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Regulations

TITLE 7—AGRICULTURE

Chapter VIII—War Food Administration (Sugar Regulations)

PART 802—SUGAR DETERMINATIONS

PROPORTIONATE SHARES FOR 1944 DOMESTIC BEET SUGAR CROP

Pursuant to the provisions of section 302 (a) of the Sugar Act of 1937, as amended, and Executive Order No. 9322, issued March 26, 1943, as amended by Executive Order No. 9334, issued April 19, 1943, the following determination is hereby issued:

§ 802.17g *Determination of proportionate shares for farms in the domestic beet sugar area for the 1944 crop.* The proportionate share for the 1944 crop for each farm in the domestic beet sugar area shall be the number of acres of sugar beets planted thereon for the production of sugar beets to be marketed (or processed by the producer) for the extraction of sugar or liquid sugar during the 1944 crop season. (Sec. 302, 50 Stat. 910; 7 U.S.C. 1940 ed. 1132; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423)

Issued at Washington, D. C., this 3d day of August 1944.

ASHLEY SELLERS,
Assistant War Food Administrator.

[F. R. Doc. 44-11645; Filed, August 3, 1944; 3:26 p. m.]

PART 802—SUGAR DETERMINATIONS

PROPORTIONATE SHARES FOR 1945 MAINLAND CANE SUGAR CROP

Pursuant to the provisions of section 302 of the Sugar Act of 1937, as amended, and Executive Order No. 9322, issued March 26, 1943, as amended by Executive Order No. 9334, issued April 19, 1943, the following determination is hereby issued:

§ 802.26g *Proportionate shares for the mainland cane sugar area for the 1945 crop—(a) Farm proportionate share.* The proportionate share for the 1945

crop for each sugarcane farm in the mainland cane sugar area shall be the number of acres planted thereon for the production of sugarcane to be marketed (or processed by the producer) for the extraction of sugar or liquid sugar during the 1945 crop season.

(b) *Tenant and sharecropper protection.* Notwithstanding the establishment of a proportionate share for any farm under paragraph (a) above, eligibility for payment of any producer on the farm shall be subject to the following conditions:

(1) That such producer shall not have entered into any leasing or cropping agreement for the purpose of diverting to himself or other producers any payment to which tenants or sharecroppers would be entitled if their 1944 leasing or cropping agreements were in effect.

(2) That such producer shall not have interfered with any contracts entered into by tenants or sharecroppers for the sale of their sugarcane or their share of the sugarcane produced on the farm.

(Sec. 302, 50 Stat. 910; 7 U.S.C., 1940 ed. 1132; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423)

Issued at Washington, D. C., this 3rd day of August 1944.

ASHLEY SELLERS,
Assistant War Food Administrator.

[F. R. Doc. 44-11646; Filed, August 3, 1944; 3:26 p. m.]

PART 802—SUGAR DETERMINATIONS

PROPORTIONATE SHARES FOR 1945 SUGAR- CANE CROP IN HAWAII

Pursuant to the provisions of section 302 of the Sugar Act of 1937, as amended, and Executive Order No. 9322, issued March 26, 1943, as amended by Executive Order No. 9334, issued April 19, 1943, the following determination is hereby issued:

§ 802.36h *Proportionate shares for sugarcane farms in the Territory of Hawaii for the 1945 crop—(a) Farm proportionate share.* The proportionate share for each farm in the Territory of Hawaii for the 1945 crop shall be the

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- 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.
- Book 4: Titles 18-25, with index.
- Book 5, Part 1: Title 26, Parts 2-178.
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- Book 6: Titles 28-32, with index.

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amount of sugar, raw value, commercially recoverable from sugarcane grown on such farm and marketed (or processed by the producer) for the extraction of sugar during the calendar year 1945.

(b) *Adherent planter protection.* The provisions of this determination shall be subject to the following conditions:

(1) That no changes in the planter-plantation sugarcane and sugar production relationship shall have been made, and

(2) That no reduction in the number of planters shall have been made under programs carried out pursuant to the Act, except such as are considered justified and are approved by the Chief of the Sugar Branch, Office of Distribution, and the Chief of the Agricultural Adjustment Agency, acting either jointly or severally.

(Sec. 302, 50 Stat. 910; 7 U.S.C., 1940 ed. 1132; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423)

Issued at Washington, D. C., this 3d day of August 1944.

ASHLEY SELLERS,
Assistant War Food Administrator.

[F. R. Doc. 44-11647; Filed, August 3, 1944; 3:26 p. m.]

PART 802—SUGAR DETERMINATIONS

PROPORTIONATE SHARES FOR 1944-1945 SUGARCANE CROP IN PUERTO RICO

Pursuant to the provisions of section 302 of the Sugar Act of 1937, as amended, and Executive Order No. 9322, issued March 26, 1943, as amended by Executive Order No. 9334, issued April 19, 1943, the following determination is hereby issued:

§ 802.46e *Proportionate shares for sugarcane farms in Puerto Rico for the 1944-45 crop—(a) Farm proportionate share.* The proportionate share for each farm in Puerto Rico for the 1944-45 crop shall be the amount of sugar, raw value, commercially recoverable from sugarcane grown on such farm and marketed (or processed by the producer) for the extraction of sugar during the 1944-45 crop season.

This determination supersedes the "Determination of Proportionate Shares for Sugarcane Farms in Puerto Rico, Pursuant to the Sugar Act of 1937, as Amended," issued December 31, 1942, insofar as that determination related to proportionate shares for the 1944-45 crop.

(Sec. 302, 50 Stat. 910; 7 U.S.C., 1940 ed. 1132; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423)

Issued at Washington, D. C., this 3d day of August 1944.

ASHLEY SELLERS,
Assistant War Food Administrator.

[F. R. Doc. 44-11648; Filed, August 3, 1944; 3:26 p. m.]

PART 802—SUGAR DETERMINATIONS

PROPORTIONATE SHARES FOR 1945 SUGARCANE CROP IN THE VIRGIN ISLANDS

Pursuant to the provisions of section 302 of the Sugar Act of 1937, as amended, and Executive Order No. 9322, issued March 26, 1943, as amended by Executive Order No. 9334, issued April 19, 1943, the following determination is hereby issued:

§ 802.50c *Proportionate shares for sugarcane farms in the Virgin Islands for the 1945 crop*—(a) *Farm proportionate share.* The proportionate share for each sugarcane farm in the Virgin Islands for the 1945 crop shall be the amount of sugar, raw value, commercially recoverable from sugarcane grown on the farm and marketed (or processed by the producer) for the extraction of sugar during the 1945 crop.

(b) *Tenant and sharecropper protection.* The provisions of this determination are subject to the following conditions:

(1) That no change shall have been made in the leasing or cropping agreements for the purpose of, or which shall have the effect of, diverting to any producer, any payments to which tenants or sharecroppers would be entitled if the 1943-44 leasing or cropping agreements were in effect.

(2) That there shall have been no interference by any producer with contracts entered into by tenants or sharecroppers for the sale of their sugarcane.

(c) *Designation of agent.* The Chief, or the Acting Chief, of the Sugar Branch of the Office of Distribution, and the Officer in Charge of the San Juan Office of the Agricultural Adjustment Agency, or the Acting Officer in Charge thereof, are hereby designated to act, jointly or severally, as agents of the War Food Administrator in administering the provisions of this determination.

(Sec. 302, 50 Stat. 910; 7 U.S.C., 1940 ed. 1132; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423)

Issued at Washington, D. C., this 3d day of August 1944.

ASHLEY SELLERS,
Assistant War Food Administrator.

[F. R. Doc. 44-11649; Filed, August 3, 1944; 3:26 p. m.]

PART 802—SUGAR DETERMINATION

FARMING PRACTICES FOR 1945 SUGAR CANE CROP IN VIRGIN ISLANDS

Determination of farming practices to be carried out in connection with the production of sugarcane during the 1945 crop year in the Virgin Islands, pursuant to the Sugar Act of 1937, as amended.

Pursuant to the provisions of section 301 (e) of the Sugar Act of 1937, as amended, and Executive Order No. 9322, issued March 26, 1943, as amended by Executive Order No. 9334, issued April

19, 1943, the following determination is hereby issued:

§ 802.55c *Farming practices to be carried out in connection with the production of sugarcane during the 1945 crop year.* The requirements of section 301 (e) of the Sugar Act of 1937, as amended, shall be deemed to have been met with respect to any farm in the Virgin Islands if the tops and trash cut from the sugarcane during the 1945 harvest season are applied to the land from which the sugarcane is harvested.

(Sec. 301, 50 Stat. 910; 7 U.S.C. 1940 ed. 1131; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423)

Issued at Washington, D. C. this 3d day August 1944.

ASHLEY SELLERS,
Assistant War Food Administrator.

[F. R. Doc. 44-11644; Filed, August 3, 1944; 3:26 p. m.]

Chapter X—War Food Administration
(Production Orders)

[WFO 14, Rev. Supp. Order 6]

PART 1202—FARM MACHINERY AND EQUIPMENT

NEW SHEET METAL WATER WELL CASING

Supplementary Order No. 6 (8 F.R. 16776) to War Food Order No. 14 (formerly Food Production Order No. 14) (8 F.R. 17456, 9 F.R. 4319, 7739) is hereby revised and amended in its entirety to read as follows:

§ 1202.451 *Purpose of this supplementary order.* This supplementary order explains the procedure to be followed in rationing new sheet metal water well casings (which are rationed farm equipment as defined in War Food Order No. 14) for agricultural use and it also sets forth the requirements of the rationing program which are of special importance to persons desiring such equipment. This supplementary order should be read in conjunction with War Food Order No. 14 which establishes the general rationing program, and which contains definitions of certain terms used herein.

§ 1202.452 *Scope.* This supplementary order deals with new sheet metal water well casing manufactured for farm use (Item No. 218, War Production Board Order No. L-257, as amended (9 F.R. 7924, 7930).) Such casing is rolled from sheet metal and welded or riveted into sections of casing. This supplementary order does not deal with standard water well casing fabricated by pipe mills.

§ 1202.453 *Transfer of water well casing for agricultural use.* (a) No person other than a Federal agency shall make a transfer or accept a transfer of new sheet metal water well casing for agricultural use, except pursuant to a purchase certificate issued by a county farm rationing committee: *Provided, however,* That no purchase certificate shall be re-

quired when the transfer is for an amount of casing with a retail price of \$100.00 or less and such casing is all that is needed for one well.

(b) If an application is approved, a purchase certificate shall be issued to cover the full amount of casing needed for one well. No purchase certificate will be issued, however, for this purpose unless the applicant can show to the satisfaction of the county farm rationing committee that he has or will have pumping and power facilities necessary to operate the well in which the casing is to be used.

§ 1202.454 *Transfers to Federal agencies and for non-agricultural use.* (a) Purchase certificates will not be issued to Federal agencies for new sheet metal water well casing. If a Federal agency wants such casing for agricultural use in the United States, it must obtain a written authorization from the Director. If a Federal agency wants such casing for non-agricultural use, or for export, it must comply with War Production Board Order No. L-257, as amended, or L-257a, as amended (9 F.R. 6218), and any other applicable War Production Board regulations.

(b) If any person other than a Federal agency wants new sheet metal water well casing for non-agricultural use, he must comply with War Production Board Order No. L-257, as amended, and any other applicable War Production Board regulations.

§ 1202.455 *Manufacturers' reports.* Each manufacturer of new sheet metal water well casing shall, on or before October 10, 1944, January 10, 1945, April 10, 1945, and July 10, 1945, submit a written report to the Director, setting forth the quantity (in pounds of steel) of such casing transferred by him into each State during the three calendar months preceding the month in which the report is made. (This reporting requirement has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.)

§ 1202.456 *Communications.* All communications concerning this supplementary order shall, unless otherwise directed, be addressed to the Director of the Office of Materials and Facilities, War Food Administration, Washington 25, D. C., Ref.: WFO 14, Supp. 6.

§ 1202.457 *Incorporation into War Food Order No. 14.* This Supplementary Order No. 6 shall be added to and become a part of War Food Order No. 14, and any violation of this Supplementary Order No. 6 shall be deemed to be a violation of War Food Order No. 14.

(54 Stat. 676, 55 Stat. 236, 56 Stat. 176; 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 3d day of August 1944.

ASHLEY SELLERS,
Assistant War Food Administrator.

[F. R. Doc. 44-11642; Filed, August 3, 1944; 3:26 p. m.]

Chapter XI—War Food Administration
(Distribution Orders)

[WFO 54-4, Amdt. 2]

PART 1401—DAIRY PRODUCTS

DRIED SKIM MILK

War Food Order No. 54-4, issued by the Acting Director of Distribution on May 1, 1944 (9 F. R. 4675), as amended, is further amended as follows:

By deleting the provisions of § 1401.179 (b) and inserting, in lieu thereof, the following:

(b) *Percentages of dried skim milk to be set aside.* Each person who is required to set aside dried skim milk pursuant to the provisions of WFO 54 shall set aside in the calendar months of August and September 1944, (1) a quantity of spray dried skim milk equal to 60 percent of all spray dried skim milk produced by such person during each such month, and (2) a quantity of roller dried skim milk equal to 35 percent of all roller dried skim milk produced by such person during each such month.

This order shall become effective at 12:01 a. m., e. w. t., August 1, 1944. With respect to any violation of said War Food Order No. 54-4, as amended, rights accrued, liabilities incurred, or appeals taken thereunder, prior to the effective time of this amendment, said War Food Order No. 54-4 shall continue in full force and effect for the purpose of sustaining any suit, action or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 54, 8 F.R. 7210, 9 F.R. 2875, 4321, 4319)

Issued this 3d day of August 1944.

LEE MARSHALL,
Director of Distribution.

[F. R. Doc. 44-11643; Filed, August 3, 1944;
3:38 p. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

[Regs., Serial No. 317]

NORTHEAST AIRLINES, INC.

NONCOMPLIANCE WITH PILOT REQUIREMENTS

Noncompliance with the requirements of § 40.2611 (b) of the Civil Air Regulations with respect to Northeast Airlines, Inc., for the route between Boston, Massachusetts, and Montreal, Province of Quebec, Canada.

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 1st day of August 1944.

The following Special Civil Air Regulation is made and promulgated to become effective August 15, 1944:

Any first pilot listed in Northeast Airlines, Inc., operating certificate on July 1, 1944, who was listed in Northeast Airlines operating certificate on May 31, 1942, as qualified to operate in scheduled air transportation between Boston, Massachusetts, and Montreal, Province of Quebec, Canada, via Manchester and

Concord, New Hampshire, and Montpelier and Burlington, Vermont, will be deemed competent to pilot aircraft in scheduled air transportation on this route upon completion of two one-way trips one of which must be made between one hour after sunset and one hour before sunrise. Each pilot must have made at least one landing at each scheduled stop on the route.

(52 Stat. 984, 1007; U.S.C. 425, 551)

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS,
Secretary.

[F. R. Doc. 44-11666; Filed, August 4, 1944;
10:22 a. m.]

[Regs., Serial No. 318]

STUDENT PILOTS

NONCOMPLIANCE WITH AGE REQUIREMENTS

Noncompliance with the age requirements of § 20.100 of the Civil Air Regulations.

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 1st day of August 1944.

The following Special Civil Air Regulation is made and promulgated to become effective August 1, 1944:

Any person who is at least 15 years of age and who is listed in the records of the Institute of Aviation Psychology—National Research Council, University of Tennessee, Knoxville, Tennessee, as a trainee in an experimental course of specialized flight instruction may be issued a limited student pilot certificate subject to the following provisions:

(a) Such person shall adhere to all the Civil Air Regulations except as above provided;

(b) Such person shall pilot aircraft in solo flight only when and to the extent authorized by the Institute of Aviation Psychology—National Research Council, University of Tennessee.

This regulation shall terminate on June 15, 1945.

(52 Stat. 984, 1007; U.S.C. 425, 551)

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS,
Secretary.

[F. R. Doc. 44-11667; Filed, August 4, 1944;
10:22 a. m.]

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs,
Department of the Treasury

[T. D. 51106]

LANDING OF HALIBUT CATCH IN ALASKA BY
CANADIAN VESSELS

WAIVER OF PROVISION GOVERNING VESSELS
EMPLOYED IN COASTING TRADE FOR FISHERIES¹

AUGUST 2, 1944.

Section 4311 R. S. (46 U.S.C. 251) waived to extent necessary to permit Canadian halibut fishing vessels to land catch of halibut in Alaska.

¹ Affects § 4.96.

Upon the written recommendation of the Secretary of State and by virtue of the authority vested in me by section 501 of the Second War Powers Act, 1942 (Public Law 507, 77th Congress), I hereby waive compliance with the provisions of section 4311 R. S. (46 U.S.C. 251) to the extent necessary, for the duration of the calendar year 1944, to permit Canadian fishing vessels engaging in the North Pacific halibut fishery only to land their catch of halibut in ports of entry in Alaska upon compliance with the applicable customs laws. I deem that such action is necessary in the conduct of the war.

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

[F. R. Doc. 44-11668; Filed, August 4, 1944;
10:50 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VIII—Foreign Economic
Administration

[Administrative Order 49]

PART 800—ORDERS AND DELEGATIONS OF
AUTHORITY

APPEARANCES OF EMPLOYEES AND FORMER
EMPLOYEES AS REPRESENTATIVES OF THIRD
PERSONS

JULY 18, 1944.

§ 800.79 *Appearances of employees and former employees as representatives of third persons*—(a) *Purpose.* The purpose of this order is to regulate appearances before the Foreign Economic Administration of employees and former employees as representatives of third persons.

