprise within the United States, consisting of 10,000 shares of common having a par value of \$65 a share, all registered in the name of "Voting Trustees under Trust Agreement, dated December 1, 1936" (Albrecht Pagenstecher III and Horst von Hennig), 5,000 shares (50%) represented by Voting Trust Certificates Nos. 11 and 15 registered in the names of Armin Wedekind and Alfred Wyss, respectively, are beneficially owned by the persons listed below in the number appearing opposite each name and are evidence of control of said business enterprise:

*Name and Number of Shares*

Oscar von Wedekind.....	2,500
Julia von Knorr.....	2,500
Total.....	5,000

2. That of the issued and outstanding Voting Trust Certificates representing 10,000 shares of common stock of Empire State Properties and Trading Corporation and issued under Voting Trust Agreement, dated December 1, 1936, Voting Trust Certificates Nos. 11 and 15 representing 2,500 shares each are registered in the names of Armin Wedekind and Alfred Wyss, respectively, and are beneficially owned by Oscar von Wedekind and Julia von Knorr, as their interests may appear, and are evidence of control of said Empire State Properties and Trading Corporation;

3. That Oscar von Wedekind and Julia von Knorr whose last known addresses are Berlin, Germany, are nationals of a designated enemy country (Germany);

and determining:

4. That Empire State Properties and Trading Corporation is controlled by or acting for or on behalf of Oscar von Wedekind and Julia von Knorr or a designated enemy country (Germany) or persons within such country and is a national of a designated enemy country (Germany);

5. 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 (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 5,000 shares of the common stock of Empire State Properties and Trading Corporation hereinbefore more fully described in subparagraph 1 above and Voting Trust Certificates representing 5,000 shares of common stock of Empire State Properties and Trading Corporation hereinbefore more fully described in subparagraph 2 above, 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 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 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 April 17, 1944.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 44-5856; Filed, April 25, 1944;  
11:14 a. m.]

#### OFFICE OF DEFENSE TRANSPORTATION.

[Supp. Order ODT 3, Rev. 229]

##### COMMON CARRIERS

##### COORDINATED OPERATIONS BETWEEN CINCINNATI, OHIO, AND POINTS IN KENTUCKY AND TENNESSEE

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 947, 2793, 3264, 3357), a copy of which plan is attached hereto as Appendix 2,<sup>1</sup> and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the suc-

cessful prosecution of the war, *It is hereby ordered*, That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

7. Communications concerning this order should refer to it by the Supplementary Order number which appears in the caption hereof, and, unless other-

wise directed, should be addressed to the Division of Motor Transport, Office of Defense Transportation, Washington, D. C.

This order shall become effective May 1, 1944, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 27th day of April 1944.

J. M. JOHNSON,  
Director,

Office of Defense Transportation.

##### APPENDIX 1

Dixie Ohio Express Co. (a corporation),  
1333 W. Seventh St., Cincinnati, Ohio.  
Weeks Motor Freight (a corporation), Third  
& Baymiller Sts., Cincinnati, Ohio.

[F. R. Doc. 44-5984; Filed, April 27, 1944;  
10:16 a. m.]

#### OFFICE OF PRICE ADMINISTRATION.

[RMPR 204, Order 14]

##### RUBBER THREAD AND YARN; ELASTIC WEB AND BRAID

##### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, Executive Orders Nos. 9250 and 9328 and section 23 (a) of Revised Maximum Price Regulation 204, it is ordered:

(a) *Applicability of this order.* This order is applicable to:

- (1) Sales of bare rubber thread to Defense Supplies Corporation;
- (2) Sales of covered rubber thread and yarn to Defense Supplies Corporation; and

(3) Sales of elastic web and braid to Defense Supplies Corporation by holders of elastic web and braid who have altered its form.

(b) *Maximum prices for bare rubber thread.* The maximum price for sales of bare rubber thread covered by this order shall be the manufacturer's October 1, 1941, list price except in those cases where the Federal excise tax has been paid, in which event the amount of the tax may be added.

(c) *Maximum prices for covered rubber thread and yarn.* (1) The maximum prices for sales by manufacturers or coverers shall be:

(i) The manufacturer's or coverer's October 1, 1941, list price for the covered yarn or thread; or, if he had no list price as of that date,

(ii) The United States Rubber Company, New York, New York, October 1, 1941, list prices.

(2) The maximum prices for sales by persons other than manufacturers and commercial coverers shall be the lower of the following:

<sup>1</sup> Filed as part of the original document.



(i) The manufacturer's or coverer's March 1942 list price for the covered yarn or thread; or

(ii) The seller's net invoice cost of the covered yarn or thread.

(d) *Maximum prices for elastic web and braid.* The maximum price for sales of elastic web and braid covered by this order shall be that established by the General Maximum Price Regulation or Maximum Price Regulation 220, whichever is lower.

(e) *Conditions of sale.* The maximum prices established by this order are f. o. b. cars or trucks at seller's plant or point of storage.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 27, 1944.

Issued this 26th day of April 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-5964; Filed, April 26, 1944;  
3:53 p. m.]

[RPS 60, Order 13]

#### DIRECT CONSUMPTION SUGAR

##### ESTABLISHMENT OF MAXIMUM PRICES

Order No. 13 under § 1334.51 (a) (6) (i) of Revised Price Schedule 60. Direct consumption sugar.

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

(a) *Maximum prices governing sales by primary distributors of certain new grades and packages of direct consumption sugar.* (1) The American Sugar Refining Company and other primary distributors of direct consumption sugar are hereby authorized to determine their maximum price for pressed tablets and dots, unwrapped, packed four ounces per carton, net weight, 200 cartons in a fibre-board container by adding a differential of \$5.25 per 100 pounds net to the maximum basis price.

(b) This order may be revoked or amended by the Price Administrator at any time.

(c) This order shall become effective April 28, 1944.

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

Issued this 27th day of April 1944.

JAMES F. BROWNLEE,  
Acting Administrator.

[F. R. Doc. 44-6007; Filed, April 27, 1944;  
11:21 a. m.]

#### Regional and District Office Orders.

##### LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Rev. General Order 51 were filed with the Division of the Federal Register on April 22, 1944.

##### REGION I

Boston Order No. 2-F, Amendment No. 3, filed 3:08 p. m.

Connecticut Order No. 2-F, Amendment No. 4, filed 3:08 p. m.  
Connecticut Order No. 3-F, Amendment No. 2, filed 3:08 p. m.

##### REGION II

Binghamton Order No. P-1, Amendment No. 3, filed 3:38 p. m.  
District of Columbia Order No. P-1, Amendment No. 3, filed 3:35 p. m.  
District of Columbia Order No. 1-F, Amendment No. 3, filed 3:35 p. m.  
Harrisburg Order No. 1-F, Amendment No. 1, filed 3:10 p. m.  
Maryland Order No. 1-F, Amendment No. 3, filed 3:53 p. m.  
Maryland Order No. 2-W, filed 3:53 p. m.  
Syracuse Order No. P-1, Amendment No. 3, filed 3:08 p. m.  
Trenton Order No. 1-F, Amendment No. 2, filed 3:39 p. m.  
Williamsport Order No. 1-F, Amendment No. 2, filed 3:39 p. m.  
Williamsport Order No. P-1, Amendment No. 1, filed 3:39 p. m.