(b) *Prohibition against appearance of employees and former employees before the Foreign Economic Administration.* No individual shall appear or be permitted to appear before the Foreign Economic Administration as the agent, attorney or representative of any person, if such individual:

(1) Is, or at any time within one year prior thereto was, a full-time or part-time, compensated or uncompensated officer or employee of the Foreign Economic Administration or any of its predecessor or constituent agencies; or

(2) Has at any time been officially associated with the specific case or matter to which such appearance relates, as a full-time or part-time, compensated or uncompensated officer or employee of the Foreign Economic Administration or any of its predecessor or constituent agencies.

(c) *Special exceptions.* Notwithstanding the prohibition contained in paragraph (b) hereof, any officer specially designated for the purpose by the Administrator may, in exceptional cases and upon receipt of a sworn written application setting forth the facts, grant to a former officer or employee disqualified under paragraph (b) (1) written permission to appear before the Foreign Economic Administration on behalf of another person for a specific or limited purpose, where in his opinion such permission is necessary to prevent an injustice or unnecessary hardship.

(d) *Definitions.* As used herein:

(1) The term "person" means any individual, corporation, partnership, association or any other organized group or body of persons, however designated, but shall not include the United States or any department or agency thereof or any foreign government.

(2) The words "appear before the Foreign Economic Administration" mean (i) the submission of applications for export licenses, release certificates, or other documents required to be filed with the Foreign Economic Administration, or the execution of same; (ii) conferences or other communication with officers or employees of the Foreign Economic Administration for the purpose of soliciting or expediting approval by the Foreign Economic Administration of applications for export licenses, release certificates or other documents pertaining to matters within the jurisdiction of the Foreign Economic Administration; (iii) participation with officers or employees of the Foreign Economic Administration in the preparation, negotiation or execution of contracts pertaining to any matter within the jurisdiction of the Foreign Economic Administration; (iv) participation in any proceeding pending before the Foreign Economic Administration involving the requisitioning of property in behalf of the United States or involving charges of violation of the Act of July 2, 1940, as amended (Export Control Law), or the rules and regulations adopted thereunder.

(e) *Effective date.* This order shall take effect immediately.

LEO T. CROWLEY,
Administrator.

[F. R. Doc. 44-11641; Filed, August 3, 1944;
2:14 p. m.]

Chapter IX—War Production Board

Subchapter B—Executive Vice-Chairman

AUTHORITY: Regulations in this subchapter issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 58 Stat. 176; E.O. 9024, 7 F.R. 329; E.O. 9125, 7 F.R. 2719; W.P.B. Reg. 1 as amended March 24, 1943; 8 F.R. 3666, 3696; Pri. Reg. 1 as amended May 15, 1943, 8 F.R. 6727.

PART 933—COPPER

[Conservation Order M-9-c, as Amended
May 26, 1944, Amdt. 4]

Section 933.4 *Conservation Order M-9-c* is hereby amended as follows:

(a) By amending paragraph (g) (2) to read as follows:

(2) *Insect screening.* This order does not restrict the sale or delivery of used or second-hand insect screening. However, no person shall sell or deliver to any one person more than 50 sq. ft. of any other copper or copper base alloy insect screening unless the sale or delivery is made to: (i) A jobber, wholesaler or retailer; (ii) the Army or Navy of the United States, the United States Maritime Commission, the War Shipping Administration, the Panama Canal, the Coast Guard, any foreign country pursuant to the Act of March 11, 1941 entitled "An Act to Promote the Defense

of the United States" (Lend-Lease Act), or Defense Supplies Corporation, Metals Reserve Corporation or any other corporation organized under section 5 (d) of the Reconstruction Finance Corporation Act as amended (except Defense Plant Corporation) or any person acting as agent of any such corporation (except Defense Plant Corporation); or (iii) any person upon specific authorization of the War Production Board. Applications for specific authorization shall be made by letter addressed to the War Production Board, Copper Division, Washington 25, D. C., Ref: M-9-c. Nothing contained in this paragraph (g) (2) affects the prohibitions on the manufacture, processing, assembling or finishing of insect screening with copper products or copper base alloy products under paragraph (a) and the combined list. (See the item "insect screening" under the heading "Miscellaneous" on the combined list.)

(b) By changing the item on the combined list under the heading "Building Supplies" which now reads:

Doors, door and window frames and sills and parts excluding door handles and knobs. For door handles and door knobs, see under the heading "Hardware".

to read as follows:

Doors, windows, door and window frames and sills and parts excluding door handles and knobs. (This does not prohibit the use of copper or copper base alloy insect screening to make or repair screen doors or window screens if the only copper or copper base alloy used is insect screening). For door handles and knobs, see under the heading "Hardware". For prohibition on manufacturing of copper or copper base alloy insect screening, see "Insect screening" under the heading "Miscellaneous" on this list.

(c) By adding at the end of the list of articles enumerated in paragraph (g) (3), the following:

Gold filled and rolled gold plate governed by Direction 2 to Order M-199.

Issued this 4th day of August 1944.

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

[F. R. Doc. 44-11679; Filed, August 4, 1944;
11:31 a. m.]

PART 1226—GENERAL INDUSTRIAL EQUIPMENT

[General Limitation Order L-292, as Amended
Aug. 4, 1944]

FOOD PROCESSING MACHINERY

The fulfillment of the requirements for the defense of the United States has created a shortage in the supply of materials used in the production of food processing machinery, for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense.

§ 1226.77 *General Limitation Order L-292*—(a) *Definitions.* For the purpose of this order:

(1) "Processor" means any person engaged in the business of preparing, proc-

essing, canning, packing or packaging human or animal foods or tobacco for distribution, including the operation of a food processing plant on a farm. It does not include (i) a person to the extent that he engages in the production or raising of crops, livestock, or other farm produce; or (ii) a person to the extent that he prepares food for consumption on the premises (such as a hotel or restaurant), or distributes it at retail (such as a grocery or retail meat market); or (iii) governmental agencies processing food for governmental use, hospitals, charitable institutions processing food for their own use, or educational institutions.

(2) "Food processing machinery" means new machinery and equipment, of the kinds specified in Schedule A with a retail sales value of \$50 or more for each machine or piece of equipment, excluding (i) refrigerating machinery and equipment as defined in Limitation Order L-38, (ii) machinery and equipment used on a farm for production of food or tobacco or on a fishing vessel for handling food, prior to delivery to a processor, (iii) scales and balances as defined in limitation Order L-190, (iv) conveying machinery as defined in Limitation Order L-193, (v) machinery and equipment used for packaging, filling or labelling containers, except as otherwise indicated in Schedule A, (vi) oil processing machinery and equipment used in processing animal, fish and vegetable fats, oils and greases, and (vii) water filters as water-treating equipment.

(3) "Manufacturer" means any person engaged in the making or assembling of food processing machinery; and includes his subsidiaries and affiliates in the same business.

(4) "Dealer" means any person except a manufacturer engaged in the business of buying and reselling food processing machinery.

(5) "Approved order" means any order for delivery (under sale, lease, consignment or otherwise) of food processing machinery bearing (i) a rating of AA-5 or higher assigned on any WPB Form listed in paragraph (c) or (ii) a CMP Regulation 5 or 5A rating applied to replace an existing piece of machinery of substantially the same size and capacity, worn out or damaged beyond repair.

(b) *Restrictions on deliveries.* (1) No person shall deliver or accept delivery of food processing machinery except on an approved order. Any person who places an approved order shall in addition to the certification used in applying the rating (Priorities Regulation 3 or 7) give the form number upon which he received the rating, or if the rating was assigned by CMP Regulation 5 or 5A, he shall add to the certification a statement substantially as follows: "This rating was assigned by CMP Regulation 5 (or 5A) and the machinery is ordered to replace other machinery of substantially the same size and capacity, worn out or damaged beyond repair."

(2) The restrictions of subparagraph (1) above shall not apply to: (i) deliveries to a manufacturer or dealer to enable him to fill approved orders which he has actually received, or to replace in in-

ventory machinery delivered by him to fill approved orders, (ii) delivery of food processing machinery to be used directly by the Army, Navy, Maritime Commission, or War Shipping Administration, or (iii) delivery to a manufacturer of food processing machinery to be incorporated into other food processing machinery.

(c) *Instructions for obtaining an approved order other than pursuant to a CMP Regulation.* (1) Processors seeking food processing machinery for delivery within the United States or Canada, in order to get a rating should file:

(i) Form WPB-617 with the War Production Board for any food processing machinery which is to be installed as part of a project approved under Order L-41.

(ii) Form WPB-748 with the War Food Administration for all other dairy, egg or poultry processing equipment.

(iii) Form WPB-576 with the War Food Administration for all other canning machinery or equipment.

(iv) Form WPB-3155 with the War Food Administration for all other meat canning, meat packing and meat processing machinery or equipment.

(v) Form WPB-541 with the War Production Board for any other food processing machinery.

(2) All persons, other than processors, seeking any food processing machinery for delivery within the United States or Canada should file Form WPB-541 with the War Production Board.

(3) All persons, including processors, seeking any food processing machinery for export by them to other than Canada should file Form WPB-541 with the War Production Board.

(d) *Restrictions on manufacture.* No manufacturer shall make or assemble any new food processing machinery or equipment of the kinds listed on Schedule B except as permitted by production quotas assigned under paragraph (f) of this order. The limitations and restrictions of this paragraph shall not apply to the manufacture of any food processing machine or piece of equipment for which parts weighing, in the aggregate, not less than 75% of the weight of the finished machine or piece of equipment were made before June 5, 1943.

(e) *Conservation of critical materials.* No person shall use stainless steel or tin, copper or copper base alloys, secondary copper-nickel alloys (white metal) made from scrap or remelt, nickel or chromium, in the manufacture or assembly of any food processing machinery except in contact parts or corrosion points. (As used herein "contact parts" means those parts which come in direct contact with any food products. "Corrosion points" mean those parts or fittings, stationary or movable, which are exposed to corrosive action from food products, water or brine and which, if corroded, will interfere with the normal operation of the machinery or equip-

ment.) These restrictions on the use of materials shall not apply to repair parts for food processing machinery produced before June 30, 1943, if parts made of other material would not be interchangeable with the parts to be repaired or replaced. This paragraph also does not restrict the use of copper and copper-base alloys in electrical conductors, bearings, valves, instruments, motors, worm driven gears, and cappers.

(f) *Production quotas.* The War Production Board may at any time issue schedules as amendments to this order, fixing production quotas for certain types of food processing machinery. From the effective date of any such schedule no manufacturer may carry on production except as permitted by the schedule or schedules applicable to the food processing machinery made or assembled by him. The reference to "quota provisions of paragraph (g) (2) (ii) of Order L-292" in schedules issued by the War Production Board before March 11, 1944 shall, for the purpose of such schedules, mean this paragraph (f) of Order L-292.

(g) *Miscellaneous provisions—(1) Reports.* On or before the 20th day of each calendar month, each manufacturer shall file a report on Form WPB-2721. This reporting requirement has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

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

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

(4) *Appeals.* Any appeal from the provisions of this order shall be made by filing a letter, in triplicate, referring to the particular provisions appealed from and stating fully the grounds of the appeal. The letter must be filed with the field office of the War Production Board for the district in which is located the plant or branch of the appellant to which the appeal relates.

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

dustrial Equipment Division, Washington 25, D. C., Ref: L-292.

Issued this 4th day of August 1944.

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

SCHEDULE A

Machinery and equipment included in definition of "Food Processing Machinery" under paragraph (a) (2).

1. Baking and macaroni processing machinery and equipment. This term includes all preparation and processing machinery and equipment, and slicing and wrapping machinery used in commercial bakeries.

2. Brewing and winery machinery and equipment, including bottling, bottle capping and bottle labeling machinery and equipment but excluding refrigeration machinery and equipment.

3. Canning machinery and equipment. This term includes all preparation machinery and equipment, filling, labeling and casing machinery, and change parts for different can or container sizes, used in the canning, freezing, and fresh packing of fruits, vegetables, fishery products including fishery by-products and all other human or animal food. It also includes preparation machinery and equipment used for dehydrating such foods. It does not include (i) preparation equipment for meat and meat products (ii) home canning and home dehydrating equipment (iii) container sealing and closing and jar capping machines (iv) refrigerating equipment, and (v) steam jacketed kettles regardless of any use to which they may be put, which are designed to use steam at working pressures of less than 90 pounds per square inch, as governed by Limitation Order L-182. (Machinery for filling, labeling and casing dehydrated foods is covered by Order L-332.)

4. Coconut shredding and processing equipment.

5. Coffee, tea, cocoa, and spice grinding and processing equipment, 1 H. P. and larger.

6. Confectionery machinery and equipment.

7. Dairy, egg and poultry processing machinery and equipment used in the commercial processing of milk and milk products, eggs and poultry, including bottling, bottle capping and bottle labeling machinery and equipment and wrapping machinery but excluding (i) machinery or equipment used on a farm for the production and handling of milk, eggs or poultry prior to delivery to a processor and (ii) machinery or equipment covered by the provisions of Limitation Order L-257.

8. Flour, grain, feed milling and processing machinery and equipment and seed cleaning equipment.

9. [Deleted Nov. 22, 1943]

10. [Deleted Mar. 11, 1944]

11. Meat canning, meat packing and meat processing machinery and equipment. This term includes power-driven disc and blade saws (of fractional horsepower or more), band saws (1 horsepower or more), slicers (1 horsepower or more), and grinders (1 horsepower or more), and all other machinery and equipment used in the preparation and processing of meat products, filling, labelling and casing machinery, except (i) home canning equipment, (ii) container sealing and closing and jar capping machines, and (iii) refrigeration equipment.

12. Non-alcoholic beverage manufacturing machinery and equipment including bottling, bottle capping and bottle labelling machinery and equipment but excluding refrigeration machinery and equipment.
13. Sugar processing machinery and equipment.
14. Tobacco processing machinery and equipment, including wrapping machinery.
15. [Deleted Mar. 11, 1944]

SCHEDULE B

Food Processing Machinery and Equipment which cannot be manufactured unless specifically provided for under the terms of paragraph (f).

1. [Deleted Mar. 11, 1944]
2. [Deleted Mar. 11, 1944]
3. All coconut shredding and processing equipment.
4. Coffee, tea, cocoa and spice grinding and processing equipment except equipment by and for the direct use of the Army, Navy, Maritime Commission and War Shipping Administration, and except equipment used in the manufacture of soluble and dehydrated coffee.
5. All confectionery machinery.
6. [Deleted Mar. 11, 1944]
7. [Deleted Mar. 11, 1944]
8. [Deleted Mar. 11, 1944]
9. [Deleted Mar. 11, 1944]
10. [Deleted Mar. 11, 1944]
11. [Deleted Mar. 11, 1944]
12. [Deleted Mar. 11, 1944]
13. [Deleted Mar. 11, 1944]
14. Tobacco processing machinery and equipment, including wrapping machinery.

SCHEDULE C

[Deleted Mar. 11, 1944]

SCHEDULE D

[Deleted Mar. 11, 1944]

INTERPRETATION 1

FOOD PROCESSING MACHINERY

Paragraph (a) (5), in defining "approved orders" for food processing machinery, includes orders bearing a preference rating of AA-5 or higher assigned on certain specified forms (WPB-C17, 576, 748, etc.). These forms in some cases call for the name and address of the supplier.

In these cases, the information intended is the name and address of the probable supplier. Provided the model actually obtained is substantially identical in value, quality, size, operation and function with that named in the application form, the preference rating may be used to get the product from any manufacturer, dealer or processor who has the product on hand or is authorized to manufacture or acquire it. For example, a rating assigned to purchase a 1" centrifugal sanitary pump may ordinarily be used to purchase that size pump from any manufacturer if the value is substantially the same as that of the pump described in the application. On the other hand, a rating assigned for a 6-can-per-minute dairy can washer costing \$1000 may not be used to get a 6-can-per-minute can washer costing \$2500. Similarly, a rating for a copper lined cheese vat may not be used to get a stainless steel cheese vat.

Approval of the form does not operate to authorize the supplier, whether or not named, to manufacture or acquire the product if that is otherwise prohibited. [Issued March 31, 1944.]

INTERPRETATION 2

FOOD PROCESSING MACHINERY

In accordance with paragraph (f) of General Limitation Order L-292, as amended, certain quota schedules have been established limiting the amount of controlled materials which may be used in manufacturing certain classes of food processing machinery during a specified quota period. The quota is a percentage of the average annual amount of such material consumed during a specified base period. The percentage applies to each controlled material (steel, copper or aluminum) separately. No part of the percentage of one controlled material shall be added to the total percentage of another. However, the permitted percentage of a particular controlled material may be divided in any way between the several categories of such material. For example: where a manufacturer is permitted to consume during the quota period 110% of the average annual amount of steel and copper he consumed during the base period, he is not permitted to apply part or all of his steel quota to his copper quota and thereby exceed his copper quota of 110%. However, he may consume during the quota period such amount of carbon steel and such amount of alloy steel as he chooses provided the aggregate does not exceed 110% of the average annual amount of steel consumed during the base period. This rule is subject to the restriction of any order of the War Production Board against the use of a higher grade or larger quantity of material than is necessary (for example, see paragraph (c) (1) of Order M-9-c, dealing with copper). [Issued April 3, 1944.]

[F. R. Doc. 44-11680; Filed, August 4, 1944; 11:31 a. m.]

PART 3175—REGULATIONS APPLICABLE TO THE CONTROLLED MATERIALS PLAN

[CMP Reg. 1, Interpretation 23]

Interpretation 23 is amended to read as follows:

Definition of steel. The word "steel" as used in CMP regulations has the same meaning as "steel" as defined in Order M-21, as amended from time to time, except that it includes only those forms and shapes listed in Schedule I of CMP Regulation No. 1.

Issued this 4th day of August 1944.

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

[F. R. Doc. 44-11682; Filed, August 4, 1944; 11:31 a. m.]

PART 3175—REGULATIONS APPLICABLE TO THE CONTROLLED MATERIALS PLAN

[CMP Reg. 9A, Interpretation 3 as Amended Aug. 4, 1944]

PURCHASE OF LUMBER UNDER ORDER L-335

The following interpretation is issued with respect to CMP Regulation 9A:

(a) A repairman using lumber on a construction job he does for another person is

not entitled to certify his lumber orders that he places with lumber suppliers. Under Order L-335, which governs the distribution of lumber, a contractor doing construction for another person is not considered the consumer of the lumber that he uses. The person for whom the construction work is being done is considered the consumer of the lumber and he is the one that is entitled to place the certification on the lumber order that the contractor places with his supplier. This provision also applies to a repairman that does construction work for another person. Construction means the putting up, altering or repairing of any sort of a structure including a building, road, bridge, dam, sewer and similar jobs. It also includes the installation of equipment or fixtures in such a structure. A consumer may authorize the contractor or repairman to act as his agent in certifying a lumber delivery order and in such a case the contractor or the repairman signs the required certification "as duly authorized official" of the consumer. The contractor does not use his rating but the rating of the person for whom the construction work is being done. Even though a repairman may himself have a rating he cannot use it to get lumber for that construction job. After August, the effective date of Order L-335, repairmen placing orders for lumber required on construction jobs they do for other persons must either certify as agents for the persons for whom they do the work or have their lumber order certified by such persons. Lumber distributors have been allocated a small amount of lumber for civilian repairs and maintenance work and this lumber can be sold on uncertified and unrated orders. Repairmen may buy that type of lumber from lumber distributors the same as any other person, but only a limited amount of such lumber is available to distributors.

(b) A repairman doing other repair which is not construction, may use the CMP-9A rating and the certification under paragraph (q) (1) of L-335 to get lumber needed for such repairs, provided he does not get more than 50,000 board feet a calendar quarter for all purposes (except construction). In such a case, he should apply on Form WPB-3640.

Issued this 4th day of August 1944.

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

[F. R. Doc. 44-11681; Filed, August 4, 1944; 11:31 a. m.]

PART 3270—CONTAINERS

[Limitation Order L-317 as Amended Aug. 4, 1944]

FIBRE SHIPPING CONTAINERS; MANUFACTURE AND USE

The fulfillment of requirements for the defense of the United States has created shortages in the supply of materials entering into the production of fibre shipping containers for defense, for private account, and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3270.6 *Limitation Order L-317—*
 (a) "Fibre shipping container". For purposes of this order, the term "fibre shipping container" means the following items:

(1) Any box, crate, case, basket, inner carton, hamper or sleeve in set-up or knock-down form which is made in whole or in part from solid fibre (.045 or heavier) or corrugated fibre and which is used for the delivery or shipment of materials. This does not include the following: trunks, luggage, or military locker boxes; fibre cans, tubes or drums. It also does not include combination wood-and-fibre shipping containers consisting of fifty per cent or more wood (by area).

(2) Any solid fibre (.045 or heavier) or corrugated fibre sheet or any corrugated fibre roll to be used for wrapping, packaging, or otherwise protecting a product or material for shipment. This does not include corrugated or solid fibre sheets produced for delivery to plants, of the type commonly referred to in the container manufacturing industry as "sheet plants" for their use in manufacturing fibre shipping containers. It also does not include corrugated or solid fibre sheets produced for delivery to cleated box manufacturers for use in manufacturing shipping containers made of corrugated or solid fibre sheets attached to wooden cleats.

(3) Any solid fibre (.045 or heavier) or corrugated fibre interior fitting which is cut to size for use in any type of container to provide content protection, structural strength, or both. This includes, but is not limited to, the following: partitions; pads; liners; sun bursts; corrugated wrappers (single-faced, double-faced, double-walled).

(b) "User". The term "user" means any person who uses fibre shipping containers for the shipment or delivery of materials in connection with his business.

(c) "Containerboard content". The term "containerboard content" means the amount of solid fibre (.045 or heavier) or corrugated fibre containerboard in a fibre shipping container. This amount is computed both in terms of weight and in terms of square feet.

Manufacture and Delivery Prohibitions

(d) *General.* No person shall manufacture or deliver any new fibre shipping container which he has reason to believe will be used or accepted in violation of any provision of this order. No person

shall deliver any new fibre shipping container (including "reshippers" defined in paragraph (m)) to any user except the Army or Navy unless the user furnishes with each purchase order a certification, signed as provided in Priorities Regulation 7, in substantially the following form:

The undersigned purchaser certifies, subject to criminal penalties for misrepresentation, that he is familiar with Order L-317 of the War Production Board, and that the fibre shipping containers (or reshippers) covered by this purchase order will not be accepted or used in violation of the terms of that order.

If the user places a rated order, instead of the foregoing certification he may add to the certification of the rating (paragraph (v) of P-146) the following sentence: "The undersigned also certifies that the fibre shipping containers (or reshippers) covered by this purchase order will not be accepted or used in violation of the terms of Order L-317". The person receiving either certification shall be entitled to rely on it as a representation of the user unless he knows or has reason to know that it is false. The standard certification in Priorities Regulation 7 may not be used instead of the certification required by this paragraph.

(e) *Prohibited types (Schedule I).* No person shall manufacture, from solid fibre (.045 or heavier) or corrugated fibre, any container of the types listed in Schedule I of this order.

Use Prohibitions

(f) *Prohibited uses—(1) Schedule II.* Schedule II of this order lists certain products which may not be packed in new fibre shipping containers and certain other products which may not be packed in less than specified quantities, in new fibre shipping containers. No user shall accept or use any new fibre shipping container for any product in violation of Schedule II. This restriction does not apply to (i) containers used for wholesalers' or retailers' deliveries (as defined in Schedule III of this order), (ii) empty containers used by the Army or Navy, or (iii) containers which are quota exempt under paragraph (t) below.

(2) *Carlining.* No person shall use in the shipping of any product any new solid fibre (.045 or heavier) or corrugated fibre sheet or roll as carlining except where needed for door-blocking. When such sheet or roll is used for door-blocking, only the necessary practicable minimum quantity shall be used.

(g) *V-boxes.* No user shall use any new V-box for packing any product except for delivery against military or Lend-Lease orders which specify that V-boxes be used. No user shall accept

delivery of any V-boxes unless he has reason to believe that he will need them for the use permitted in this paragraph. The restrictions of this paragraph shall not apply to empty V-boxes used by the Army and Navy. The term "V-boxes" means shipping containers of the types designated as V-1, 2 and 3, in Army Specification O. Q. M. G. No. 93, dated December 2, 1942, and of the similar types described in Navy Department Specification 53B11 (INT.) and in Food Distribution Administration Specification 1742-C.

Quota Restrictions

(h) *Quota products (Schedule III).* Schedule III of this order lists certain products, and certain types of container uses. Beginning as of October 1, 1943, users are permitted to accept delivery of or use only a limited amount of new fibre shipping containers for packing any of the listed products (or for any of the listed uses), during each 3-month period (exclusive of amounts which are quota-exempt under paragraph (t) below). The limited amounts are called "quotas". The 3-month periods are called "quota periods". As explained below, there are two types of quotas—"footage quotas" and "tonnage quotas".

(h-1) [Deleted Aug. 4, 1944.]

(i) *Quota restriction.* During any 3-month quota period, the total containerboard content of the new fibre shipping containers accepted or used by any user for packing any Schedule III product (or for any Schedule III use) shall exceed neither his footage quota nor his tonnage quota. Quotas are to be computed in accordance with the next five paragraphs below. (The restrictions of this paragraph shall not apply to empty containers used by the Army or Navy or to containers which are quota-exempt under paragraph (t) below).

(i-1) *General rules pertaining to quota computations—(1) Interchanging of quotas.* Quotas are not interchangeable as between separately listed Schedule III items. However, where several products are included within the same Schedule III item (as for instance "CDGS-651-Jewelry, Toilet Sets, Cigarette Holders, etc.—50%") the user may distribute his quota for that item among those products as he sees fit. In computing his quota for any Schedule III item (other than "retailers' or wholesalers' deliveries" as defined in Schedule III) the user must not include in his base, the amount of containerboard used during the base period for packing any

Schedule II product which is included in the item.

(2) *Quota bases.* It will be noted that alternative quota bases may be selected under paragraphs (j) through (m). A user must use the same quota base for all purposes, for the same Schedule III item. For instance, he cannot use the corresponding calendar quarter of the base year for figuring his footage quota under paragraph (j) and twenty-five per cent of the entire base year for the purpose of figuring his tonnage quota for the same item under paragraph (k). Likewise a user may not change his method of computing his quota in the course of any calendar year except that he may switch from the quarterly to the calendar year base for the third and fourth quarters of 1944; *Provided*, That he does this for both quarters.

(j) *Computing footage quotas.* A user's "footage quota" for any calendar quarter for any Schedule III item (or use) shall be computed by applying the quota percentage listed in Schedule III for that item (or use) to either of the two following bases at the user's option:

(1) The containerboard content (in terms of square feet) of the new fibre shipping containers, used by him during the corresponding three-month period in 1942 (or other year if specified) for packing all of the products included in the item (or for that use).

(2) Twenty-five per cent of the containerboard content (in terms of square feet) of the new fibre shipping containers used by him during all of 1942 (or other year if specified) for packing all of the products included in the item (or for that use).

(k) *Computing tonnage quota.* A user's "tonnage quota" for any calendar quarter for any Schedule III item (or use) shall be computed by applying the quota percentage listed in Schedule III for that item (or use) to either of the two following bases at the user's option:

(1) The containerboard content (in terms of weight) of the new fibre shipping containers used by him during the corresponding three-month period in 1942 (or other year if specified) for packing all of the products included in the item (or for that use).

(2) Twenty-five per cent of the containerboard content (in terms of weight) of the new fibre shipping containers used by him during all of 1942 (or other year if specified) for packing all of the products included in the item (or for that use).

In the case of a Schedule III item, the amount resulting from the computation required by this paragraph may be increased to the extent permitted in the next paragraph.

(1) *Minimum-pack allowance.* In order to take advantage of this paragraph a user must waive the privilege, given to him by paragraph (i-1) of this order, of distributing his quota for an item among the several products included in the item as he sees fit. He must distribute his quota (both footage and tonnage) among those products in exactly the same proportion as he did during the base period he has selected. If he does this, and if his tonnage quota for any particular product (within the item) is not enough for a "minimum pack" of that product, his tonnage quota for that product is increased to the extent needed for a "minimum pack". However, the footage quota for that product is not increased.

"Minimum pack" means the amount of a particular Schedule III product (within an item) packed in new fibre shipping containers by the user during the corresponding three-month period of the base year applicable to that product (or twenty-five per cent of the amount so packed during the entire base year if he has chosen this base for his tonnage and footage quotas) multiplied by the quota percentage listed in Schedule III for that product.

(m) *Adjustments for "reshippers"* For quota purposes, "reshippers" shall be treated as though they were new fibre shipping containers. Accordingly, the containerboard content of all reshippers used by a user during the corresponding quarter of the base year (or twenty-five per cent of that used by him during the entire base year if he has chosen this method of computing his footage and tonnage quotas) for packing the products included in a Schedule III item may be included in figuring his footage and tonnage quotas for that item (paragraphs (j) and (k) above). Likewise, the containerboard content of all reshippers accepted or used by a user during any quota period for packing the products in any Schedule III item shall be charged to his footage and tonnage quotas for that item. The term "reshippers" means new fibre shipping containers in which empty inner containers (such as glass jars, cans, etc.) are shipped to a packer and which are then used by the packer for shipping or delivering inner containers packed by him with some product. Paragraph (d) prohibits any person from delivering reshippers to any user unless the user fur-

nishes with each purchase order the certification required by that paragraph.

Packing specifications

(m-1) *Packing specifications for certain products—Schedule IV.* Schedule IV lists products which may only be packed in new fibre shipping containers in accordance with the provisions of that schedule. No user (except a "small user"—see paragraph (s)) shall pack those products in new fibre shipping containers except in accordance with those provisions.

Furthermore, no user shall use for packing any Schedule IV item, any new fibre shipping container of a style or design requiring the use of more containerboard, per unit packed, in its manufacture than those he most commonly used for that item during the season when he last packed it. The only exceptions to this paragraph (m-1) are the following:

1. Until September 1, 1944, any fibre shipping container which was in process of manufacture on or before August 4, 1944 may be used to pack any Schedule IV product without regard to the provisions of that schedule or of this paragraph.

2. The provisions of this paragraph and those of Schedule IV do not apply to the use of fibre shipping containers to make deliveries to the Army, the Navy, the Maritime Commission, the War Shipping Administration or any United States agency making Lend-Lease purchases, when packaging specifications received in connection with such deliveries require deviations from the standards set forth in that schedule.

3. The provisions of this paragraph and of Schedule IV do not apply to the use of empty containers by the Army or the Navy.

Inventory Restrictions

(n) *Inventory restrictions.* No person shall accept delivery of, or have set aside for his account, any containers which will increase his inventory of unfilled new fibre shipping containers (including those held by others for his account as well as those he has on hand) to more than his maximum permitted inventory. He may figure his maximum permitted inventory in either (but not both) of two ways—"over-all" basis or "individual-item" basis.

(o) *Over-all basis.* On the over-all basis, his maximum permitted inventory of all sizes and types shall be no more than a combined total of 1½ carloads.

(p) *Individual-item basis.* On the individual-item basis he figures a separate inventory for each "container item class." In each class he figures how many he will need to meet his reasonably anticipated requirements in the next 30 days (as restricted by a quota on Schedule III, if any). If that is more than 1200 complete sets of that class his inventory for that class is his 30-day requirement; if not, it is 1200. The total of all his classes figured in this way will be his maximum permitted inventory, which he may divide among his several sizes and types as he sees fit. A "container item class" includes all new fibre shipping containers of the same or similar sizes and types currently being used by him. (A variation in size or type which does not make a container unsuitable for shipping the same amount of a product in substantially the same shape and form shall not be considered as representing a different size or type.)

(q) *Seasonal-foods and military exceptions.* The 30 day supply maximum in paragraph (p) above shall not apply to requirements for packing seasonal foods or to the Army's or Navy's requirements for empty new fibre shipping containers. Instead the "practicable minimum working inventory" provision in § 944.14 of Priorities Regulation 1 (and Interpretation 1a of that regulation) shall apply in those cases.

Multiple-Unit Organizations

(r) *Multiple-unit organizations.* Any user who uses new fibre shipping containers at more than one place may choose to apply the quota and inventory restrictions and the percentage specifications of Schedule IV of this order either to the operations of each place separately or to the collective operations of all his places. The same choice as to the inventory restrictions is available to any container-distributor who deals in new fibre shipping containers at more than one place. After making his choice, no person shall thereafter change it unless authorized by the War Production Board. Any user or container-distributor organization which consists of a parent corporation and one or more wholly-owned subsidiary corporations may consider itself as a single user or distributor for the purposes of this paragraph.

Exceptions and Exemptions

(s) *Small-user exception.* The quota restrictions of paragraph (i) and the packing specifications of paragraph (m-1) above do not apply to any user during any calendar year in which he accepts no more than a total of \$500 worth (cost price to him) of new fibre shipping containers for all products (whether or not on Schedule III or IV).

(t) *Use and quota exemptions for certain government orders.* The use prohibitions of paragraph (f) above and the quota restrictions of paragraph (i) above do not apply to new fibre shipping containers which are used by any user

(whether a manufacturer or a distributor) for delivering any product to any of the following persons or which are used by any user for delivering any product to be redelivered by another party (without further processing, fabrication, or incorporation into any other product, exclusive of wholesalers' and retailers' minor finishing or decorative operations as mentioned in Schedule III) to any of the following persons:

(1) The U. S. Army or Navy (exclusive of post exchanges or ship's service departments located within the 48 states and the District of Columbia).

(2) The Maritime Commission; the War Shipping Administration; or to other persons pursuant to authorization by the Maritime Commission on Form WPB-646 (formerly PD-300).

(3) Any U. S. agency making Lend-Lease purchases.

New fibre shipping containers used for those purposes may be regarded as being in addition to the user's quota for the product involved.

(u) *Exceptions for stocks in transit or on hand.* Any user may use for the purpose for which he acquired them any new fibre shipping containers which were in his possession or which were in transit to him on or before October 11, 1943. In the case of any product added to Schedule II after that date he may use for that product the containers which he had acquired or which were in transit to him for that product on or before the date on which the item was added to the schedule. These exceptions are subject to the quota restrictions of paragraph (i).

Miscellaneous Provisions

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

(w) *Communications.* All communications concerning this order shall, unless otherwise directed, be addressed to: War Production Board, Containers Division, Washington 25, D. C., Ref: L-317.

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

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

Issued this 4th day of August 1944.

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

SCHEDULE I—PROHIBITED TYPES OF CONTAINERS

Paragraph (e) of Order L-317 prohibits the manufacture of the following types of containers from solid fibre (.045 or heavier) or corrugated fibre.

- a. Bottle and can carry-outs
- b. Counter boxes
- c. Display-shippers
- d. Laundry boxes and laundry shells
- e. Retail gift boxes

SCHEDULE II—PROHIBITED USES

[NOTE: Schedule II amended 8-4-44.]