##### REGION III

Cincinnati Order No. 1-F, Amendment No. 26, filed 3:13 p. m.  
Cincinnati Order No. 2-F, Amendment No. 19, filed 3:13 p. m.  
Cincinnati Order No. 3-F, Amendment No. 4, filed 3:13 p. m.  
Columbus Order No. 3-F, Amendment No. 17, filed 3:14 p. m.  
Columbus Order No. 4-F, Amendment No. 5, filed 3:14 p. m.  
Columbus Order No. 5-F, Amendment No. 6, filed 3:15 p. m.  
Columbus Order No. 7-F, Amendment No. 17, filed 3:15 p. m.  
Indianapolis Order No. 4-F, Amendment No. 11, filed 3:10 p. m.  
Indianapolis Order No. 5-F, Amendment No. 11, filed 3:11 p. m.  
Indianapolis Order No. 6-F, Amendment No. 11, filed 3:11 p. m.  
Indianapolis Order No. 8-F, Amendment No. 11, filed 3:12 p. m.  
Indianapolis Order No. 9-F, Amendment No. 11, filed 3:12 p. m.  
Indianapolis Order No. 10-F, Amendment No. 11, filed 3:12 p. m.  
Indianapolis Order No. 11-F, Amendment No. 11, filed 3:13 p. m.  
Saginaw Order No. 2-F, Amendment No. 5, filed 3:47 p. m.  
Saginaw Order No. 2-F, Amendment No. 6, filed 3:47 p. m.  
Saginaw Order No. 2-F, Amendment No. 7, filed 3:47 p. m.  
Saginaw Order No. 2-F, Amendment No. 8, filed 3:46 p. m.  
Saginaw Order No. 2-F, Amendment No. 9, filed 3:50 p. m.  
Saginaw Order No. 2-F, Amendment No. 10, filed 3:45 p. m.  
Saginaw Order No. 2-F, Amendment No. 11, filed 3:46 p. m.  
Saginaw Order No. 2-F, Amendment No. 12, filed 3:46 p. m.  
Saginaw Order No. 2-F, Amendment No. 13, filed 3:46 p. m.  
Saginaw Order No. 2-F, Amendment No. 14, filed 3:46 p. m.  
Saginaw Order No. 2-W, Amendment No. 1, filed 3:44 p. m.  
Saginaw Order No. 19, Amendment No. 1, filed 3:45 p. m.

##### REGION IV

Atlanta Order No. 1-F, Amendment No. 10, filed 3:16 p. m.  
Atlanta Order No. 5-F, Amendment No. 7, filed 3:17 p. m.  
Atlanta Order No. 6-F, Amendment No. 1, filed 3:16 p. m.  
Jackson Order No. 2-F, Amendment No. 7, filed 3:18 p. m.  
Montgomery Order No. 5-F, Amendment No. 5, filed 3:19 p. m.

Montgomery Order No. 7-F, Amendment No. 2, filed 3:40 p. m.  
Montgomery Order No. 8-F, Amendment No. 6, filed 3:40 p. m.  
Montgomery Order No. 9-F, Amendment No. 2, filed 3:19 p. m.  
Roanoke Order No. 1-W, filed 3:18 p. m.  
Savannah Order No. 1-F, Amendment No. 31, filed 3:51 p. m.  
Savannah Order No. 2-F, Amendment No. 26, filed 3:52 p. m.  
Savannah Order No. 3-F, Amendment No. 24, filed 3:52 p. m.  
Savannah Order No. 4-F, Amendment No. 23, filed 3:52 p. m.  
Savannah Order No. 5-F, Amendment No. 4, filed 3:52 p. m.

##### REGION V

Dallas Order No. 1-F, Amendment No. 12, filed 3:40 p. m.  
Dallas Order No. 3-F, Amendment No. 10, filed 3:33 p. m.  
Fort Worth Order No. 1-F, Amendment No. 13, filed 3:21 p. m.  
Fort Worth Order No. 2-F, Amendment No. 13, filed 3:21 p. m.  
Fort Worth Order No. 3-F, Amendment No. 13, filed 3:20 p. m.  
Fort Worth Order No. 4-F, Amendment No. 13, filed 3:19 p. m.  
Fort Worth Order No. 5-F, Amendment No. 13, filed 3:21 p. m.  
New Orleans Order No. 2-F, Amendment No. 13, filed 3:23 p. m.  
New Orleans Order No. G-17, Amendment No. 1, filed 3:23 p. m.  
New Orleans Order No. G-18, Amendment No. 1, filed 3:32 p. m.  
New Orleans Order No. G-19, Amendment No. 1, filed 3:22 p. m.  
New Orleans Order No. G-20, Amendment No. 1, filed 3:22 p. m.  
Shreveport Order No. 2-F, Amendment No. 10, filed 3:22 p. m.  
Tulsa Order No. 5-F, Amendment No. 3, filed 3:41 p. m.  
Tulsa Order No. 6-F, Amendment No. 3, filed 3:41 p. m.

##### REGION VI

Fargo-Moorhead Order No. 1-W, Amendment No. 1, filed 3:41 p. m.  
Fargo-Moorhead Order No. 2-W, filed 3:42 p. m.  
La Crosse Order No. 1-F, Amendment No. 12, filed 3:25 p. m.  
La Crosse Order No. 3-F, Amendment No. 8, filed 3:24 p. m.  
La Crosse Order No. 4-F, Amendment No. 8, filed 3:25 p. m.  
La Crosse Order No. 5-F, Amendment No. 8, filed 3:25 p. m.  
Milwaukee Order No. 1-F, Amendment No. 1, filed 3:25 p. m.  
Milwaukee Order No. 2-F, Amendment No. 10, filed 3:26 p. m.  
Milwaukee Order No. 3-F, Amendment No. 10, filed 3:26 p. m.  
Milwaukee Order No. 5-F, Amendment No. 9, filed 3:30 p. m.  
Sioux Falls Order No. 2-W, filed 3:42 p. m.  
Springfield Order No. 23, Amendment No. 1, filed 3:43 p. m.  
Springfield Order No. 23, Amendment No. 2, filed 3:43 p. m.  
Springfield Order No. 24, Amendment No. 1, filed 3:36 p. m.  
Springfield Order No. 24, Amendment No. 2, filed 3:43 p. m.  
Springfield Order No. 25, Amendment No. 1, filed 3:35 p. m.  
Springfield Order No. 25, Amendment No. 2, filed 3:43 p. m.  
Springfield Order No. 26, Amendment No. 1, filed 3:43 p. m.  
Springfield Order No. 26, Amendment No. 2, filed 3:43 p. m.



Springfield Order No. 27, Amendment No. 1, filed 3:36 p. m.  
 Springfield Order No. 27, Amendment No. 2, filed 3:43 p. m.  
 Springfield Order No. 28, Amendment No. 1, filed 3:36 p. m.  
 Springfield Order No. 28, Amendment No. 2, filed 3:43 p. m.