Pursuant to paragraph (f) of Order L-317, users' acceptance or use of new fibre shipping containers for packing the products listed below (or, where specified below, for packing less than a specified quantity of certain products listed below) is prohibited. Some exceptions from this prohibition are allowed in paragraphs (t) and (u) of the order. In addition, paragraph (f) specifies that its prohibition does not apply to containers used for wholesalers' or retailers' deliveries (as defined in Schedule III). However, new fibre shipping containers so used for any product below must be charged to the wholesaler's or the retailer's over-all quota under Schedule III.

- a. Paper products:
 - Catalogues.
 - Magazines, including house organs.
 - Posters.
 - Punch boards.
- b. Fresh fruits and vegetables, except
 - apples, grapes, limes, mushrooms, pears and rhubarb.
- c. Building Materials:
 - Building brick (except glass brick).
 - Cement—except household.
 - Corks—except pipe coverings and insulation board.
 - Flooring, wood, molding, mopboards, trim and wainscoting.
 - Insulation board, rigid (except insulating tile and panel and cork insulation board).
 - Non-rigid insulation—(except blocks, batts, blankets, and formed and/or metal-encased insulation)
 - Plaster—cement, lime, gypsum (this does not include dental, orthopedic, and industrial-mold grades)
 - Sash and doors, except glazed, not finished further than primed
 - Shingles (except asbestos siding shingles and asphalt shingles which are on Schedule III)
 - Tile—except acoustical, asphalt, and glazed or unglazed floor, wall or facing tile
- d. Textiles (except clothing):
 - Awnings
 - Blankets and comforters—less than 6 per package
 - Carpets and carpeting
 - Mattresses—less than 4' thick
 - Rugs
 - Tents
 - Waste wiping rags
- e. Hardware:
 - Buckets and pails—wood or metal (except metal pails manufactured solely for use as dairy and milk pails and except porcelain-enameled pails)
 - Cans—refuse, garbage
 - Garden and farm tools, 18" or more in length—including but not limited to: Hose, rakes, shovels
 - Handles, 18" or more in length—including but not limited to: shovels, picks, axes, etc.
 - Wash tubs—wood or metal
- f. Glass products:
 - 1-pt. home canning jars—less than 24 per case

- g. Horticultural items:
 - Bulbs
 - Ornamental shrubs
 - Seeds (flower)
- h. Miscellaneous:
 - Advertising displays of all kinds, including but not limited to floor, window and counter displays, dispenser type displays and sign boards.
 - Athletic uniforms
 - Ball bats
 - Baskets—wicker, splint, etc.
 - Bridles
 - Brooms and broom handles, except as listed on Schedule III.
 - Charcoal—except activated carbon
 - Coal
 - Cones—fir or pine
 - Fertilizers
 - Furniture—lawn and porch (except glass parts)
 - Furniture—unfinished, set-up (except glass parts)
 - Horse collars
 - Hose—rubber and fabric, except wire inserted
 - Ironing boards
 - Ladders
 - Linoleum and printed floor coverings—rugs and rolls
 - Mops—except oil mops
 - Nuts: unshelled, except soft shelled English Walnuts (of Mayette, Willson Wonder, Klondike, Bijou, and Momnoth Mayette varieties), Schley Pecan and Non-pareil Almonds.
 - Peanuts, unshelled
 - Peat moss
 - Playground equipment—wood, metal
 - Rope, string and twine
 - Saddles
 - Trunks (in carload lots)
 - Whips and crops

SCHEDULE III—PRODUCTS AND USES SUBJECT TO QUOTAS

[NOTE: Schedule III amended 8-4-44.]

Paragraph (i) of Order L-317 places quotas on the amount of new fibre shipping containers (including reshippers as defined in paragraph (m) of the order) that may be accepted or used for packing the products or for the types of uses listed below. The percentage listed opposite the item is to be used in figuring the quotas. The base year is 1942, unless another year is specified in the schedule, for example, "Mirrors (1943)". As explained in paragraphs (i-1) through (m), alternative bases (100 per cent of the corresponding three-month period in the base year or twenty-five per cent of the entire base year) may be selected for quota computations.

Code numbers in front of some items (for example, CDGS-429 Batteries: dry cell) refer to the code numbers on the Official CMP Product List set out in "Products and Priorities" published monthly by the War Production Board, the latest copy of which may be found in any War Production Board office or obtained from the United States Government Printing Office. Each such item covers every product listed under that code number and group name in the list. In order to find out whether any product is covered by a code number, follow the directions in the front of "Products and Priorities". The restrictions of this order apply to the product even though it may not contain copper, steel or aluminum (controlled materials). An

asterisk indicates that there is no code number for the product.

Quotas must be computed and kept separately for each separately listed item in this Schedule. They may not be transferred from one such item to another. However, where a listed item covers several different products (as is the case with most code numbered items and some asterisked items) quotas may be computed for the item as a whole and distributed among the various products within the item as the user sees fit. For further rules which must be followed in figuring and making charges against quotas, see paragraphs (h) through (m).

The products listed below do not include repair parts, which are not restricted by the order.

NOTE: Items marked with an asterisk cover products that are not covered by code numbers.

RESTRICTED PRODUCTS

Code	Product	Quota
		<i>Percent</i>
(*)	Adhesives, household: including but not limited to glue, paste, etc.	70
PLUM-586	Air (warm) distribution equipment: registers, smoke pipe, ducts, 1943.	70
(*)	Albums, scrap books, diaries, drawing books, cutouts.	60
(*)	Amusement equipment: automatic phonographs and gaming machines as defined in L-21, pool and billiards.	50
(*)	Animal proprietary drug remedies.	80
CDGS-424	Appliances, cooking or heating; commercial electric.	70
CDGS-425	Appliances, cooking or heating; domestic electric.	60
CDGS-426	Appliances, not cooking or heating; commercial electric (1943).	70
CDGS-427	Appliances not cooking or heating: domestic electric (except flat irons).	60
(*)	Art supplies.	70
(*)	Artificial fruit, flowers and plants.	50
(*)	Athletic equipment and sporting goods not otherwise listed on Schedule II or III.	70
(*)	Automotive polish, waxes and cleaners.	70
CDGS-675	Baby carriages and other baby conveyances.	70
(*)	Bags: school, shopping.	60
TEX-907	Baskets, hampers: canvas.	85
CDGS-429	Batteries: dry cell.	80
CDGS-543	Bed springs and inner-spring mattresses.	60
CDGS-694	Beds, couches: dual sleeping and seating equipment.	70
CDGS-657	Bells and gongs: not electric.	70
(*)	Beverages: distilled spirits, as defined in Schedule VI of Order L-103-b.	70
(*)	Beverages: malt, as defined in Schedule VI of Order L-103-b.	70
(*)	Beverages: wines.	70
(*)	Beverages: non-alcoholic, as defined in Schedule VI of Order L-103-b.	70
(*)	Books.	70
TEXT-679	Brushes, floor sweeps, brooms: wire, bristle (synthetic and natural), fibre, broomcorn, hair, fabric (except those listed in Schedule II).	70
CORK-721	Building material accessories, asbestos (except as otherwise listed).	50
BLDG-723	Building products: non-metallic: metal reinforced (except items on Schedule II).	50
BLDG-705	Building products: sheet metal.	50
BLDG-700	Building products: wire fabricated.	50
LUMB-743	Buildings: prefabricated wooden.	50
(*)	Building products and materials not otherwise listed, except cork insulation board.	50
PLUM-591	Burners: gas conversion: domestic.	50

RESTRICTED PRODUCTS—Continued

Code	Product	Quota
		<i>Percent</i>
PLUM-592	Burners: oil: domestic.	50
(*)	Calendars, blotters.	50
(*)	Candles.	70
(*)	Cases: for personal use for holding such articles as combs, files, knives, toilet sets, manicuring sets, and spectacles (not shipping containers or luggage).	60
CDGS-685	Castiron ware.	50
(*)	Chewing gum.	80
(*)	Chinaware, glassware, porcelainware, plasticware, wood-ware, clay and pottery-ware (for food preparation and serving): including but not limited to plates, dishes, cups, saucers, bowls, platters, baking dishes and pitchers (except tumblers other than cut, footed or stem).	70
(*)	baking dishes, and pitchers.	70
(*)	China, glass, porcelain, wooden, plastic, clay and pottery-ware (not for food preparation and serving), including but not limited to vases, pots, statues, decorative products, and art products (but not including scientific, laboratory, hospital and industrial ware, or shades and reflectors, lantern globes and lamp chimneys).	50
(*)	Cleaning preparations—household, including but not limited to: polishes, waxes, bleaches, bluing, laundry starch, water softening compounds, cleaning compounds, wall paper cleaner, glass cleaner, deodorants, toilet bowl cleaner and drain pipe solvents.	80
CDGS-654	Clocks, watches, chronometers (except alarm clocks).	70
CONT-640	Closures: metal: not home canning: and crowns: metal: not beverage: for glass containers.	85
(*)	Clothing and clothing accessories (not otherwise listed), including but not limited to suits, overcoats, topcoats, raincoats, shirts, ties, gloves (except rubber), overshoes (except rubber), underwear, socks, stockings, dresses, blouses, bedroom slippers, belts, garters, veils, hats, hose, mufflers, scarfs, aprons, slips, brassieres, work clothes, but excluding safety clothes and shoes as defined in Order L-114.	70
(*)	Combs.	70
PLUM-609	Controls: combustion, heat generation and distribution: not industrial, 1941.	70
PLUM-579	Convectors: heating: steel, copper or aluminum.	50
PLUM-582	Cooking equipment: commercial; not electric.	85
CDGS-544	Cots, bunks, berths, metal: not shipboard.	70
CONT-623	Crowns: metal: beverage.	85
(*)	Cushions, pillows, stuffed stools, hassocks and ottomans.	60
CDGS-648	Cutlery.	70
CDGS-110	Cycles: power: not motorcycles.	85
(*)	Decalcomanias and transfers: except industrial.	70
(*)	Dentifrices.	70
PLUM-474	Dishwashing and glass washing machinery: commercial.	85
BLDG-701	Doors, windows, metal, metal clad: not shipboard, transportation vehicle.	70
CDGS-660	Emblems, pin tickets, tags: not military (1943).	70
CDGS-684	Enamelware (except hospital enamelware as defined in Order L-30-b).	70
(*)	Feathers and cotton batting: packed for domestic use.	70
TOOLS-664	Files and rasps.	85
CDGS-533	Flashlight cases and portable electric lanterns: incandescent.	70
(*)	Floor covering: including mats, pads and runners, except items on Schedule II.	70
(*)	Flowers and plants: cut or potted.	60

RESTRICTED PRODUCTS—Continued			RESTRICTED PRODUCTS—Continued			RESTRICTED PRODUCTS—Continued		
Code	Product	Quota	Code	Product	Quota	Code	Product	Quota
		Percent			Percent			Percent
CDGS-583	Food preparation and serving fixtures, equipment, appliances: commercial: not cooking.....	85	TEXT-662	Hooks, eyes, slide and snap fasteners, buckles, buttons, miscellaneous apparel and shoe findings.....	70	PLUM-570	Plumbing: sanitary ware, 1943. (*)	70
(*)	Food products (each product listed is a separate "item." The quotas are not interchangeable):		(*)	Ink, all types.....	70	(*)	Pocketbooks and all types of purses, billfolds, handbags (not luggage), pocket notebooks, key holders, identification holders, and other personal flat goods not otherwise listed in Schedule III.....	60
	Bakery goods, such as crackers, pretzels, cookies, cakes, bread.....	100	(*)	Insecticides, fungicides, disinfectants and other pest control compounds. This does not include preparations for pest control on crops, fowl or animals (except pet), nor compounds specifically prepared for use in governmental projects.....	80	PRIN-226	Printing and publishing products except products otherwise listed in Schedules II and III.....	70
	Beans, peas and lentils: dried edible.....	90	(*)	Insulation, building: tile, panels, blocks, bats, blankets, formed insulation, metal encased insulation (except as otherwise listed in Schedule II).....	70	PLUM-610	Printing trades machinery and equipment.....	85
	Beans, with or without pork (from dried beans) (1941).....	45	CDGS-651	Jewelry, toilet sets, cigaret holders, etc.....	50	PLUM-580	Pumps: low pressure heating.....	85
	Beverage compounds, concentrates and syrups including but not limited to drink powders and soft drink concentrates.....	80	(*)	Lace and ribbon.....	50	CDGS-650	Radiators: cast iron.....	50
	Butter.....	80	CDGS-537	Lamps and lanterns: liquid fuel.....	85	CDGS-649	Razor blades.....	80
	Caviar.....	40	CDGS-538	Lamps: portable electric: incandescent: not industrial bench machine or physiotherapy.....	50	(*)	Razors: not electric (1943).....	70
	Cereals.....	100	(*)	Leather: goat, kid, cabretta, kangaroo.....	70	CDGS-530	Records: phonograph.....	50
	Coffee, tea and spices (1941).....	85	PRIN-212	Leather: all other.....	50	(*)	Refrigerators: ice: domestic (1943).....	70
	Confectionery.....	80	(*)	Looseleaf binders and parts.....	70	(*)	Sanitary tissue products: toilet tissue, towels, napkins (plain), facial tissue, sanitary napkins and medicinal tissue.....	85
	Corn meal.....	90	CDGS-665	Luggage as defined in Limitation Order L-284.....	60	BLDG-704	Screen cloth: insect: metal.....	70
	Dessert products.....	65	(*)	Marking devices.....	70	(*)	Shades (cloth or paper) and shade rollers: window and door.....	60
	Dried fruits.....	100	BLDG-741	Matches.....	70	(*)	Shaving creams and soap.....	70
	Filling, pie and cake.....	65	CDGS-666	Mattresses: (except as listed in Schedule II).....	60	(*)	Shingles and siding, asbestos and asphalt.....	70
	Flavorings.....	65	CDGS-670	Millwork: woodwork (except as listed in Schedule II).....	70	CDGS-652	Shoes (except rubber).....	85
	Flour (except home baking mixes).....	100	SERV-547	Mirrors (1943).....	50	CDGS-653	Shoe polish, cleaners, creams, dressings, dyes and preservatives.....	70
	Food coloring.....	65	CDGS-671	Morticians goods.....	85	(*)	Silverware: plated (1943).....	70
	Horseradish.....	80	CDGS-672	Motion picture projection equipment: 35 MM.....	70	(*)	Silverware: sterling.....	50
	Macaroni.....	90	TEXT-715	Musical instruments (as defined in L-37-a).....	50	(*)	Smoking accessories: not otherwise listed in Schedule III.....	50
	Marshmallow and marshmallow cream.....	65	CDGS-663	Nails and tacks: cut nails made from tack plate, wire shoe nails, non-ferrous nails, tacks.....	85	CDGS-677	Soap, except industrial and shaving.....	80
	Mustard.....	80	CDGS-672	Needles: domestic.....	70	(*)	Souvenirs, novelties and pennants (not otherwise listed in Schedules II or III).....	50
	Noodles.....	90	(*)	Office supplies.....	70	(*)	Sponges: natural or artificial, except industrial.....	60
	Oleomargarine.....	100	(*)	Ornaments—made of glass, plastic, pottery, china, metal, wood, paper, or leather (except those listed in Schedule II or III).....	60	CDGS-688	Sporting goods: except those listed in Schedule II; not mechanical rubber goods.....	70
	Pectin.....	90	(*)	Paper or paper products not otherwise listed in Schedule I, II or III, except component parts of industrial products, condenser tissues, closures, inner-containers, cups and dishes.....	70	(*)	Staples and staplers: cohered staples and rolls of wire for hand operated stitchers; staple driving tackers: hand or foot operated stapling devices: hand operated stitchers.....	70
	Popcorn—candied and otherwise, except unpopped.....	65	(*)	Party and festivities materials; including but not limited to: favors, tallies, horns, masquerade supplies, party napkins, score pads, place cards, decorative paper dishes and holders, crepe paper, crepe paper products, banners, flags, streamers, decorations, festivity costume supplies.....	50	PLUM-581	Stoves and ranges, cooking: domestic: not electric, 1941.....	60
	Popcorn, unpopped.....	80	CDGS-673	Pens and pencils.....	70	PLUM-584	Stoves, heating: domestic: not electric, 1941.....	60
	Potato chips.....	65	(*)	Pet foods: dry (except proprietary drug remedies).....	50	PLUM-593	Stoves, grate area 36 feet or less.....	70
	Puddings.....	65	(*)	Pet furnishings: including but not limited to: dog collars, muzzles, blankets, food serving utensils, treated bones, and beds, except those listed in Schedule II.....	50	CONT-716	Strapping and seals: metal: round, flat.....	85
	Relishes.....	80	PRIN-229	Photographic equipment, accessories: not 35 mm motion picture projection equipment.....	70	PLUM-695	Tanks, hot water storage.....	50
	Rice.....	90	CDGS-548	Photographic equipment, accessories: not 35 mm motion picture projection equipment.....	70	(*)	Tape, gummed, gummed-cloth, paper or sesal: over 500 ft. rolls.....	50
	Salad Dressings.....	80	(*)	Pictures, plaques, tapestries, mountings, folders.....	50	(*)	Textile, household: covers, draperies, curtains, mats, dollies, pads, ironing board covers.....	60
	Salt (for all purposes).....	90	CDGS-664	Pins: common, safety.....	70	(*)	Textiles, household: sheets, pillow cases, towels, work rags, napkins, table cloths, dish cloths, blankets, quilts, comforts.....	70
	Spaghetti.....	80	CDGS-661	Pins: Hairpins, bobbie pins, and hair curlers (1943).....	70	(*)	Tobacco and tobacco products.....	75
	Sugar.....	90	BLDG-703	Plastering bases and plastering accessories.....	70	(*)	Toilet articles and equipment (other than toiletries and cosmetics), including, but not limited to, manicuring, hair fixing, massage and bathing, except articles otherwise listed in Schedule III.....	60
	Vermicelli.....	90	PLUM-871	Plumbing fixture fittings and plumbing fixture trim.....	70	(*)	Toiletries and cosmetics: including but not limited to perfume, make-up, lotions, skin food, hair remover, manicuring preparations: astringents, deodorants, hair bleach and dye, face and body powder except products otherwise listed in Schedules II or III.....	60
	All other foods, except fishery products, dairy products, meat and meat products (which are controlled by Schedule IV), poultry, eggs and fresh fruits and vegetables (that is, fruits and vegetables not previously preserved) which are packed in a container and are preserved by the medium of heat or freezing.....	85				BLDG-645	Tools: edge.....	85
PLUM-587	Furnaces: warm air.....	85				BLDG-646	Tools: hand: not mechanics hand service: Except those listed in Schedule II.....	85
CDGS-545	Furniture: wooden, except as listed in Schedule II.....	70				TOOLS-647	Tools: mechanical: hand.....	85
(*)	Furniture: not otherwise listed.....	70				CDGS-656	Traps and cages: animal, bird, and insect except as listed in Schedule II and except mouse and rat traps.....	70
CDGS-683	Galvanized ware and non-metal coated metal articles: buckets, tubs, wash boilers, fire shovels, funnels, storage cans, pails, not garbage pails (except those listed in Schedule II).....	85				CDGS-674	Umbrellas and parasols.....	50
CDGS-682	Galvanized ware and non-metal coated metal articles: garbage pails, garbage cans, ash cans, except those listed in Schedule II.....	85				CDGS-691	Utensils: aluminum ware: household, kitchen (1943).....	70
(*)	Games and toys, including masquerade accessories, playing cards, dice, sleds, children's vehicles, children's playing equipment, dolls, toy furniture and all other articles and devices defined as games and toys in Limitation Order L-81.....	50				CDGS-659	Utensils: kitchen and household: miscellaneous.....	70
(*)	Greeting cards and illustrated post cards, as defined in Order L-289.....	50				(*)	Wall paper.....	50
(*)	Hair tonics, shampoos and hair dressing preparations.....	60						
BLDG-706	Hardware, builders.....	70						
BLDG-708	Hardware: casket, furniture, ladder, locker, luggage, refrigerator, hose fittings, not fire hose or flexible metal hose, screw eyes, and other bright wire goods.....	75						
PLUM-594	Heating facilities: low pressure steam and hot water.....	85						
PLUM-585	Heaters, (Unit) and unit heating ventilators: not direct fired.....	80						
PLUM-586	Heaters: water: not electric.....	60						