REGION VII

Montana Order No. 8-F, filed 3:47 p. m.  
 Montana Order No. 9-F, filed 3:49 p. m.  
 Montana Order No. 10-F, filed 3:48 p. m.  
 Montana Order No. 11-F, filed 3:48 p. m.

REGION VIII

Fresno Order No. 1-F, Amendment No. 13, filed 3:38 p. m.  
 Fresno Order No. 2-F, Amendment No. 1, filed 3:38 p. m.  
 Los Angeles Order No. 1-F, Amendment No. 8, filed 3:51 p. m.  
 Phoenix Order No. 3-F, Amendment No. 15, filed 3:31 p. m.  
 Phoenix Order No. 8, Amendment No. 3, filed 3:39 p. m.  
 Phoenix Order No. 9, Amendment No. 3, filed 3:30 p. m.  
 Phoenix Order No. 12, Amendment No. 1, filed 3:49 p. m.  
 Sacramento Order No. 1-W, Amendment No. 1, filed 3:30 p. m.  
 Sacramento Order No. 2-W, Amendment No. 1, filed 3:31 p. m.  
 Sacramento Order No. 13, Amendment No. 2, filed 3:33 p. m.  
 Sacramento Order No. 3 (Rev.), Amendment No. 3, filed 3:33 p. m.  
 Sacramento Order No. 6 (Rev.), Amendment No. 4, filed 3:32 p. m.  
 Sacramento Order No. 7 (Rev.), Amendment No. 3, filed 3:32 p. m.  
 Sacramento Order No. 8 (Rev.), Amendment No. 3, filed 3:32 p. m.  
 Sacramento Rev. Order No. 9, Amendment No. 3, filed 3:33 p. m.  
 San Diego Order No. 1-F, Amendment No. 32, filed 3:34 p. m.  
 San Francisco Order No. 1-F, Amendment No. 10, filed 3:49 p. m.  
 San Francisco Order No. 2-F, Amendment No. 3, filed 3:50 p. m.  
 San Francisco Order No. 3-F, Amendment No. 2, filed 3:50 p. m.  
 San Francisco Order No. 4-F, Amendment No. 1, filed 3:50 p. m.  
 San Francisco Order No. 5-F, filed 3:49 p. m.  
 Seattle Order No. 1-F, Amendment No. 12, filed 3:38 p. m.  
 Seattle Order No. 2-F, Amendment No. 10, filed 3:37 p. m.  
 Seattle Order No. 3-F, Amendment No. 12, filed 3:37 p. m.  
 Seattle Order No. 5-F, Amendment No. 10, filed 3:37 p. m.  
 Seattle Order No. 4-F, Amendment No. 12, filed 3:37 p. m.

Copies of these orders may be obtained from the issuing offices.

ERVIN H. POLLACK,  
*Secretary.*

[F. R. Doc. 44-5909; Filed, April 25, 1944; 4:10 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS  
 The following orders under Revised General Order 51 were filed with the Division of the Federal Register on April 25, 1944.

REGION II

Altoona Order No. 1-F, Amendment No. 3, filed 10:07 a. m.

REGION III

Escanaba Order No. 9-F, Amendment No. 8, filed 10:06 a. m.

Escanaba Order No. 10-F, Amendment No. 8, filed 10:06 a. m.  
 Escanaba Order No. 11-F, Amendment No. 8, filed 10:06 a. m.  
 Escanaba Order No. 12-F, Amendment No. 7, filed 10:06 a. m.  
 Escanaba Order No. 13-F, Amendment No. 7, filed 10:06 a. m.  
 Escanaba Order No. 14-F, Amendment No. 7, filed 10:06 a. m.  
 Escanaba Order No. 15-F, Amendment No. 7, filed 10:06 a. m.  
 Escanaba Order No. 16-F, Amendment No. 7, filed 10:05 a. m.  
 Escanaba Order No. 17-F, Amendment No. 6, filed 10:05 a. m.

REGION IV

Montgomery Order No. 5-F, Amendment No. 6, filed 10:08 a. m.  
 Montgomery Order No. 7-F, Amendment No. 3, filed 10:05 a. m.  
 Montgomery Order No. 8-F, Amendment No. 7, filed 10:09 a. m.  
 Montgomery Order No. 9-F, Amendment No. 3, filed 10:09 a. m.  
 Raleigh Order No. 1-W, Amendment No. 1, filed 10:07 a. m.  
 Raleigh Order No. 5-F, Amendment No. 1, filed 10:07 a. m.  
 Raleigh Order No. 11, Amendment No. 3, filed 10:07 a. m.

REGION V

Fort Worth Order No. 1-W, Amendment No. 1, filed 10:05 a. m.  
 Houston Order No. 1-F, Amendment No. 8, filed 10:10 a. m.  
 St. Louis Order No. G-15, Amendment No. 1, filed 10:07 a. m.

REGION VI

Chicago Order No. 2-F, Amendment No. 10, filed 10:15 a. m.  
 Moline Order No. 2-F, Amendment No. 10, filed 10:09 a. m.

REGION VIII

Portland Order No. 1-F, Amendment No. 12, filed 10:10 a. m.  
 San Diego Order No. 7, filed 10:10 a. m.

Copies of these orders may be obtained from the issuing offices.

ERVIN H. POLLACK,  
*Secretary.*

[F. R. Doc. 44-5945; Filed April 26, 1944; 11:55 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 54-94; 59-59]

AMERICAN STATES UTILITIES CORP., ET AL.

NOTICE OF HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 24th day of April, A. D. 1944.

In the matters of American States Utilities Corporation, Edison Sault Electric Company, Southern California Water Company, applicants, File No. 54-94; American States Utilities Corporation, et al., respondents, File No. 59-59. Notice of filing and notice of and order for hearing on plan filed pursuant to section 11 of the Act, and order of consolidation.

I. Notice is hereby given that an application has been filed with this Commission, pursuant to the Public Utility Hold-

ing Company Act of 1935, by American States Utilities Corporation ("American States"), a registered holding company, Edison Sault Electric Company ("Edison Sault"), and Southern California Water Company ("Southern California"), subsidiaries of American States, whereby said applicants seek approval, pursuant to section 11 (e) of said act, of a plan for certain action designed to enable American States to comply with section 11 (b) of said act, a copy of which plan is made a part of said application. All interested persons are referred to said document which is on file in the office of this Commission for a statement of the transactions therein proposed, which are summarized as follows:

American States, organized under the laws of Maryland in 1936 pursuant to a Modified Plan of Reorganization for its predecessor company, American States Public Service Company, which plan was confirmed on September 28, 1936 under section 77B of the National Bankruptcy Act by the United States District Court for the district of Maryland, proposes to liquidate and dissolve after having distributed its assets to its present security holders, on the basis described below. Such assets consist mainly of all of the outstanding common stocks of its two subsidiaries, Edison Sault and Southern California. American States had outstanding, as of February 29, 1944, 125,713 shares of 5½% Cumulative Preferred Stock, \$25 par value, and 221,088 shares of Common Stock, \$1 par value.

The plan provides that the Articles of Incorporation of Edison Sault and Southern California shall be amended, subject to approval of appropriate state authorities, to provide for the reduction in the stated or par value of the common stocks of such companies so as to enable each company to issue 162,561 shares of common stock instead of the presently outstanding number of shares. The plan further provides that such 162,561 shares of common stock of Edison Sault and Southern California will then be transferred to the Baltimore National Bank, as exchange agent, which bank will distribute such securities to the holders of American States preferred and common stocks in the following proportions:

(1) To the holder of each share of American States preferred stock, one share of Edison Sault common and one share of Southern California common will be issued.

(2) To the holders of six shares of American States common stock, one share of Edison Sault common and one share of Southern California common will be issued. Scrip certificates will be issued to the holders of American States common stock in place of issuing stock in amounts of less than full shares of Edison Sault common and Southern California common stocks.

The plan further proposes that after the said distribution of the stocks of Edison Sault and Southern California among the holders of American States preferred and common stocks and after providing for all of the debts and obligations of American States, any remaining cash balances will be delivered to the Baltimore National Bank to be distributed



among the preferred and common stockholders of American States on the same basis as the common stocks of Edison Sault and Southern California are proposed to be distributed. Thereafter, American States will be dissolved.

The plan further proposes that if the preferred and common stocks of American States and the outstanding and unexchanged First Lien 5% Gold Bonds and 10-year 6% Convertible Gold Debentures of American States Public Service Company (predecessor company) are not exchanged for the securities and cash available for such security holders within a period of five years from the date of approval of the said plan by the United States District Court having jurisdiction over the enforcement of the plan, then, at the expiration of such period of time, all the rights of such security holders shall be cut off and extinguished. The plan further provides that within 90 days after such cut-off date, all of the common stocks of Edison Sault and Southern California which may then remain in possession of the Baltimore National Bank shall be surrendered for retirement to the respective companies which issued said stocks, that any cash held by the bank derived from dividends upon shares of Edison Sault and Southern California shall be returned to such respective companies, and that any other cash then held by the bank as agent for the security holders of American States or its predecessor shall be divided equally between Edison Sault and Southern California. All such cash shall then be distributed pro rata among the then common stockholders of the said companies.

The plan further proposes that the rights to purchase common stock of American States, now possessed by holders of warrants issued under the Warrant Agreement of American States dated November 10, 1936, and the rights to obtain warrants, now possessed by holders of 6% Cumulative Preferred Stock of American States Public Service Company who have not obtained warrants under said Warrant Agreement of November 10, 1936, shall be terminated upon consummation of the proposed liquidation of American States in accordance with the provisions of the Articles of Incorporation of American States.

The consummation of the plan is subject to all necessary approvals by this Commission and to approval by a United States Court having jurisdiction with respect thereto, and upon such approvals having been obtained, the plan and each of the steps, terms and provisions thereof is to be binding upon all security holders of American States.

II. Heretofore, on April 9, 1943, the Commission entered an order (Holding Company Act Release No. 4230) in the proceeding theretofore instituted by the Commission directed to American States and its subsidiaries, pursuant to section 11 (b) of the act, identified by the Commission's File No. 59-59, which order was, in pertinent part, as follows:

*It is ordered,* Pursuant to section 11 (b) (2) of the Public Utility Holding Company Act of 1935, that American States Utilities Corporation shall take such action as may be necessary to cause its liquidation and dissolution; and

*It is further ordered,* That American States Utilities Corporation, Edison Sault Electric

Company, Southern California Water Company, and Grimes Pass Power Company, respondents herein, shall proceed with due diligence to submit to this Commission a plan to effect prompt compliance with the foregoing order pursuant to section 11 (b) (2) of said act and shall take such steps as may be necessary or appropriate to effectuate this order; and

*It is further ordered,* That jurisdiction be, and the same hereby is, reserved for the purpose of considering any and all plans for compliance with the action hereinbefore ordered, for the purpose of entering such further orders as may be necessary or appropriate to ensure that the action hereinbefore ordered is accomplished in a manner consistent with the public interest and with the provisions of the Public Utility Holding Company Act of 1935.

In conformity with said order, and it appearing to the Commission that common questions of law and of fact are involved in said proceeding instituted by the Commission pursuant to section 11 (b) of the act and in the proceedings upon the applications filed by American States, Edison Sault, and Southern California pursuant to section 11 (e) of the act, summarized in Part I of this notice and order;

*It is ordered,* That the proceedings upon said applications of American States, Edison Sault, and Southern California designated by the Commission's File No. 54-94 be, and the same are, hereby consolidated with those proceedings instituted by the Commission directed to American States, and its subsidiaries under section 11 (b) of the act, identified by the Commission's File No. 59-59;

*Provided,* That nothing herein contained shall be deemed to constitute a reopening of the record in said proceeding instituted by the Commission in respect of any issue decided by said order of April 9, 1943 or to constitute a modification or amendment of said order.

III. *It is further ordered,* That a hearing on said matters so consolidated be held on the 8th day of June, 1944, at 10:00 a. m., E. W. T., in the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania. On such day the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held.

*It is further ordered,* That Richard Townsend or any other officer or officers of the Commission designated by it for the 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.

Notice is hereby given of said consolidated hearing to the above-named applicants and respondents, California Railroad Commission, Michigan Public Service Commission, and to all interested persons; said notice to be given to said applicants and respondents and to the California Railroad Commission and to the Michigan Public Service Commission by registered mail, and to all other persons by publication of this notice and order in the FEDERAL REGISTER. It is requested that any person desiring to be heard in this proceeding shall file with the Secretary of this Commission, on or before June 1, 1944, an appropriate re-

quest or application to be heard, as provided by Rule XVII of the Commission's rules of practice.

*It is further ordered,* That American States shall give additional notice of said hearing to all known holders of its preferred and common stocks and its stock purchase warrants by causing a copy of this notice and order of hearing to be mailed to such holders at their respective last-known addresses, such mailing to be made not later than May 10, 1944.

*It is further ordered,* That, without limiting the scope of the issues presented by said application under section 11 (e) and otherwise to be considered in these proceedings, particular attention shall be directed at the hearing to the following matters and questions:

(1) Whether the plan as proposed or as modified is necessary and appropriate to effectuate the provisions of section 11 (b) of the act, fair and equitable to the persons affected thereby, and in conformity with the requirements of the Commission's order of April 9, 1943.

(2) Whether the proposed allocation of the common stocks of Edison Sault and Southern California to the preferred and common stockholders of American States is fair and equitable, or whether such allocation should be modified to provide a different allocation of said common stocks of Edison Sault and Southern California among the preferred and common stockholders of American States.

(3) Whether the proposed reduction in the stated or par value of the common stocks of Edison Sault and Southern California and the proposed increase in the number of outstanding shares of the said companies meet applicable standards of the Act;

(4) Whether the plan contains provisions with respect to fees and expenses to be paid in connection with the plan and all transactions incidental thereto which are reasonable and appropriate and in the public interest.

(5) Whether the accounting adjustments and entries proposed to be made in connection with the plan are proper and are in accordance with sound accounting practice.

(6) To what extent, if any, the proposed plan should be modified or amended to render it feasible and fair and equitable to the persons affected and what terms and conditions should be imposed in the public interest or for the protection of investors or consumers.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 44-5981; Filed, April 27, 1944;  
9:51 a. m.]