Restricted Uses	Quota (percent)
Wholesalers' deliveries	70
Retailers' deliveries: mail, express and common carrier	70
Retailers' deliveries: other than mail, express and common carrier	60

These "restricted uses" items relate only to deliveries made by persons who have not produced the products delivered nor done any fabrication or processing work on them other than minor finishing or decorative operations usually performed by wholesalers and retailers (such as assembly of knocked-down furniture, monogramming of linen and jewelry, alteration of clothing). "Retailers' deliveries" means deliveries made by any such person who sells exclusively or predominantly at retail. "Wholesalers' deliveries" means deliveries made by any such person who sells exclusively or predominantly at wholesale. The quota for each type of use represents the maximum total amount of containers which can be so used for all products (whether or not listed in Schedule III). The quota takes the place of a separate quota for each Schedule III product.

SCHEDULE IV—PACKING SPECIFICATIONS

TABLE I—SPECIFICATIONS OF FIBRE SHIPPING CONTAINERS (SOLID OR CORRUGATED) PERMITTED FOR PACKING MEAT AND OTHER PACKING HOUSE PRODUCTS

A user may choose to limit himself to a quota of 85 per cent of his 1943 new fibre shipping container usage (computed in accordance with paragraphs (h) through (m) of this order) for packing all of the products listed in this table. If he does this, he need

not pay any attention to the rest of this schedule; but can pack said products in fibre shipping containers of any "specification" and size he sees fit. Users must decide, once and for all, whether they will limit their usage of fibre shipping containers under this paragraph or under the balance of this table; for they may not change from one method of operation to another.

Subject to the preceding paragraph and the exceptions listed in paragraph (m-1) of this order, the products listed below may only be packed in fibre shipping containers in accordance with the provisions of this table. The provisions listed under "Class A" apply to all shipments from processing or manufacturing units to units other than retail stores, and the provisions listed under "Class B" apply to all shipments to retailers from processing or manufacturing units. Except where otherwise specified, listed percentages and other provisions of this table are applicable to each class separately.

Unless an exception is provided in Column 7, the products listed in this table may not be shipped in new fibre shipping containers in any amounts except those listed for the product in Columns 1 and 4. Likewise they may not be packed in new fibre shipping containers exceeding the maximum speci-

fications in Columns 2 and 5. However, solid fibre containers may be substituted for corrugated wherever the former have an equivalent or lower Mullen test than those of the specified corrugated containers. (In this connection, attention is called to Direction 2 to Order M-290 which restricts the manufacture of solid fibre containers.)

No containerboard interior packing or fittings may be used except as specifically indicated in Column 7.

Percentage figures appearing in Columns 3 and 6 mean that no more than the indicated percentage of the amount of the affected product which a user packs in new fibre shipping containers during the period between August 4 and September 30, 1944, and during each calendar quarter after that, may be packed in new fibre shipping containers of the capacity and specifications to which the percentage applies. Attention is called to various exceptions from this table set forth in paragraph (m-1) of Order L-317. Percentages should be computed without regard to any shipments made in accordance with these exceptions.

"Specifications" indicate the Mullen test and type of containerboard which may be used. "COR" means corrugated fibre. "F" means solid fibre.

FRESH AND FROZEN PORK

Product	Class A—Branch house, wholesale, and jobbers shipments				Class B—Direct shipments to retailers				
	(1) Capacity		(2)	(3)	(4) Capacity		(5)	(6)	(7)
	Minimum weight of contents	Maximum gross weight including container	Maximum specifications	Percent of production	Minimum weight of contents	Maximum gross weight including container	Maximum specifications	Percent of production	Exceptions
Pork loins	50 pound	65 pound	{275-pound cor... or 200-pound F...}	Unlimited					
Butts	50 pound	65 pound	{275-pound cor... or 200-pound F...}	do					
Shoulders	50 pound	65 pound	{275-pound cor... or 200-pound F...}	do					
Hams	50 pound	65 pound	{275-pound cor... or 200-pound F...}	do					
BRT hams	50 pound	65 pound	{275-pound cor... or 200-pound F...}	do					
Picnics	50 pound	65 pound	{275-pound cor... or 200-pound F...}	do	15	20	125-pound cor...		
Fresh bellies	50 pound	65 pound	{275-pound cor... or 200-pound F...}	do	30	40	175-pound cor... {275-pound cor... or 200-pound F...}		
Spareribs	30 pound	40 pound	175-pound cor...	50 percent	50	65	{275-pound cor... or 200-pound F...}	Unlimited	None
Spareribs	50 pound	65 pound	{275-pound cor... or 200-pound F...}	Unlimited					
Pork feet	30 pound	40 pounds	175-pound cor...	50 percent	90	120	{350-pound cor... or 275-pound F...}		
Pork feet	50 pound	65 pound	{275-pound cor... or 200-pound F...}	Unlimited	110	150	350-pound F...		
Pork tails	30 pound	40 pound	175-pound cor...	50 percent					
Pork tails	50 pound	65 pound	{275-pound cor... or 200-pound F...}	Unlimited					
Pork hocks	30 pound	40 pound	175-pound cor...	50 percent					
Pork hocks	50 pound	65 pound	{275-pound cor... or 200-pound F...}	Unlimited					
Neck bones	50 pound	65 pound	{275-pound cor... or 200-pound F...}	do					
Trimnings and boneless shoulders	110 pound	150 pound	350-pound F...	do					
Tenderloins	10 pound		200-pound cor...	do	10		200-pound cor...	Unlimited	None

SMOKED MEATS

Smoked hams, bone-in.	50 pounds...	65 pounds...	200-pound cor.	Unlimited					
Precooked hams.	50 pounds...	65 pounds...	200-pound cor.	do					
Hams in casings.	50 pounds...	65 pounds...	200-pound cor.	do					
Dry salt belly bacon.	50 pounds...	65 pounds...	200-pound cor.	do					
Bacon squares.	50 pounds...	65 pounds...	200-pound cor.	do					
Smoked briskets.	50 pounds...	65 pounds...	200-pound cor.	do	15	20	125-pound cor.	Unlimited	None.
Smoked jowl butts.	50 pounds...	65 pounds...	200-pound cor.	do	30	40	175-pound cor.		
Smoked picnics.	50 pounds...	65 pounds...	200-pound cor.	do	50	65	200-pound cor.		
Smoked canned bacon (except cooked canned bacon).	50 pounds...	65 pounds...	200-pound cor.	do	90	120	350-pound cor. for 275-pound F.		
Smoked hocks and miscellaneous smoked meats.	50 pounds...	65 pounds...	200-pound cor.	do					
Slab bacon.	50 pounds...	65 pounds...	200 pound cor.	do					
Smoked boneless butts.	18 pounds...	20 pounds...	175-pound cor.	do	12		175-pound cor.	60 percent	Percentages may be applied to combined total of class A and class B shipments.
Sliced bacon.	12 pounds...	20 pounds...	175-pound cor.	60 percent	18	20	175 pound cor.	40 percent	

BEEF AND SMALL STOCK CUTS

Bone-in beef cuts.	50 pounds...	65 pounds...	{275-pound cor. or 200-pound F.	Unlimited				Unlimited	Sliced dried beef in bulk permitted in 5-pound net containers on direct shipments to retailers. 125-pound corrugated. Sliced dried beef in 4-ounce cello, permitted in 3-pound net containers on direct shipments to retailers 125-pound corrugated.
Bone-in veal and mutton cuts.	50 pounds...	65 pounds...	{275-pound cor. or 200-pound F.						
Boneless veal and mutton cuts.	50 pounds...	65 pounds...	{275-pound cor. or 200-pound F.						
Smo. dried beef.	50 pounds...	65 pounds...	{275-pound cor. or 200-pound tel. F.						
Bulk hamburger.	50 pounds...	65 pounds...	{275-pound tel. cor. or 200-pound tel. F.						
Boneless beef cuts.	110 pounds...	150 pounds...			15	20	125-pound cor.	Unlimited	
Saus. (matl. (bull and cow meat, trimmings and boneless veal).	110 pounds...	150 pounds...	350-pound tel. F.	Unlimited	30	40	175-pound cor.		
Fresh tongues to freezer.	110 pounds...	150 pounds...	dbl. dbl.		50	65	275-pound cor. or 200-pound F.		
Hamburger patties.	18 pounds...	20 pounds...	200-pound cor.	Unlimited	90	120	350-pound cor. or 275-pound F.		
Smo. tongues.	30 pounds...	40 pounds...	175-pound cor.	do	110	150	350-pound F.		
Sliced dried beef (bulk).	30 pounds...	40 pounds...	175-pound cor.	do					
Sliced dried beef (4 oz. cello, pkd.)	30 pounds...	40 pounds...	175-pound cor.	do					

VARIETY MEATS

**Brains.	10 pounds...	20 pounds...	125-pound cor.	Unlimited					
**Cutlets.	10 pounds...	20 pounds...	125-pound cor.	do					
**Veal and lamb sweetbreads.	10 pounds...	20 pounds...	125-pound cor.	do					
Veal and lamb livers.	10 pounds...	20 pounds...	125-pound cor.	do					
Chitterlings.	10 pounds...	20 pounds...	125-pound cor.	do					
*Hearts.	25 pounds...	40 pounds...	175-pound cor.	10 percent					
*Scouts.	25 pounds...	40 pounds...	175-pound cor.	10 percent					
*Hog stomachs.	25 pounds...	40 pounds...	175-pound cor.	10 percent					
*Melts—all kinds.	25 pounds...	40 pounds...	175-pound cor.	10 percent					
*Beef cheek meat.	25 pounds...	40 pounds...	175-pound cor.	10 percent					
*Pork tongues.	25 pounds...	40 pounds...	175-pound cor.	10 percent					
*Pork ears.	25 pounds...	40 pounds...	175-pound cor.	75 percent					
*Livers.	25 pounds...	40 pounds...	175-pound cor.	75 percent					
Oxtails.	25 pounds...	40 pounds...	175-pound cor.	Unlimited					
Split oxtail joints.	25 pounds...	40 pounds...	175-pound cor.	do					
Veal tails.	25 pounds...	40 pounds...	175-pound cor.	do					
Kidneys.	25 pounds...	40 pounds...	175-pound cor.	do					
Fries.	25 pounds...	40 pounds...	175-pound cor.	do					
Honeycomb tripe.	25 pounds...	40 pounds...	175-pound cor.	do					
**Beef heart sweetbreads.	25 pounds...	40 pounds...	175-pound cor.	do					
**Sweetbreads prs. pkd. brains.	25 pounds...	40 pounds...	175-pound cor.	do					
in cutlets.	40 pounds...	65 pounds...	200-pound cor.	do					
inner veal and lamb sweetbreads.	40 pounds...	65 pounds...	200-pound cor.	do					
containers chitterlings.	40 pounds...	65 pounds...	200-pound cor.	do					
veal and lamb livers.	40 pounds...	65 pounds...	200-pound cor.	do					
Balance of variety meat items listed in OPA Order #398.	110 pounds...	150 pounds...	350-pound F.	do					Pharmaceutical glands may be shipped in any type or size container.

DRY SAUSAGE

Pepperoni and cervelat—small pieces.	15 pounds...	20 pounds...	125-pound cor.	Unlimited	10	20	125-pound cor.	Unlimited	Single pieces of thuringer and cooked salami may be packed in individual boxes, 125-pound net corrugated, on direct shipments to retailers.
All other dry and semi-dry sausage.	50 pounds...	65 pounds...	275-pound cor or 200-pound F.	do	30	40	175-pound cor.		
					50	65	275-pound cor or 200-pound F.		

FRESH SAUSAGE

Pork sausage.....	12 pounds.....	20 pounds.....	125-pound cor.....	50 percent.....	} 10 30 50	} 20 40 65	} 125-pound cor..... 175-pound cor..... 200-pound cor.....	} Unlimited.....	} Liver loaf, liver sausage, cooked loin roll, cooked Canadian bacon, cooked hams may be shipped in individual boxes, 125-pounds test corrugated, on direct shipments to retailers. *To include ten 6 pound cartons, even though gross weight exceeds 65 pounds provided Classification Committee approves exception.
Pork sausage.....	50 pounds.....	65 pounds.....	200-pound cor.....	Unlimited.....					
Smoked pork sausage.....	12 pounds.....	20 pounds.....	125-pound cor.....	50-percent.....					
Smoked pork sausage.....	50 pounds.....	65 pounds.....	200-pound cor.....	Unlimited.....					
Polish sausage.....	12 pounds.....	20 pounds.....	125-pound cor.....	50-percent.....					
Polish sausage.....	50 pounds.....	65 pounds.....	200-pound cor.....	Unlimited.....					
Chili.....	12 pounds.....	20 pounds.....	125-pound cor.....	do.....					
Liver loaf.....	1 piece.....		125-pound cor.....	do.....					
Liver sausage.....	50 pounds.....	65 pounds.....	200-pound cor.....	do.....					
Head cheese.....	18 pounds.....	20 pounds.....	125-pound cor.....	50-percent.....					
Head cheese.....	50 pounds.....	65 pounds.....	200-pound cor.....	Unlimited.....					
Blood sausage.....	18 pounds.....	20 pounds.....	125-pound cor.....	50-percent.....					
Blood sausage.....	50 pounds.....	65 pounds.....	200-pound cor.....	Unlimited.....					
Souse.....	18 pounds.....	20 pounds.....	125-pound cor.....	50-percent.....					
Souse.....	50 pounds.....	65 pounds.....	200-pound cor.....	Unlimited.....					
Loaf-type products.....	18 pounds.....	20 pounds.....	125-pound cor.....	50-percent.....					
Loaf-type products.....	50 pounds.....	65 pounds.....	200-pound cor.....	Unlimited.....					
*Frankfurters.....	50 pounds.....	65 pounds.....	200-pound cor.....	do.....					
*Bologna.....	50 pounds.....	65 pounds.....	200-pound cor.....	do.....					
*Luncheon meats.....	50 pounds.....	65 pounds.....	200-pound cor.....	do.....					
Cooked loin rolls.....	50 pounds.....	65 pounds.....	200-pound cor.....	do.....					
Cooked loin rolls.....	18 pounds.....	20 pounds.....	125-pound cor.....	25-percent.....					
Cooked can bacon.....	18 pounds.....	20 pounds.....	125-pound cor.....	25-percent.....					
Cooked can bacon.....	50 pounds.....	65 pounds.....	200-pound cor.....	Unlimited.....					
Cooked hams.....	50 pounds.....	65 pounds.....	200-pound cor.....	do.....					