[File No. 1-2295]

BANK OF SILESIAN LANDOWNERS ASSOCIATION

NOTICE OF HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 26th day of April, A. D. 1944.

The Boston Stock Exchange, pursuant to section 12 (d) of the Securities Ex-



change Act of 1934 and Rule X-12D2-1 (b) promulgated thereunder, having made application to strike from listing and registration the 6% First Mortgage Collateral Sinking Fund Gold Bonds, due 1947, of Bank of Silesian Landowners Association;

The Commission deeming it necessary for the protection of investors that a hearing be held in this matter at which all interested persons be given an opportunity to be heard;

*It is ordered*, That the matter be set down for hearing at 10:00 a. m. on Monday, May 8, 1944, at the office of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania, and continue thereafter at such times and places as the Commission or its officer herein designated shall determine, and that general notice thereof be given; and

*It is further ordered*, That Chas. S. Lobingier, an officer of the Commission, be and he hereby is designated to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, and require the production of any books, papers, correspondence, memoranda or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 44-5980; Filed, April 27, 1944;  
9:51 a. m.]

[File No. 70-826]

AGINCOURT LAND CORPORATION AND JERSEY  
CENTRAL POWER & LIGHT COMPANY

ORDER GRANTING APPLICATION DECLARATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 25th day of April 1944.

Jersey Central Power & Light Company, a subsidiary of a registered holding company, and its wholly-owned subsidiary, Agincourt Land Corporation, having filed a joint application-declaration pursuant to sections 9, 10, and 12 of the Public Utility Holding Company Act of 1935 and rules promulgated thereunder regarding: (1) the donation by Jersey Central Power & Light Company of the open account indebtedness owed to it by Agincourt Land Corporation, which, as at October 31, 1943, amounted to \$302,975.02; and (2) the subsequent merger of Agincourt Land Corporation and Jersey Central Power & Light Company, to be effected by the acquisition by Jersey Central Power & Light Company of all of the assets of Agincourt Land Corporation, which consist solely of interests in real property, principally rights of way, plant and substation sites for electric and gas utility purposes, and land acquired in connection with needed acquisitions, and the surrender by Jersey Central Power & Light Company to Agincourt Land Corporation for cancellation all of the common stock of Agincourt Land Corporation;

A public hearing having been held after appropriate notice and the Commission having considered the record and

having made and filed its findings and opinion herein;

*It is ordered*, That said application-declaration, as amended, be, and hereby is, granted and permitted to become effective forthwith subject to the terms and conditions contained in Rule U-24.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 44-5982; Filed, April 27, 1944;  
9:51 a. m.]

N. Y. STOCK EXCHANGE AND N. Y. CURB  
EXCHANGE

DECLARATION OF EFFECTIVENESS OF  
AMENDED PLANS

The Securities and Exchange Commission, having previously declared effective a plan for special offerings, and certain amendments thereto, filed pursuant to Rule X-10B-2 (d) (§ 240.10b-2 (d)) by the New York Stock Exchange and the New York Curb Exchange; and the New York Stock Exchange, on April 14, 1944, and the New York Curb Exchange, on April 20, 1944, having filed further amendments to their plans for such special offerings;

The Securities and Exchange Commission having given due consideration to the special offering plans of both the New York Stock Exchange and the New York Curb Exchange, as amended, and having due regard for the public interest and for the protection of investors, pursuant to the Securities Exchange Act of 1934, particularly sections 10 (b) and 23 (a) thereof, and Rule X-10B-2 thereunder, hereby declares the amended special offering plans as filed by the New York Stock Exchange on April 14, 1944, and by the New York Curb Exchange on April 20, 1944, to be effective, on condition that if at any time it appears to the Commission necessary or appropriate in the public interest or for the protection of investors so to do, the Commission may suspend or terminate the effectiveness of said plans by sending at least ten days' written notice to the Exchanges.

Effective April 25, 1944.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 44-5979; Filed, April 27, 1944;  
9:51 a. m.]

WAR MANPOWER COMMISSION.

ADRIAN, MICH., AREA

MINIMUM WARTIME WORKWEEK

Designation of the Adrian, Michigan, Area as subject to Executive Order No. 9301.

By virtue of the authority vested in me as Regional Manpower Director of Region No. V by § 903.2 of War Manpower Commission Regulation No. 3, "Minimum Wartime Workweek of 48 hours," (8 F.R. 7225), and having found that such action will aid in alleviating labor shortages which are impeding the war effort, I hereby designate the Adrian, Michigan, Area as subject to the provisions of Executive Order No. 9301.

I. For the purposes of this designation, the Adrian Area shall include:

Lenawee County.

II. The effective date of this designation is December 15, 1943.

III. Not later than the effective date, each employer in the Adrian Area shall, in accordance with War Manpower Commission Regulation No. 3:

(a) Extend to a minimum wartime workweek of 48 hours, the workweek of any of his workers whose workweek can be so extended without involving the release of any worker;

(b) If extension of the workweek of any of his workers to a minimum wartime workweek of 48 hours would involve the release of any workers, submit to the Area Manpower Director the number and occupational classification of the workers whose release would be involved, together with proposed schedules for their release, and thereafter extend such workweek when and as directed in schedules authorized by the War Manpower Commission;

(c) File an application for a minimum wartime workweek of less than 48 hours for those workers engaged in employment in which the employer claims that a workweek of 48 hours would be impracticable in view of the nature of the operations, would not contribute to the reduction of labor requirements, or would conflict with any Federal, State or local law or regulation limiting hours of work.

Date of issuance: November 13, 1943.

ROBERT C. GOODWIN,  
Regional Director, Region V.

[F. R. Doc. 44-5954; Filed, April 26, 1944;  
3:02 p. m.]

BATTLE CREEK, MICH., AREA

MINIMUM WARTIME WORKWEEK

Designation of the Battle Creek, Michigan, Area as subject to Executive Order No. 9301.

By virtue of the authority vested in me as Regional Manpower Director of Region No. V by § 903.2 of War Manpower Commission Regulation No. 3, "Minimum Wartime Workweek of 48 Hours" (8 F.R. 7225), and having found that such action will aid in alleviating labor shortages which are impeding the war effort, I hereby designate the Battle Creek, Michigan, Area as subject to the provisions of Executive Order No. 9301.

I. For the purposes of this designation, the Battle Creek Area shall include:

Calhoun County.

Barry County: (Baltimore, Maple Grove, Barry, Johnstown and Assyria Townships only).

Eaton County: Kalamo, Bellevue and Walton Townships only).

II. The effective date of this designation is January 1, 1944.

III. Not later than the effective date, each employer in the Battle Creek Area shall, in accordance with War Manpower Commission Regulation No. 3:

(a) Extend to a minimum wartime workweek of 48 hours, the workweek of any of his workers whose workweek can be so extended without involving the release of any worker;

(b) If extension of the workweek of any of his workers to a minimum war-



time workweek of 48 hours would involve the release of any workers, submit to the Area Manpower Director the number and occupational classification of the workers whose release would be involved, together with proposed schedules for their release, and thereafter extend such workweek when and as directed in schedules authorized by the War Manpower Commission;

(c) File an application for a minimum wartime workweek of less than 48 hours for those workers engaged in employment in which the employer claims that a workweek of 48 hours would be impracticable in view of the nature of the operations, would not contribute to the reduction of labor requirements, or would conflict with any Federal, State or local law or regulation limiting hours of work.

Date of issuance: November 30, 1943.

ROBERT C. GOODWIN,  
Regional Director, Region V.

[F. R. Doc. 44-5955; Filed, April 26, 1944;  
3:02 p. m.]

**BAY CITY-SAGINAW-MIDLAND, MICH., AREA**  
**MINIMUM WARTIME WORKWEEK**

Designation of the Bay City-Saginaw-Midland, Michigan, Area as subject to Executive Order No. 9301.

By virtue of the authority vested in me as Regional Manpower Director of Region No. V by § 903.2 of War Manpower Commission Regulation No. 3, "Minimum Wartime Workweek of 48 Hours," (8 F.R. 7225), and having found that such action will aid in alleviating labor shortages which are impeding the war effort, I hereby designate the Bay City-Saginaw-Midland, Michigan, Area as subject to the provisions of Executive Order No. 9301.

I. For the purposes of this designation, the Bay City-Saginaw-Midland Area shall include:

Arenac County.  
Bay County.  
Midland County.  
Saginaw County.  
Tuscola County.

II. The effective date of this designation is May 1, 1943.

III. Not later than the effective date, each employer in the Bay City-Saginaw-Midland Area shall, in accordance with War Manpower Commission Regulation No. 3:

(a) Extend to a minimum wartime workweek of 48 hours, the workweek of any of his workers whose workweek can be so extended without involving the release of any worker;

(b) If extension of the workweek of any of his workers to a minimum wartime workweek of 48 hours would involve the release of any workers, submit to the Area Manpower Director the number and occupational classification of the workers whose release would be involved, together with proposed schedules for their release, and thereafter extend such workweek when and as directed in schedules authorized by the War Manpower Commission;

(c) File an application for a minimum wartime workweek of less than 48 hours for those workers engaged in employment in which the employer claims that a workweek of 48 hours would be imprac-

ticable in view of the nature of the operations, would not contribute to the reduction of labor requirements, or would conflict with any Federal, State or local law or regulation limiting hours of work.

Date of issuance: April 2, 1943.

ROBERT C. GOODWIN,  
Regional Director, Region V.

[F. R. Doc. 44-5956; Filed, April 26, 1944;  
3:02 p. m.]

**BENTON HARBOR-ST. JOSEPH, MICH., AREA**  
**MINIMUM WARTIME WORKWEEK**

Designation of the Benton Harbor-St. Joseph, Michigan, Area as subject to Executive Order No. 9301.

By virtue of the authority vested in me as Regional Manpower Director of Region No. V by § 903.2 of War Manpower Commission Regulation No. 3, "Minimum Wartime Workweek of 48 Hours," (8 F.R. 7225), and having found that such action will aid in alleviating labor shortages which are impeding the war effort, I hereby designate the Benton Harbor-St. Joseph, Michigan, Area as subject to the provisions of Executive Order No. 9301.

I. For the purposes of this designation, the Benton Harbor-St. Joseph Area shall include:

Berrien County (Coloma, Hager, Watervliet, Benton, Bainbridge, St. Joseph, Sodus, Pipestone, Lincoln, Royalton, Lake, and Baroda Townships only).

Van Buren County (South Haven, Geneva, Columbia, Covert, Bangor, Arlington, Hartford and Keeler Townships only).

Allegan County (Casco and Lee Townships only).

II. The effective date of this designation is January 1, 1944.

III. Not later than the effective date, each employer in the Benton Harbor-St. Joseph Area shall, in accordance with War Manpower Commission Regulation No. 3:

(a) Extend to a minimum wartime workweek of 48 hours, the workweek of any of his workers whose workweek can be so extended without involving the release of any worker;

(b) If extension of the workweek of any of his workers to a minimum wartime workweek of 48 hours would involve the release of any workers, submit to the Area Manpower Director the number and occupational classification of the workers whose release would be involved, together with proposed schedules for their release, and thereafter extend such workweek when and as directed in schedules authorized by the War Manpower Commission;

(c) File an application for a minimum wartime workweek of less than 48 hours for those workers engaged in employment in which the employer claims that a workweek of 48 hours would be impracticable in view of the nature of the operations, would not contribute to the reduction of labor requirements, or would conflict with any Federal, State or local law or regulation limiting hours of work.

Date of issuance: December 1, 1943.

ROBERT C. GOODWIN,  
Regional Director, Region V.

[F. R. Doc. 44-5957; Filed, April 26, 1944;  
3:02 p. m.]

**DETROIT, MICH., AREA**

**MINIMUM WARTIME WORKWEEK**

Designation of the Detroit, Michigan, Area as subject to Executive Order No. 9301.

By virtue of the authority vested in me as Regional Manpower Director of Region No. V by § 903.2 of War Manpower Commission Regulation No. 3, "Minimum Wartime Workweek of 48 Hours," (8 F.R. 7225), and having found that such action will aid in alleviating labor shortages which are impeding the war effort, I hereby designate the Detroit, Michigan, Area as subject to the provisions of Executive Order No. 9301.

I. For the purposes of this designation, the Detroit Area shall include:

Wayne County.  
Macomb County (Warren Township only).  
Oakland County (Royal Oak, Southfield Townships only).  
Washtenaw County (Ypsilanti Township only).

II. The effective date of this designation is April 1, 1943.

III. Not later than the effective date, each employer in the Detroit Area shall, in accordance with War Manpower Commission Regulation No. 3:

(a) Extend to a minimum wartime workweek of 48 hours, the workweek of any of his workers whose workweek can be so extended without involving the release of any worker;

(b) If extension of the workweek of any of his workers to a minimum wartime workweek of 48 hours would involve the release of any workers, submit to the Area Manpower Director the number and occupational classification of the workers whose release would be involved, together with proposed schedules for their release, and thereafter extend such workweek when and as directed in schedules authorized by the War Manpower Commission;

(c) File an application for a minimum wartime workweek of less than 48 hours for those workers engaged in employment in which the employer claims that a workweek of 48 hours would be impracticable in view of the nature of the operations, would not contribute to the reduction of labor requirements, or would conflict with any Federal, State or local law or regulation limiting hours of work.

Date of issuance: February 28, 1943.

ROBERT C. GOODWIN,  
Regional Director, Region V.

[F. R. Doc. 44-5958; Filed, April 26, 1944;  
3:02 p. m.]

**MONROE, MICH., AREA**

**MINIMUM WARTIME WORKWEEK**

Designation of the Monroe, Michigan, Area as subject to Executive Order No. 9301.

By virtue of the authority vested in me as Regional Manpower Director of Region No. V by section 903.2 of War Manpower Commission Regulation No. 3, "Minimum Wartime Workweek of 48 Hours," (8 F.R. 7225), and having found that such action will aid in alleviating labor shortages which are impeding the war effort, I hereby designate the Monroe, Michigan, Area as subject to the provisions of Executive Order No. 9301.