CANNED MEATS

2-ounce cans.....	24 pieces.....		125-pound cor.....	Unlimited.....	} Same as branch house wholesale and jobber shipments.	} Same as branch house wholesale and jobber shipments.	} Same as branch house wholesale and jobber shipments.	} Unlimited.....	} *175-pound test corr. recommended provided exception is authorized under Rgt. 41, Consolidated Fgt. Classifications; otherwise, 200-pound test required. **1 piece and 2 piece units, 6-pound oblong and 8-10-pound Pullman in 125-pound test corr. permitted on direct shipments to retailers. **1-piece pear shape hams permitted in 175-pound corr. on direct shipments to retailers. **175-pound test dividers permitted for 4 and 6 can packs. **125-pound test dividers permitted on 9 piece 6-pound oblong and 2 piece 6-pound oblong
3-ounce cans.....	48 pieces.....		125-pound cor.....	Unlimited.....					
3 1/2-5 1/2-ounce cans.....	48 pieces.....		175-pound cor.....	Unlimited.....					
6-8-ounce cans.....	24 pieces.....		125-pound cor.....	Unlimited.....					
10 1/4-11-ounce cans.....	3 pieces.....		175-pound cor.....	Unlimited.....					
12-ounce cans.....	24 pieces.....		175-pound cor.....	Unlimited.....					
15-16-ounce cans.....	24 pieces.....		175-pound cor.....	Unlimited.....					
22-ounce cans.....	12 pieces.....		175-pound cor.....	Unlimited.....					
*24-ounce cans.....	24 pieces.....		175-pound cor.....	Unlimited.....					
30-ounce cans.....	12 pieces.....		175-pound cor.....	Unlimited.....					
**6-pound oblong cans.....	9 pieces.....		(275-pound cor. or 200-pound F.....)	Unlimited.....					
1-pound round cans.....	7 pieces.....		200-pound cor.....	Unlimited.....					
**8-10-pound Pullman cans.....	6 pieces.....	65 pounds.....	200-pound cor.....	Unlimited.....					
**8-10-pound Pullman cans.....	6 pieces.....	65 pounds to 90 pounds.....	(275-pound cor. or 200-pound F.....)	Unlimited.....					
Individual hams:									
**Pear shape cans.....	4 pieces.....		(275-pound cor. or 200-pound F.....)	25 percent.....					
**Pear shape cans.....	6 pieces.....	65 pounds to 90 pounds.....	(275-pound cor. or 200-pound F.....)	Unlimited.....					
**Pear shape cans.....	6 pieces.....	90 pounds to 120 pounds.....	(350-pound cor. or 275-pound F.....)	Unlimited.....					

LARD

1-pound cartons.....	36 pounds.....	40 pounds.....	175-pound cor.....	Unlimited.....	} Same as branch house wholesale and jobber shipments.	} Same as branch house wholesale and jobber shipments.	} Same as branch house wholesale and jobber shipments.	} Unlimited.....	} None.
1-pound cartons and larger.....	48 pounds.....	65 pounds.....	200-pound cor.....	do.....					
Bulk lard.....	50 pounds.....	65 pounds.....	(275-pound cor. or 200 pound F with inner 200 pound cor. liners)	do.....					

Issued this 4th day of August 1944.

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

INTERPRETATION 1

The restrictions of L-317 (§ 3270.6) are applicable only to new fibre shipping containers. A question has arisen as to the status of such containers which have been rejected during the course of manufacture or upon delivery because of errors in size, printing, etc. Such containers are new containers and subject to the restrictions contained in the order until they have been used for the packing of a product (Issued Nov. 6, 1943)

INTERPRETATION 2

APPLICABILITY OF INVENTORY RESTRICTIONS TO V-BOXES

(a) *Applicability of inventory restrictions to V-boxes.* It has been called to the attention of the War Production Board that there is, in certain quarters, a misimpression to the effect that V-boxes are exempted from the Inventory Restrictions of Order L-317. This

impression is completely unfounded. Inventories of V-boxes are controlled to the same extent as other fibre shipping containers by the provisions of paragraph (n) through (q) of Order L-317 and paragraph (b) of Direction 1 of that order.

(b) *Cancellation of excessive V-box orders.* V-box orders are also subject to the restrictions against placing excessive orders set forth in paragraphs (c) and (d) of Direction 1 of Order L-317. Therefore, all orders for V-boxes in excess of the amount which a person would be entitled to receive within these inventory limitations must be cancelled immediately.

(c) *Responsibility of box manufacturers.* Attention is called to the fact that box manufacturers share responsibility for seeing to it that no V-boxes (as well as other fibre shipping containers) are delivered which will cause a customer to exceed his permitted inventory, because under paragraph (d) of Order L-317 they are prohibited from manufacturing, selling, or delivering any new fibre shipping containers which they know or have reason to believe will be used or accepted in violation of the order. (Issued May 26, 1944)

[F. R. Doc. 44-11683; Filed, August 4, 1944; 11:31 a. m.]

PART 3284—BUILDING MATERIALS

[Limitation Order L-326, Schedule I, as Amended Aug. 4, 1944]

SOLID TOOTH CIRCULAR SAWS FOR CUTTING WOOD

§ 3284.117 *Schedule I to Limitation Order L-326—(a) Definitions.* For the purposes of this schedule:

(1) "Producer" means any person who manufactures or in any way fabricates circular saws.

(2) "Saw" means a solid tooth circular saw designed and manufactured for the cutting of wood. This schedule does not apply to metal cutting saws.

(b) *Simplified practices.* (1) After November 23, 1943, no producer may begin the manufacture or fabrication of any saw which does not conform to the kinds, diameters, gages, numbers and types of teeth, and numbers of grades set forth in Appendix A of this schedule. Notwithstanding this provision, however, a producer may manufacture and fabricate non-conforming saws to fill

orders which were on his books before November 23, 1943. Non-conforming saws may not be delivered or shipped by a producer after May 23, 1944.

(c) *Exemptions.* The following are exempt from the restrictions established by this schedule:

- (1) Inserted tooth saws.
- (2) Segment saws.
- (3) Solid tooth circular saws less than 5 inches in diameter which are 1/8 inch or less thick.
- (4) Fillers for dado heads which are already in use on November 23, 1943.
- (5) Concave saws and chamfering saws for use with concave saws.
- (6) Lock corner saws.
- (7) Beveled lock corner fillers.

Issued this 4th day of August 1944.

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

APPENDIX A

Gage designations and gage tolerances. Gages given herein are Birmingham or Stubs' wire gages.

Flat ground saws are designated by a single gage number, which sets the thickness of every part of the saw. Some saws over 38 inches in diameter, including bolters, head or log saws, and some common rip saws, are approximately one gage heavier at the center than at the rim, and are designated by two gage numbers. Shingle and heading saws are flat ground on one side and taper on the other from the collar to the rim, and are designated by two gage numbers. Resaws, which are tapered on both sides from the collar to the rim, and in some instances are flat on one side and tapered on the other, are also designated by two gage numbers.

Hollow ground saws, which are ground thinner in back of the rim for clearance, are designated by three gage numbers: gage at rim, gage at thinnest circle, and gage at collar.

The gages specified are subject to the following tolerances, except where otherwise provided.

Flat ground saws—

38 inches in diameter and less: Plus or minus 1/2 gage.

Over 38 inches in diameter: Rim—plus or minus 1/2 gage.

Center—plus one gage, minus 0.010 inch.

Shingle, heading, head or log saws, and resaws—

Rim—plus or minus 1/2 gage.

Center—plus one gage, minus 0.010 inch.

Hollow ground saws—

Rim—plus or minus 1/2 gage.

Thinnest circle—plus or minus 1/2 gage.

Collar—plus two gages, minus 1/2 gage.

Diameter tolerances. Except where otherwise provided, the diameters specified herein are subject to the following tolerances: Plus or minus 1/8 inch for saws 24 inches or less in diameter, and plus or minus 3/16 inch for saws more than 24 inches in diameter.

Kinds of saws. All varieties of saws permitted to be produced under this schedule are identified in the following tables by diameter, gage or gages, number of teeth and type of teeth, or, in the case of certain kinds which are less restricted, they are described in more general terms. No other kinds or varieties may be produced.

Type of teeth. Permitted types of teeth are identified in the tables by letters which refer to illustrations shown at the end of this appendix.¹ The profiles of teeth made by individual producers may vary slightly from those illustrated, but this permissible variation shall not be construed as permitting any producer to put more than one shape of tooth on any one size and gage saw of a given kind.

¹ Filled as part of the original document.

Grades. Certain saws designated herein by an asterisk are permitted to be made in two grades. No producer shall make any of the saws so designated in more than two grades, or any of the remainder in more than one grade.

Cut-in-half saws. Any rip, cut off, or smooth trimmer saw may be furnished cut in half, with or without collar.

Slots. The rims of any saws may be provided with expansion slots.

TABLE 1—RIP SAWS, COMMON

NOTE: Table 1 amended Aug. 4, 1944.

All common rip saws are to be made with type A or type E teeth, or both, except those designated by letter to take type B, C, or D. Saws designated to take type B teeth may also be made with type E teeth.

Diameter (inches)	Gage and number of teeth								
	22	20	18	16	14	13	12	11	10
6	30		*40	36	30	20			
	24		C24		12				
6 3/16			40						
6 1/2			36						
			C24						
7		12	*40		30	20			
			36		20	10			
			12						
7 3/4			40						
7 1/2			40						
			C26						
8		24	*36		30		24		
			24		24		12		
			C30		16				
8 3/16			44						
8 1/2			36	36					
		24	24	40	24		30		
			36						
			30						
9 3/16			44						
9 1/2			44	24	20				16
9 3/4			C36						
10			36	*36	36	30	36		30
			30	30	30	24	30		20
			24	24	16	24			
			20			20			
10 3/16			52						
10 3/4			C36						
10 3/8			C36						
11 3/16			52						
11 3/8			36						
12		44	36	44	56	36	36	30	40
			*36	*36	24	30	24	30	30
			C36	*30		24		24	
				24	20	20		20	
13						20	24		
14					44	36	36	D30	36
					*36	D30	D30		D30
					D30	D24	D24		D24
					D20	D20	D20		D20
16			D24		40	36	50	36	36
					*36	D30	36		D30
					D30		D30		

Diameter, inches	Gage and number of teeth										
	14	18	12	11	10	9	8-9	8	7-8	7	6-7
18		*36	36		36						
		30	30		30						
20		*36	B60		30						
			36								
			30								
22		C60	*36								
		D20									
24		C60	C60		36						
			*36								
26			C50		36						
			C60		*36						
28			C60		*36						
30			C60		C60						
32			B60		B60						
					B60						
34					B60	*36					
36		B60	B60	36	B60	*36		B70			
					36			28			
38					B70	*36					
40					B60	*40		40			
42					B60	B60		*40		50	
						40					
						36					
44					B60	B60		*40			
						40					
46						40				*40	
48						B60				*40	
						40					
50							50			*40	
							40				
52							40	B60	40	80	*50
								50			
54							44	80	60		
								B60			
								50			

TABLE 2—BOLTERS, RIP

All rip bolters are to be made with type A or type F teeth, or both.

Diameter (ins.)	Gage and number of teeth	
	9-10	8-9
42	40	
44	40	
46	40	
48	40	
50	40	
52	44	40
54		44

TABLE 3—HEAD OR LOG RIP SAWS

All head or log rip saws are to be made with type G or type E teeth or both, except those designated by letter to take type A or B.

Diameter, inches	Gage and number of teeth							
	8-9	8	7-8	7	6-7	6	5-6	5
56	70	80	40	90		90		
	A60	70		80		80		
	A40	A50		70				
				A60				
				B60				
60	80	80	90	90	90	90		
	70	70	80	80	80	*60		
	A60	A60	70	B60				
	A40			A60				
				A40				
62				80	90	90		
				70	80			
				A60	70			
64	80			80	90	90		
				A60	80	80		
				A60	90	*B60	90	
66				B60	80			
72								*60
84								B60

TABLE 4—EDGERS

All edgers are to be made with type H teeth, except those designated by letter to take type A.

Diameter, inches	Gage and number of teeth				
	10	9	8	7	6
12			A24	A20	
14		*A24	A30		
16			A30		
			A24		
18			A30	30	A30
			A24	24	A24
20			30	30	30
				24	20
22				30	30
				30	24
24				36	36
				30	30
26				30	30
				24	30
28				30	
30					30

TABLE 5—GLUE-JOINT RIP

All glue-joint rip saws are to be made with type I teeth, except the one designated by letter to take type J.

Diameter, inches	Gage and number of teeth		
	12	11	10
12	36		
	24		
13	30		J24
14	36	30	24
	30		
16	36	36	
		30	
18		36	

TABLE 6—SHINGLE AND HEADING SAWS

All shingle and heading saws are to be made with type A teeth, except those designated by letter to take type K.

Diameter, inches	Gage and number of teeth														
	10-18	9-17	9-16	9-15	8-15	8-14	7-16	7-15	7-14	6-17	6-15	6-14	5-17	5-16	5-15
26	100	80	100	80											
36	100	80	100	80											
40	120	100	100	80											
42	100	100	100	80	100					70					
44	100	80	100	80	100	100				K60					
46	100	100	100	80	100	100									
48	100	100	100	80	100	80	90								
50	100	100	100	80	100	80	90								
52	100	100	100	80	100	80	90								
54	100	100	100	80	100	80	90								
56	100	100	100	80	100	80	90	100							
58	100	100	100	80	100	80	90	100							
60	100	100	100	80	100	80	90	100							
66	100	100	100	80	100	80	90	100							

TABLE 7—RESAWS

All resaws are to be made with type A teeth, except those designated by letter to take type C or L.

NOTE: Table 7 amended Aug. 4, 1944.

Diameter, inches	Gage and number of teeth																
	13-17	12-16	12-15	11-15	10-19	10-14	9-18	9-14	9-13	8-17	8-14	8-13	8-12	7-17	7-14	7-13	6-16
12	60	60															
14	60	60															
16	60	60															
18	60	60	60	C76													
20	60	60	60	L90	C84												
22	60	60	60	60													
24	60	60	60	60	60	C76											
26	60	60	60	60	60	C82											
28	60	60	60	60	60	C88											
30	60	60	60	60	60	C90											
32	60	60	60	60	60	C100											
34	60	60	60	60	60												
36	60	60	60	60	60												
38	60	60	60	60	60												
40	60	60	60	60	60												

TABLE 8—CUT OFF SAWS

NOTE: Table 8 amended Aug. 4, 1944. All common cut off saws may be made with type L or type M teeth, except those designated by letter to be made with type N or F.

Diameter, inches	Gage and number of teeth														
	20	18	16	14	13	12	11	10	9	8					
5	100														
5 7/8	64														
6	120	120													
6 1/2	100														
6 3/4	100														
7	100	100													
7 1/4	70														
7 1/2	100														
7 3/4	120														
8	150			80											
8 1/2	N70														
8 3/4	100														
8 1/2	130														
8 1/4	82														
8 1/2	100														
8 3/4	100														
9	100														
9 1/4	130														
9 1/2	100														
9 3/4	100														
10	200	150													
10 1/2	100	100													
10 3/4	130														
11	100	100													
11 1/4	130														
11 3/8	96														
12	200	150	100												
12 1/2	130	70													
14	N60														
	N50														
	170	130	100	80											
	150	100													
	100	80													
	80														
	200	150	N124	100	80										
	150	100	100												
	N124	80	80												
	100	70	60												
	80	60													
	70														
	60														
	100	100	100	80	60										
	80	80	P76												
	70	60	60												
	60														
	80	70	70	90	70										
	60	60	PS4												
	80	70	70	90	70										
	60	60	60												

TABLE 9—BOLTERS, CUT OFF

All bolter cut off saws are to be made with type O teeth.

Diameter, inches	Gage and number of teeth			
	9	8	7	6
40			60	
42			60	
44			60	60
46			60	60
48			60	70

TABLE 8—CUT OFF SAWS—CONTINUED

Diameter, inches	Gage and number of teeth														
	12	11	10	9	8	7	6	5							
22	70	130	60	60											
24	80	70	100	80	100										
26	80	80	80	80	100										
28	80	70	70	70	100										
30	70	70	70	70	100										
32	100	70	70	70	100	80									
34	100	70	70	70	100	80									
36	100	80	80	80	100	80	80								
38	100	70	70	70	100	80	80								
40	100	80	80	80	100	80	80								
42	100	80	80	80	100	80	80								
44	100	70	70	70	100	80	80								
46	100	80	80	80	100	80	80								
48	100	80	80	80	100	80	80								
50, 52, 54, 56, 58, 60	100	80	80	80	100	80	80								
62, 64	100	80	80	80	100	80	80								
66, 68, 70, 72, 74, 76, 78, 80, 82, 84	100	80	80	80	100	80	80								

TABLE 15—COMBINATION, FLAT GROUND SAWS WITH CUTTER AND RAKER SECTIONS

All type S sections on these saws shall have 4 cutters and one raker per section, and all type U sections shall have two cutters and one raker per section.

NOTE: Table 15 is amended Aug. 4, 1944.

Diameter, inches	Gage and type of sections						
	18	16	14	13	12	9	8
5	*S						
6	*S						
7	*S						
7 1/2	*S						
8	*S						
9	*U						
9 1/2	*S						
10	*S						
11	*S						
12	*S						
14	*S			*S			
16	*S			*S			
18				*S			
20					U		
22						U	
24							U
26							U
44							U

TABLE 16—DADO SAWS

Number of sections or teeth is optional, but no producer shall make any dado of a given diameter and grade with more than one number of teeth or sections or cutters per section.

Diameter, inches	1st grade		2nd grade	
	Thick-ness	Tooth type	Thick-ness	Tooth type
4	3/32	Y	1/16	C
5	3/32	Y	3/32	Z
5 1/2	3/32	Y	3/32	AA and Y
6	1/4	Y	3/8	AA
7	1/4	Y		
8	1/4	Y		
9	1/4	Y		
10	1/4	Y		
11	1/4	Y		
12	1/4	Y		
14	1/4	Y		
16	1/4	Y		
18	1/4	Y		

Tolerances—
Diameter: Plus 1/32 inch, minus 1/64 inch.
Thickness: Plus or minus 0.003 inch.

TABLE 17—DADO FILLERS

Diameter, inches	Thickness and tooth type			Number of grades
	1/16 in.	1/8 in.	1/4 in.	
4	BB & CC			2
5	do	BB & CC	BB & CC	1
5 1/2	do			2
6	do	BB & CC	BB & CC	2
7	do			1
8	do			2
9	do			1
10	do			1
11	do			1
12	do			1
14	do			1
16	do			1
18	do			1

Tolerances—
Diameter: Plus 1/32 inch, minus 1/16 inch.
Thickness: For 1st grade saws, plus 0.010 inch, minus 0.005 inch; for 2d grade saws, plus or minus 0.016 inch.

TABLE 18—REGULAR SOLID GROOVERS

NOTE: Table 18 amended Aug. 4, 1944.

Diameter	Thicknesses	Number and type of teeth
3 to 14 inches, inclusive.	1/16 to 3/8 inch inclusive	6, 8, 10, and 12 type DD teeth

TABLE 19—SMOOTH CUTTING SOLID GROOVERS

NOTE: Table 19 amended Aug. 4, 1944.

Diameter	Thicknesses	Type of sections
3 to 14 inches, inclusive.	1/16 to 3/8 inch, inclusive.	Y

TABLE 20—END MACHINES

NOTE: Table 20 amended Aug. 4, 1944.

Diameter, inches	Thicknesses	Type of sections
6	1/16 to 3/8 inch, inclusive.	EE
7		
8		
10		
12		
14		
16		

TABLE 21—LATHE SAWS, BLACK

Diameter, inches	Thickness	Number and type of teeth
8	9 gage	28, type FF teeth.
9	8 gage	
10	7 gage	
11	7 gage	
12	6 gage	
13	6, 4, 3, and 1 gage	
14	6, 4, 3, 2, and 1 gage, and 3/8 inch.	
15	5 gage	
16	5 gage	

Tolerance—
Diameter: Plus or minus 1/32 inch.
Thickness: Plus or minus 1/64 inch.

TABLE 22—CLOTHES PIN SAWS

These saws have irregular slots in the body for the insertion of clothes pin knives.

Diameter, inches	Gages	Number and type of teeth
12	12	40 type L teeth.
14	11	40 type X teeth.
14	9	4 sections consisting of 6 type A teeth and a raker.

Tolerance—
Diameter: Plus or minus 1/32 inch.
Thickness: Plus or minus 0.003 inch.

TABLE 23—FEED SAWS

Feed saws shall not be ground. They may be made in any diameters within the limits set forth below.

Diameter, inches	Thick-ness	Tooth type	Tooth spacing
3 to 8, incl.	{ 3/32... 1/4... 3/16... }	M	{ Min. 1/16 in., max. 3/8 in.

Tolerances—
Thickness: Plus or minus 1/32 inch.

TABLE 24—THIN RIM SAWS

A thin rim saw is defined as one having a rim at least 4 gages thinner than the body or collar. Both the rim and collar shall be flat ground, and the collar shall not be smaller than 1/4 the diameter of the saw. It may be made in any diameters and gages within the limits set forth below.

Diameter, inches	Gage				Tooth types	Tooth spacing, inches
	Rim		Collar			
	Min.	Max.	Min.	Max.		
9 to 18 incl.	25	14	20	9	L, M, A, S.	{ min. 1/8... max. 1/4... }

TABLE 25—FORMED AND BEVELED TOOTH GROOVER SAWS

A formed or beveled tooth groover saw is defined as one designed to cut a special profile other than a straight line at right angles to its plane of rotation. It may be made in any sizes and thicknesses within the limits set forth below.

Diameter, inches:
3 1/2 to 20, inclusive.
Thickness, inches:
3/32 to 1 1/4, inclusive.

[F. R. Doc. 44-11684; Filed, August 4, 1944; 11:32 a. m.]

PART 3284—BUILDING MATERIALS

[Limitation Order L-326, Schedule II, as Amended Aug. 4, 1944]

WIDE BAND SAWS

§ 3284.118 Schedule II to Limitation Order L-326—(a) Definitions. For the purposes of this schedule:

(1) "Producer" means any person who manufactures or in any way fabricates wide band saws.

(2) "Saw" means a band saw two or more inches wide designed and manufactured for the cutting of wood. This schedule does not apply to metal cutting saws.

(b) Simplified practices. (1) After November 23, 1943, no producer may begin the manufacture or fabrication of any saw which does not conform to the kinds, widths, gages, numbers and types of teeth, and numbers of grades set forth in Appendix A of this schedule. Notwithstanding this provision, however, a producer may manufacture and fabricate non-conforming saws to fill orders which were on his books before November 23, 1943. Non-conforming saws may not be delivered or shipped by a producer after May 23, 1944.

Issued this 4th day of August, 1944.

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

APPENDIX A

NOTE: Appendix A amended by deleting paragraph entitled "Length of Saws," Aug. 4, 1944.

Gage designations and gage tolerances. Gages given herein are Birmingham or Stubs' wire gages. Thicknesses are subject to a tolerance of plus or minus 0.002 inch.

PART 3284—BUILDING MATERIALS

[Limitation Order L-326, Schedule III, as Amended Aug. 4, 1944]

NARROW BAND SAWS

§ 3284.119 *Schedule III to Limitation Order L-326*—(a) *Definitions*. For the purposes of this schedule:

(1) "Producer" means any person who manufactures or in any way fabricates narrow band saws.

(2) "Saw" means a band saw less than two inches wide designed and manufactured for the cutting of wood. This schedule does not apply to metal cutting saws or hard edge flexible back band as defined in Schedule VIII to Limitation Order L-216.

(b) *Simplified practices*. (1) After November 23, 1943, no producer may begin the manufacture or fabrication of any saw which does not conform to the kinds, widths, gages, numbers and types of teeth set forth in Appendix "A" of this schedule. Notwithstanding this provision, however, a producer may manufacture and fabricate non-conforming saws to fill orders which were on his books before November 23, 1943. Non-conforming saws may not be delivered or shipped by a producer after May 23, 1944.

Issued this 4th day of August 1944.
WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

APPENDIX A

NOTE: Appendix A amended Aug. 4, 1944.

Gage designations and gage tolerances. Gages given herein are Birmingham or Stubbs wire gages. Thicknesses are subject to a tolerance of plus or minus 0.002 inch.

Width tolerances. The widths specified herein are subject to a tolerance of plus or minus 10 percent.

Grades. No producer shall make any of the saws permitted under this schedule in more than one grade.

Varieties of saws. All varieties of saws permitted to be produced under this schedule are identified in the following table by width, gage, and types of teeth and number per inch. No other varieties may be produced.

Type of teeth. All narrow band saws shall have teeth of the type illustrated at the end of this appendix.¹

NARROW BAND SAWS

Width, inches	Gages and number of teeth per inch			
	25	22	21	20
3/16	6	4, 6		
1/4	6	4, 6	4, 5	
5/16	5	4, 5	4, 5	
3/8	5	2, 3, 4, 5	4, 5	
7/16		4	3, 4	
1/2		3, 4	2, 3, 4	3
5/8		4	3, 4	2, 3, 4
3/4				2, 3
7/8				2
1				2

[F. R. Doc. 44-11686; Filed, August 4, 1944; 11:32 a. m.]

¹ Filed as part of the original document.

PART 3284—BUILDING MATERIALS

[Limitation Order L-327, as Amended Aug. 4, 1944]

AIRCRAFT LIGHTING EQUIPMENT

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of materials used to produce aircraft lighting equipment for defense, for private account, and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3284.48 *Limitation Order L-327*—

(a) *Definitions*. For the purposes of this order "aircraft lighting equipment" means any light or lamp assemblies (whether portable or not) specifically designed or constructed for use on aircraft, either for purposes of illumination or indication. The term includes all parts, equipment, and devices specifically designed or constructed for use in conjunction with such light or lamp assemblies. The following are examples of types of assemblies included in this definition:

(1) "Landing light," meaning a light or lamp assembly, including any retractable mechanism or adapter, designed to illuminate the ground or other area for the purpose of facilitating the landing of aircraft;

(2) "Position light," meaning a light or lamp assembly used on aircraft to indicate its position and direction of motion;

(3) "Anchor or riding light," meaning a light or lamp assembly used on floating aircraft to indicate its position when anchored;

(4) "Formation light," meaning a light or lamp assembly used to facilitate formation flying;

(5) "Recognition light," meaning a light or lamp assembly used for the identification of friendly aircraft;

(6) "Instrument light," meaning a light or lamp assembly used to illuminate or irradiate aircraft instruments;

(7) "Cabin light," meaning a light or lamp assembly designed for the purpose of illuminating the interior of aircraft;

(8) "Signal light," meaning a light or lamp assembly designed to be operated manually for the purpose of signaling from aircraft;

(9) "Indicator light," meaning a light or lamp assembly which indicates a condition or the functioning of a device or indicates some action taken or to be taken;

(10) "Approach light," meaning a light or lamp assembly mounted on aircraft and designed for the purpose of facilitating the landing of aircraft on aircraft carriers.

The term "aircraft lighting equipment" does not include pyrotechnic devices, gunsights or bombsights, indicator lights incorporated as an integral part of radio and radar apparatus, or aviation ground lighting equipment as defined in Order L-235.

(b) *Restrictions on manufacture, sale, and delivery*. On and after April 10,

1944, no person may manufacture, assemble, sell or deliver any aircraft lighting equipment except:

(1) Aircraft lighting equipment certified by The Aeronautical Board of the United States, Washington, D. C., as conforming to specifications or drawings issued by such Board, or

(2) Aircraft lighting equipment certified by the Matériel Command of the Army Air Forces of the United States, Wright Field, Dayton, Ohio, as conforming to specifications or drawings issued by or acceptable to such Command, to the extent that Aeronautical Board specifications or drawings are not applicable, or where Aeronautical Board specifications or drawings are applicable, pending the completion of qualification tests and issuance of notice to that effect by The Aeronautical Board, or

(3) Aircraft lighting equipment certified by the Bureau of Aeronautics of the Navy Department of the United States, Washington, D. C., as conforming to specifications or drawings issued by or acceptable to such Bureau, to the extent that Aeronautical Board specifications or drawings are not applicable, or where Aeronautical Board specifications or drawings are applicable, pending the completion of qualification tests and issuance of notice to that effect by The Aeronautical Board, or

(4) Aircraft lighting equipment certified by the Civil Aeronautics Administration of the U. S. Department of Commerce, Washington, D. C., as conforming to the Civil Air Regulations, or

(5) Aircraft lighting equipment to be used only for purposes of experimentation, research and development, or test, or

(6) Aircraft lighting equipment specifically authorized in writing by the War Production Board. (Each person filing a request for authorization pursuant to this subparagraph shall provide information by letter in triplicate, including the following: Description of lighting equipment and/or accessories, giving type, specification, drawing numbers, and value; quantity; customer's name and location; purchase order number and date received; delivery schedule; prime contract number; and reasons why equipment certified under paragraphs (b) (1), (b) (2), (b) (3), or (b) (4) of this order cannot be used), or

(7) Parts required for the maintenance and repair of existing aircraft lighting equipment, and complete assemblies where required for replacement of aircraft lighting equipment damaged beyond repair, to the extent that equipment certified under paragraphs (b) (1), (b) (2), (b) (3), or (b) (4) of this order is impracticable for such replacement.

(c) *Restrictions on installation*. On and after April 10, 1944, no person may install any aircraft lighting equipment unless the manufacture, assembly, sale, and delivery of such equipment is permitted under the provisions of paragraph (b) of this order or unless specific au-

thorization to install such equipment has been obtained from the War Production Board in the manner prescribed in paragraph (b) (6) of this order.

(d) *Table of acceptable aircraft lighting equipment.*¹ The table supplementing this order lists certain types, drawings, and specifications of acceptable aircraft lighting equipment and manufacturers whose products have been certified under paragraphs (b) (1), (b) (2), (b) (3), and (b) (4) of this order. This table will be brought up to date from time to time to include new certifications granted subsequent to the latest revision of this table.

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

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

(g) *Communications.* All communications and appeals concerning this order shall be addressed to War Production Board, Building Materials Division, Lighting and Fixtures Section, Washington 25, D. C., Ref: L-327.

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

NOTE: The reporting requirements of this order have been approved by the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

Issued this 4th day of August 1944.

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

[F. R. Doc. 44-11687; Filed, August 4, 1944;
11:32 a. m.]

PART 3290—TEXTILE, CLOTHING AND
LEATHER

[Conservation Order M-328B, Direction 2]

CHILDREN'S SNOW SUITS PLAN NO. 1

The following direction is issued pursuant to M-328B:

1. The time within which persons who were assigned a preference rating under Children's Snow Suits Plan No. 1 of Schedule A are required to purchase materials for which a preference rating was assigned is hereby extended to September 1, 1944.

2. The time within which persons who were assigned a preference rating under Children's Apparel Plan No. 2 of Schedule A are required to purchase materials for which a preference rating was assigned is hereby extended to August 15, 1944; and the time within which they are required to produce and accept and fill orders for the garments

they are required to manufacture from such materials is hereby extended to September 15, 1944.

3. The time within which persons who were assigned a preference rating under Supplements I, II, III or IV of Schedule A are required to purchase materials for which a preference rating was assigned is hereby extended to September 15, 1944; and the time within which they are required to produce and accept and fill orders for the garments they are required to manufacture from such materials is hereby extended to October 30, 1944.

4. All individual directions heretofore issued under the above mentioned Special Programs are hereby amended to conform with the above.

Issued this 4th day of August 1944.

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

[F. R. Doc. 44-11688; Filed, August 4, 1944;
11:31 a. m.]

PART 3291—CONSUMERS DURABLE GOODS
[Limitation Order L-71, as Amended Aug.
4, 1944]

DRY CELL BATTERIES AND PORTABLE ELECTRIC
LIGHTS OPERATED BY DRY CELL BATTERIES

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of materials and certain facilities used in the production of dry cell batteries, zinc shells for dry cell batteries and portable electric lights for defense for private account and for export and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3291.125 *Limitation Order L-71—*
(a) *Definitions.* For the purpose of this order:

(1) "Circular C435" means Circular C435 of the National Bureau of Standards, issued February 18, 1942, entitled "American Standard Specification for Dry Cells and Batteries."

(2) "Dry cell battery" means any primary cell or assembly of cells in which the electrolyte is nonspillable and in which electric current is produced by electrochemical action.

(3) "Portable electric light" means any flashlight or other portable electric light operated by one or more dry cell batteries. It does not include bulbs, dry cell batteries, electric flares covered by L-158, aviation ground lighting equipment covered by L-235, aircraft lighting equipment covered by L-327, or devices specifically designed and built for use in military operations, marine navigation or lifesaving.

(4) "Manufacturer" means any person engaged in the business of making or assembling dry cell batteries, zinc shells for dry cell batteries or portable electric lights.

(b) *Restrictions on use of materials in the manufacture of portable electric lights.* No manufacturer shall use any metal or crude, reclaimed or synthetic rubber in the manufacture of portable electric lights or parts for portable electric lights, except

(1) Iron and steel, provided that no steel except tin mill blackplate rejects and wasters is used in the manufacture of tubes for flashlight cases.

(2) Aluminum.

(3) Copper and copper base alloy for plating current carrying parts other than cases.

(4) Tin in solder.

(5) Zinc for plating, electrical contact fittings and reflectors.

(6) Crude, reclaimed or synthetic rubber as permitted by Rubber Order R-1.

(c) *General restrictions on production and delivery.* (1) No manufacturer shall make or deliver any dry cell batteries or portable electric lights, except according to a quota authorized by the War Production Board on Form WPB-2719 (formerly PD-880).

(2) Each manufacturer must file this form with the War Production Board on or before the 10th day of March, June, September and December, showing his proposed production and delivery.

(3) Manufacture of portable electric lights will be authorized to qualified manufacturers so that total production will not exceed the approved War Production Board program and so that production in any one plant or labor requirements therefor will not interfere with the war production in that plant or in any plant located in the same area.

(4) The War Production Board when assigning quotas on Form WPB-2719 (formerly PD-880) or at any other time, may direct any manufacturer in writing to distribute specified amounts of his production for certain purposes or for certain end uses. If at any time the War Production Board finds that the supply of zinc shells for the production of dry cell batteries authorized under paragraph (c) (1) is not sufficient to complete that production, it may direct any manufacturer of dry cell batteries to reduce or cancel his orders for zinc shells, or it may limit the number and type of zinc shells which may be received and used by such manufacturer.

(d) *Special restrictions on delivery.* (1) No manufacturer shall sell any new portable electric lights except to fill orders rated AA-5 or higher.

(2) No person shall resell any new portable electric lights which he bought from a manufacturer after July 18, 1944, except to fill orders rated AA-5 or higher or orders certified under Priorities Regulation No. 19 as amended from time to time.

(3) No manufacturer shall sell any dry cell batteries knowing or having reason to believe that they will ultimately be used in a radio set designed primarily for the reception of broadcasts on standard wave lengths 550 to 1500 KC, except (i) Batteries having cells designated "D" in Table 1 of Circular C435 with modifications as permitted in section 2.2 of that circular, or larger sized cells than those designated "D", (ii) "C" batteries as described in Table 8 of Circular C435.