I. For the purposes of this designation, the Monroe Area shall include:

Monroe County (except Whiteford, Bedford and Erie Townships).

II. The effective date of this designation is July 1, 1943.

III. Not later than the effective date, each employer in the Monroe Area shall, in accordance with War Manpower Commission Regulation No. 3:

(a) Extend to a minimum wartime workweek of 48 hours, the workweek of any of his workers whose workweek can be so extended without involving the release of any worker;

(b) If extension of the workweek of any of his workers to a minimum wartime workweek of 48 hours would involve the release of any workers, submit to the Area Manpower Director the number and occupational classification of the workers whose release would be involved, together with proposed schedules for their release, and thereafter extend such workweek when and as directed in schedules authorized by the War Manpower Commission;

(c) File an application for a minimum wartime workweek of less than 48 hours for those workers engaged in employment in which the employer claims that a workweek of 48 hours would be impracticable in view of the nature of the operations, would not contribute to the reduction of labor requirements, or would conflict with any Federal, State or local law or regulation limiting hours of work.

Date of issuance: May 15, 1943.

ROBERT C. GOODWIN,  
Regional Director, Region V.

[F. R. Doc. 44-5959; Filed, April 26, 1944;  
3:03 p. m.]

#### MUSKEGON, MICH., AREA

##### MINIMUM WARTIME WORKWEEK

Designation of the Muskegon, Michigan, Area as subject to Executive Order No. 9301.

By virtue of the authority vested in me as Regional Manpower Director of Region No. V by § 903.2 of War Manpower Commission Regulation No. 3, "Minimum Wartime Workweek of 48 Hours," (8 F.R. 7225), and having found that such action will aid in alleviating labor shortages which are impeding the war effort, I hereby designate the Muskegon, Michigan, Area as subject to the provisions of Executive Order No. 9301.

I. For the purposes of this designation, the Muskegon Area shall include:

Muskegon County.  
Oceana County (Southern half only).  
Ottawa County (Spring Lake, Crockery, Grand Haven and Robinson Townships only).  
City of Grand Haven.

II. The effective date of this designation is December 15, 1943.

III. Not later than the effective date, each employer in the Muskegon Area shall, in accordance with War Manpower Commission Regulation No. 3:

(a) Extend to a minimum wartime workweek of 48 hours, the workweek of any of his workers whose workweek can be so extended without involving the release of any worker;

(b) If extension of the workweek of any of his workers to a minimum war-

time workweek of 48 hours would involve the release of any workers, submit to the Area Manpower Director the number and occupational classification of the workers whose release would be involved, together with proposed schedules for their release, and thereafter extend such workweek when and as directed in schedules authorized by the War Manpower Commission;

(c) File an application for a minimum wartime workweek of less than 48 hours for those workers engaged in employment in which the employer claims that a workweek of 48 hours would be impracticable in view of the nature of the operations, would not contribute to the reduction of labor requirements, or would conflict with any Federal, State or local law or regulation limiting hours of work.

Date of issuance: October 21, 1943.

ROBERT C. GOODWIN,  
Regional Director, Region V.

[F. R. Doc. 44-5960; Filed, April 26, 1944;  
3:03 p. m.]

#### NILES, MICH., AREA

##### MINIMUM WARTIME WORKWEEK

Designation of the Niles, Michigan, Area as subject to Executive Order No. 9301.

By virtue of the authority vested in me as Regional Manpower Director of Region No. V by § 903.2 of War Manpower Commission Regulation No. 3, "Minimum Wartime Workweek of 48 Hours," (8 F.R. 7225), and having found that such action will aid in alleviating labor shortages which are impeding the war effort, I hereby designate the Niles, Michigan, Area as subject to the provisions of Executive Order No. 9301.

I. For the purposes of this designation, the Niles Area shall include:

Cass County.  
Berrien County (Chickaming, Niles, Three Oaks, Buchanan, Galien, Oronoko, Bertrand, New Buffalo, Weesaw and Berrien Townships only).

II. The effective date of this designation is February 1, 1944.

III. Not later than the effective date, each employer in the Niles Area shall, in accordance with War Manpower Commission Regulation No. 3:

(a) Extend to a minimum wartime workweek of 48 hours, the workweek of any of his workers whose workweek can be so extended without involving the release of any worker;

(b) If extension of the workweek of any of his workers to a minimum wartime workweek of 48 hours would involve the release of any workers, submit to the Area Manpower Director the number and occupational classification of the workers whose release would be involved, together with proposed schedules for their release, and thereafter extend such workweek when and as directed in schedules authorized by the War Manpower Commission;

(c) File an application for a minimum wartime workweek of less than 48 hours for those workers engaged in employment in which the employer claims that a workweek of 48 hours would be impracticable in view of the nature of the operations, would not contribute to the reduction of labor requirements, or would

conflict with any Federal, State or local law or regulation limiting hours of work.

Date of issuance: January 5, 1944.

ROBERT C. GOODWIN,  
Regional Director, Region V.

[F. R. Doc. 44-5961; Filed, April 26, 1944;  
3:03 p. m.]

#### OWOSSO, MICH., AREA

##### MINIMUM WARTIME WORKWEEK

Designation of the Owosso, Michigan, Area as subject to Executive Order No. 9301.

By virtue of the authority vested in me as Regional Manpower Director of Region No. V by § 903.2 of War Manpower Commission Regulation No. 3, "Minimum Wartime Workweek of 48 Hours," (8 F.R. 7225), and having found that such action will aid in alleviating labor shortages which are impeding the war effort, I hereby designate the Owosso, Michigan, Area as subject to the provisions of Executive Order No. 9301.

I. For the purposes of this designation, the Owosso Area shall include:

Shlawassee County.

II. The effective date of this designation is February 1, 1944.

III. Not later than the effective date, each employer in the Owosso Area shall, in accordance with War Manpower Commission Regulation No. 3:

(a) Extend to a minimum wartime workweek of 48 hours, the workweek of any of his workers whose workweek can be so extended without involving the release of any worker;

(b) If extension of the workweek of any of his workers to a minimum wartime workweek of 48 hours would involve the release of any workers, submit to the Area Manpower Director the number and occupational classification of the workers whose release would be involved, together with proposed schedules for their release, and thereafter extend such workweek when and as directed in schedules authorized by the War Manpower Commission;

(c) File an application for a minimum wartime workweek of less than 48 hours for those workers engaged in employment in which the employer claims that a workweek of 48 hours would be impracticable in view of the nature of the operations, would not contribute to the reduction of labor requirements, or would conflict with any Federal, State or local law or regulation limiting hours of work.

Date of issuance: December 28, 1943.

ROBERT C. GOODWIN,  
Regional Director, Region V.

[F. R. Doc. 44-5962; Filed, April 26, 1944;  
3:03 p. m.]

#### PORT HURON, MICH., AREA

##### MINIMUM WARTIME WORKWEEK

Designation of the Port Huron, Michigan, Area as subject to Executive Order No. 9301.

By virtue of the authority vested in me as Regional Manpower Director of Region No. V by § 903.2 of War Manpower Commission Regulation No. 3, "Minimum Wartime Workweek of 48 Hours," (8 F.R. 7225), and having found



that such action will aid in alleviating labor shortages which are impeding the war effort, I hereby designate the Port Huron, Michigan, Area as subject to the provisions of Executive Order No. 9301.

I. For the purposes of this designation, the Port Huron Area shall include:

St. Clair County only.

II. The effective date of this designation is July 1, 1943.

III. Not later than the effective date, each employer in the Port Huron Area shall, in accordance with War Manpower Commission Regulation No. 3:

(a) Extend to a minimum wartime workweek of 48 hours, the workweek of any of his workers whose workweek can be so extended without involving the release of any worker;

(b) If extension of the workweek of any of his workers to a minimum wartime workweek of 48 hours would involve the release of any workers, submit to the Area Manpower Director the number and occupational classification of the workers whose release would be involved, together with proposed schedules for their release, and thereafter extend such workweek when and as directed in schedules authorized by the War Manpower Commission;

(c) File an application for a minimum wartime workweek of less than 48 hours for those workers engaged in employment in which the employer claims that a workweek of 48 hours would be impracticable in view of the nature of the operations, would not contribute to the reduction of labor requirements, or would conflict with any Federal, State or local law or regulation limiting hours of work.

Date of issuance: June 2, 1943.

ROBERT C. GOODWIN,  
Regional Director, Region V.

[F. R. Doc. 44-5963; Filed, April 26, 1944;  
3:03 p. m.]

#### DESIGNATED COUNTIES AN INDIANA AND WISCONSIN

##### MINIMUM WARTIME WORKWEEK

SECTION I. Having ascertained that the shortage of manpower in the areas described below is creating a serious situation which may interfere with the effective prosecution of the war, and having determined that such shortages can be alleviated by application of the minimum wartime workweek to such areas; and pursuant to the authority granted me by the provisions of § 903.2 of Regulation No. 3 of the War Manpower Commission dated May 27, 1943, I hereby designate the following areas as subject to the provisions of Executive Order No. 9301:

The following counties in the State of Indiana—Madison, Tipton, Adams, Allen, DeKalb, Huntington, Noble, Wells, Whitley, Boone, Hamilton, Hancock, Hendricks, Johnson, Marion, Morgan, Shelby, Marshall and St. Joseph.

The following communities in the State of Wisconsin—The Counties of Racine and Door and the towns of Ahnapee, Lincoln and Red River in Kewaunee County.

SEC. II. A minimum workweek of 48 hours shall be established in each community and county designated above:

(a) Not later than November 15, 1943, if such minimum wartime workweek can

be established without release of workers; and

(b) On and after the date approved as provided in section 3 hereof, if such minimum wartime workweek cannot be established without the release of workers.

SEC. III. If the adoption, on and after November 15, 1943, of a minimum wartime workweek of 48 hours in any community subject to this order, would require the release of workers, a schedule indicating the time of such a release shall be submitted on or before November 15, 1943, to the Area Director of the War Manpower Commission or his designated representative. Upon the approval of a schedule for such release of workers by the War Manpower Commission representatives or upon the issuance of a schedule by the Area Director on his own initiative, the minimum wartime workweek of 48 hours shall be established in accordance therewith.

SEC. IV. If the workweek of any worker employed in any establishment in any of the communities subject to this order is less than 48 hours per week, on and after November 15, 1943, no additional worker shall be hired for work therein without the approval of the War Manpower Commission for the specified job and department involved, unless an exemption has been granted under section V.

SEC. V. The area manpower director for each community subject to this order is authorized to determine all questions arising within the area with respect to the interpretation and application of this order.

Exemptions shall be subject to instructions from the Regional Director within the framework of War Manpower Commission Regulation No. 3, and exemptions shall be allowed by the Area Director only in accordance with such instructions.

SEC. VI. "Minimum wartime workweek" as used in this order means a workweek of 48 hours within a period of seven successive days beginning with the same calendar day each week during which workers are normally required to be on duty.

SEC. VII. No provision of this order shall be construed or applied so as to require the extension of the workweek to the following:

(a) In any establishment or other place of employment in which less than eight workers are regularly employed;

(b) In any establishment or place of employment principally engaged in agriculture;

(c) Of youths under the age of sixteen years;

(d) Of persons in the employ of any State or any political subdivision thereof, the District of Columbia, any foreign government, the legislative or judicial branches of the Federal Government or any instrumentality of any one or any of the foregoing;

(e) Of individuals who on account of other employment, household responsibilities, or physical limitations are not available for full-time work; or

so as to conflict with any Federal, State or local law or regulation limiting hours of work.

Date of issuance: October 25, 1943.

W. H. SPENCER,  
Regional Director, Region VI.

[F. R. Doc. 44-6016; Filed, April 27, 1944;  
11:23 a. m.]

#### WAR SHIPPING ADMINISTRATION.

##### "DOROTHY"

##### VESSEL OWNERSHIP DETERMINATION

Notice of determination by War Shipping Administrator pursuant to section 3 (b) of the act approved March 24, 1943 (Public Law 17, 78th Congress).

Whereas on September 8, 1942, title to the vessel *Dorothy*, (212012), (including all spare parts, appurtenances and equipment) was requisitioned pursuant to section 902 of the Merchant Marine Act, 1936, as amended; and

Whereas section 3 (b) of the Act approved March 24, 1943, (Public Law 17, 78th Cong.), provides in part as follows:

(b) The Administrator, War Shipping Administration, may determine at any time prior to the payment in full or deposit in full with the Treasurer of the United States, or the payment or deposit of 75 per centum, or just compensation therefor, that the ownership of any vessel (the title to which has been requisitioned pursuant to section 902 of the Merchant Marine Act, 1936, as amended, or the Act of June 6, 1941, (Public Law 101, Seventy-seventh Congress), is not required by the United States, and after such determination has been made and notice thereof has been published in the FEDERAL REGISTER, the use rather than the title to such vessel shall be deemed to have been requisitioned for all purposes as of the date of the original taking: *Provided however*, That no such determination shall be made with respect to any vessel after the date of delivery of such vessel pursuant to title requisition except with the consent of the owner.  
\* \* \*

and

Whereas no portion of just compensation for the said vessel has been paid or deposited with the Treasurer of the United States; and

Whereas the ownership of the said vessel, spare parts, appurtenances and equipment is not required by the United States; and

Whereas the former owner of the vessel has consented to this determination and to the return of the vessel and the conversion of the requisition of title therein to a requisition of use thereof in accordance with the above-quoted provision of law;

Now therefore, I, Emory S. Land, Administrator, War Shipping Administration, acting pursuant to the above-quoted provisions of law, do hereby determine that the ownership of said vessel, spare parts, appurtenances and equipment is not required by the United States, and that, from and after the date of publication hereof in the FEDERAL REGISTER, the use rather than title thereto shall be deemed to have been requisitioned, for all purposes, as of the date of the original taking.

Dated: April 26, 1944.

[SEAL]

E. S. LAND,  
Administrator.

[F. R. Doc. 44-5978; Filed, April 27, 1944;  
9:37 a. m.]