(e) *Special exemptions.* The restrictions contained in paragraphs (b) and (d) do not apply to the manufacture

¹ Filed as part of the original document.

or sale of dry cell batteries or portable electric lights made to fill specific orders calling for delivery to or for the account of the Army, Navy, Maritime Commission, War Shipping Administration, Office of Scientific Research and Development, Panama Canal, Coast and Geodetic Survey, or orders approved by the Maritime Commission on Form WPB-646 (formerly PD-300).

(f) *Applicability of other orders and regulations.* This order and all transactions affected by this order are subject to the applicable regulations of the War Production Board. If any other orders of the War Production Board limits the use of any material in the production of dry cell batteries or portable electric lights to a greater extent than does this order, the other order shall govern unless it states otherwise.

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

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

(i) *Communications.* All reports required to be filed hereunder, and all communications concerning this order shall, unless otherwise directed, be addressed to the War Production Board, Consumers Durable Goods Division, Washington 25, D. C., Ref: L-71.

(j) *Reports.* All persons affected by this order shall execute and file with the War Production Board such reports as the War Production Board may specify from time to time, subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

Issued this 4th day of August 1944.

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

[F. R. Doc. 44-11677; Filed, August 4, 1944;
11:31 a. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S-575, Stay of Execution]

ATLAS FURNACE & ENGINEERING, INC.

The Atlas Furnace & Engineering, Inc., of Minneapolis, Minnesota, has appealed the provisions of Suspension Order No. S-575, issued the 15th day of July 1944 (§ 1010.575), and has requested a stay on the ground that irreparable harm would be done its busi-

ness if the suspension order were not stayed. The Chief Compliance Commissioner has directed that the provisions of the suspension order be stayed pending final determination of the appeal or until further order by the Chief Compliance Commissioner. In view of the foregoing: *It is hereby ordered, That:*

The provisions of Suspension Order No. S-575, issued July 15, 1944, are hereby stayed pending final determination of the appeal or until further order by the Chief Compliance Commissioner.

Issued this 3d day of August 1944.

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

[F. R. Doc. 44-11656; Filed, August 3, 1944;
4:51 p. m.]

Subchapter C—Director of War Utilities

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

PART 4500—POWER, WATER, GAS AND CENTRAL STEAM HEAT

[Utilities Order U-7, as Amended Aug. 4, 1944]

NATURAL GAS

Whereas, increased gas requirements for war production and civilian uses, coupled with scarcity of materials for the construction of pipelines and other facilities, have resulted in shortages of natural gas in certain areas of the United States and are threatened in others; during periods of adverse weather conditions the demand for natural gas in almost all areas increases beyond the capacity of existing facilities to meet such demands; and the following order is deemed necessary to conserve existing reserves of natural gas and to safeguard deliveries to war industries and essential civilian services, and in other respects is necessary and appropriate in the public interest and to promote the war effort:

§ 4500.10 *Utilities Order U-7—(a) Definitions.* For the purposes of this order:

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

(2) "Natural gas" means any combustible natural gas or gases and fuel gas derivatives of natural gases, fuel gas derivatives of petroleum produced as by-products in the production, refining or processing of petroleum, or mixtures of any of the aforesaid gases with blue gas, carburetted water gas, coke oven gas, producer gas, blast furnace gas, oil gas, or any other manufactured gas; but does not include liquefied petroleum gas in the liquid phase.

(3) "Utility" means any person supplying natural gas for general use by the public.

(4) "Non-utility supplier" means any person supplying or capable of supplying

natural gas or who owns or operates natural or manufactured gas production, transmission, or distribution facilities and who is not included in the definition of "utility" in paragraph (a) (3): *Provided,* That no person engaged in the production, refining or processing of petroleum or natural gas shall be considered a non-utility supplier, except as to the use or disposition of natural gas as a combustible fuel gas after completion of such production, refining or processing.

(5) "Consumer" means any ultimate user of gas produced, transmitted or distributed by any "utility" or "non-utility supplier", including any utility or non-utility supplier which is itself an ultimate user of gas.

(6) "Stand-by facilities" means equipment capable of utilizing electrical energy, oil, coal or any other fuel or energy to replace natural gas and for the operation of which a supply of such fuel or energy is obtainable or could have been obtained in the exercise of reasonable diligence.

(7) "Premises" means any building or structure and its adjuncts: *Provided,* That in the case of "consumer" who receive deliveries of gas for the operation of equipment not contained within a building, any delivery point and the confines of the area supplied with natural gas from such delivery point shall be deemed a "premises".

(8) "Residential consumer" means any "consumer" receiving natural gas for the operation of space heating, hot water heating, cooking or refrigeration equipment used for residential purposes, where the total input capacity of the space heating equipment does not exceed 250,000 B. T. U. per hour.

(9) "Non-residential consumer" means any "consumer" other than a residential consumer as defined in (a) (8).

(b) *Integration of gas system operations.* (1) Each utility or non-utility supplier shall, as far as practicable, so operate and maintain its transmission, storage, distribution and gas manufacturing facilities as to achieve maximum deliverability of natural gas in any area or areas in which a shortage exists or is imminent and to conserve existing gas reserves; and no utility or non-utility supplier shall abandon any such facilities except upon specific authorization of the War Production Board. Where necessary for such purposes, the War Production Board may, from time to time, issue specific directions as to the operation of gas manufacturing, transmission, storage and distribution facilities.

(2) Each utility or non-utility supplier shall maintain in operating condition all gas manufacturing facilities owned or operated by such utility or non-utility supplier which were in operating condition on November 12, 1942. Each utility or non-utility supplier shall repair and maintain in operating condition such other facilities including gas manufacturing facilities owned or operated by such utility or non-utility supplier as the War Production Board may, from time to time, direct. Wherever repair and maintenance of gas facilities requires the use of materials in excess of

those available under any order issued by the War Production Board, application for authority to use or acquire such materials should be made to the War Production Board in accordance with established procedures.

(3) The War Production Board may, from time to time, issue specific directions respecting the delivery of natural gas from one utility or non-utility supplier to another or to any consumer, and respecting the interconnection of any facilities; and no utility or non-utility supplier shall deliver or accept or fail to deliver or accept deliveries of gas or fail to interconnect facilities in violation of any such direction. Subject to such directions and to the provisions of paragraph (b) (5), each utility or non-utility supplier shall so interchange natural gas with its interconnected utilities or non-utility suppliers as to achieve, directly or indirectly, the maximum deliverability in any area or areas in which a shortage exists or is imminent.

(4) Upon specific direction of the War Production Board, utilities or non-utility suppliers shall curtail gas deliveries to specified classes of consumers on their systems if necessary in order to make available gas for delivery to utilities or non-utility suppliers on whose systems there exists a shortage which adversely affects or threatens service to war producers or other essential consumers. Any utility or non-utility supplier may request the War Production Board to direct another utility or non-utility supplier to deliver gas to it, on the ground that such delivery will safeguard service to war producers or essential consumers, or will otherwise be in the interest of the war effort.

(5) No utility shall deliver natural gas to any other utility or non-utility supplier not theretofore regularly supplied by such utility (except emergency deliveries to relieve a shortage resulting from the failure or breakdown of gas production, transmission or distribution facilities), without specific approval of the War Production Board. Any utility making such emergency deliveries shall report directly to the War Production Board, Office of War Utilities, Natural Gas Division, Ref.: U-7, the nature of the emergency and the amount and duration of such deliveries.

(6) Each non-utility supplier in any area served by any utility with which such non-utility supplier is interconnected or is capable of being interconnected, shall upon notice from the War Production Board so order its operations as to make available to such utility, or to any essential war producer or other consumer, all natural or manufactured gas which it is capable of producing or supplying in excess of the minimum requirements of its own essential operations. Any non-utility supplier which on October 1, 1943 was supplying natural gas to a utility in an area in which a shortage exists or is imminent shall not discontinue deliveries to such utility without the approval of the War Production Board, unless it is no longer capable of making such deliveries, or pursuant to the provisions of paragraph (c) (1).

(c) *Operations during gas shortages.*

(1) In the event of an existing or imminent gas shortage in any area, each utility or non-utility supplier supplying such area shall conduct its operations and reduce deliveries to non-residential consumers in accordance with the following schedule, subject to such further or special directions as the War Production Board may from time to time issue: *Provided*, That to the extent, if any, required by the emergency nature of the shortage such utility or non-utility supplier may, in the first instance, reduce deliveries without regard to such schedule, but shall, as soon as possible thereafter, readjust its operations and deliveries to conform in all respects to such schedule during the continuance of the gas shortage period. The utility or non-utility supplier shall:

(i) First, within the limit of contractual rights, reduce deliveries to all consumers purchasing natural gas under contracts permitting the supplier to interrupt deliveries: *Provided*, That deliveries of gas to exempted consumers, as defined in paragraph (c) (6), shall be reduced only to the extent that the fuel requirements of such consumers can be supplied from the consumer's stand-by facilities: *And provided*, That deliveries shall be maintained to any consumer to the minimum extent necessary to prevent permanent damage to production and service facilities, except that such deliveries shall be interrupted under paragraph (c) (1) (v) below.

(ii) Second, if such action has not previously been taken, operate utility's or non-utility supplier's stand-by gas manufacturing facilities up to their maximum operating capacity: *Provided*, That any utility may request the War Production Board to direct the operation of specific consumer stand-by facilities (in addition to those provided above) prior to the operation of such utility's stand-by manufacturing facilities, upon the ground that such action would relieve the gas shortage more expeditiously, or with less use of critical fuels, or would otherwise be in the interest of the war effort.

(iii) Third, reduce deliveries without regard to the supplier's contractual rights or those of any consumer to all remaining consumers having stand-by facilities, to the extent of the capacity of stand-by facilities.

(iv) Fourth, if such action has not previously been taken, notify all domestic and other consumers by radio, newspaper, or any other available means of general communication, that a temporary gas emergency in the area exists or is imminent and appeal for the immediate institution of voluntary curtailment by all gas consumers, to be maintained until notification that the emergency has passed.

(v) Fifth, interrupt deliveries within the limits of contractual rights to any consumers purchasing gas under contracts permitting the supplier to interrupt deliveries, who have not been fully curtailed under previous steps: *Provided*, That deliveries of gas to exempted consumers shall be reduced only to the ex-

tent that the full requirements of such consumers can be supplied from the consumers' stand-by facilities.

(vi) Sixth, reduce deliveries to all consumers not fully curtailed under previous steps, without regard to the supplier's contractual rights or those of any consumer or the non-existence of stand-by facilities: *Provided*, That deliveries of gas to exempted consumers shall be reduced only to the extent that the full requirements of such consumers can be supplied from the consumers' stand-by facilities.

(vii) Seventh, reduce deliveries to exempted consumers on a uniform proportionate basis so far as practicable pending receipt of special directions from the War Production Board.

(2) A "gas shortage" shall be deemed to exist whenever (i) a utility or non-utility supplier finds it necessary to reduce deliveries to its consumers, or (ii) the utility or non-utility supplier is able to maintain full deliveries to all consumers only by excessive withdrawals from storage or reserves which impair its ability to meet its forthcoming peak-day requirements to the usual extent, or (iii) the War Production Board notifies a utility or non-utility supplier that it considers a shortage to exist on such system.

(3) Deliveries to residential consumers during gas shortages shall be made pursuant to such directions as the War Production Board may from time to time issue: *Provided*, That any utility may at any time submit to the War Production Board a practicable program for the curtailment of its domestic consumers during such gas shortages and request that it be declared operative by the War Production Board among consumers of such utility.

(4) Except as set forth in the proviso of the first paragraph of paragraph (c) (1), or pursuant to special directions of the War Production Board, deliveries to any consumer in the respective groups defined above in paragraphs (c) (1) (i) to (c) (1) (vii) inclusive, shall not be reduced until deliveries to all consumers in prior groups have been fully suspended in accordance with the specific provisions of such paragraph: *Provided*, That deliveries to consumers in any group who consume less than 3000 mcf of gas per month need not be suspended before commencing curtailment of successive groups where such consumers are scattered or for other reasons not susceptible of speedy curtailment. Reductions to consumers defined in paragraph (c) (1) (i) shall be on such basis as will relieve the shortage most expeditiously; reduction to consumers within all groups defined in paragraph (c) (1) (iii) to (c) (1) (vii) inclusive shall so far as practicable be made on a uniform proportionate basis: *Provided*, That any utility or non-utility supplier may request the War Production Board to approve a specific program for such interruptions within any class of consumers, on a geographic or other basis which will relieve gas shortages more expeditiously.

(5) Each utility or non-utility supplier shall classify each of its non-residential consumers subject to probable curtailment within the applicable grouping set forth in paragraphs (c) (1) (i) to (c) (1) (vi), inclusive. Certain utility or non-utility suppliers will be required by the War Production Board to submit such a classification of non-residential consumers using 3000 MCF or more per month on Form WPB-619, together with the other data relative to operations during shortages required by such form. Only the War Production Board can classify consumers as 'exempted consumers'. Unless modified or revised by direction of the War Production Board, such consumer classification lists submitted on Form WPB-619 shall determine the grouping of each consumer in the application of the curtailment schedule set forth in paragraph (c) (1). At the direction of the war Production Board specific consumers or classes of consumers may at any time be classified in any of the groups defined in paragraphs (c) (1) (i) to (c) (1) (vii), inclusive, or in any special group, without regard to size, nature, or terms of delivery, whenever such action will assist in relieving gas shortage more expeditiously, or with less use of critical fuels, or in other respects will be in the interest of the war effort.

(6) An "exempted consumer" means a non-residential consumer whose operations have been determined by the War Production Board to be so important that an interruption of gas deliveries would seriously impair the war effort. The War Production Board will from time to time provide each supplier with a list of the exempted consumers on its system.

[NOTE: Paragraphs (7), (8), (9) formerly (6), (7), (8) redesignated 8-4-44.]

(7) Whenever, pursuant to any of the provisions of this order, or any special direction of the War Production Board, a utility or non-utility supplier is required to reduce deliveries to any consumer, it shall notify such consumer accordingly. Upon receipt of such notification each consumer shall reduce his acceptance of gas deliveries in accordance therewith.

(8) Notwithstanding any provisions of this order, if the War Production Board, after investigation, shall determine that any consumer having stand-by facilities, has failed to provide himself with an adequate supply of fuel for the operation of such stand-by facilities despite the availability of such fuel, the War Production Board may prohibit deliveries of gas to, and acceptances of gas by, such consumer to the extent that his requirements of gas could have been decreased through the operation of such stand-by facilities.

(9) The following reports shall be filed with the War Production Board relative to gas shortages:

(i) Whenever any utility or non-utility supplier reduces deliveries of gas to any consumer pursuant to paragraph (c) (1) (v) above or any subsequent subparagraph of (c) (1), such utility or non-utility supplier shall immediately notify the War Production Board, Office of War Utilities, Natural Gas Division, Ref.: U-7, by telegram, of the extent of such reduction.

(ii) On or before the 15th day of each month following a calendar month during which reductions in delivery have occurred, each affected utility or non-utility supplier shall submit a report on Form WPB-620 of the aggregate volumes of natural gas conserved by such reductions in delivery and the volumes of natural gas replaced by consumer stand-by facilities and by utility or non-utility supplier gas manufacturing stand-by facilities.

(iii) On or before the 15th day of each month, each utility or non-utility supplier in certain areas specifically designated by the War Production Board shall submit on Form WPB-2077 a report of natural gas underground storage operations, summarizing such operations for the calendar month preceding the date of reporting.

(d) *Restrictions on deliveries of natural gas to non-residential consumers.*

(1) No utility or non-utility supplier shall deliver natural gas to any non-residential consumer for the operation of any gas-fired equipment (including space heating equipment) and no non-residential consumer shall accept such deliveries, in any area listed on Exhibit B or Exhibit C, except in cases described in paragraphs (d) (2) or (d) (3) below, or unless:

(i) Such equipment was installed and in regular operation at the same premises prior to November 30, 1942: *Provided*, Deliveries of natural gas for the operation thereof were not prohibited prior to that date by Limitation Order L-31, or

(ii) Such equipment was converted from some other fuel to natural gas, and such conversion was completed and in regular operation at the same premises prior to November 30, 1942: *Provided*, That deliveries of natural gas for the operation thereof were not prohibited prior to that date by Limitation Order L-31, or

(iii) Such equipment replaces gas-fired equipment of equal or greater capacity previously installed and regularly operated at the same premises for the same purposes; *Provided*, That non-space heating equipment is not replaced with space heating equipment, or

(iv) Such deliveries have been specifically approved by the War Production Board: *Provided*, That deliveries of natural gas may be made where necessary for the operation of oil well or gas well drilling equipment.

(2) In any area listed on Exhibit B, a utility or non-utility supplier may de-

liver and any non-residential consumer may accept deliveries of natural gas for the operation of any gas-fired equipment when all of the following conditions are met:

(i) The aggregate input capacity of such equipment plus the aggregate input capacity of all other gas-fired equipment installed on the premises of the consumer since March 1, 1942 is less than 500,000 Btu per hour;

(ii) Such equipment is not used primarily for space heating purposes;

(iii) Such equipment cannot, for technological reasons, utilize fuel other than natural gas or liquefied petroleum gases;

(iv) Such equipment does not replace, and is not intended to replace, equipment utilizing fuels other than natural gas;

(v) Such equipment has not been converted from some other fuel to natural gas unless such conversion was completed prior to November 1, 1943, at the same premises and deliveries of natural gas for the operation thereof were not prohibited prior to that date.

(3) In any area listed on Exhibit C, a utility or non-utility supplier may deliver and any non-residential consumer may accept deliveries of natural gas for the operation of any gas-fired equipment when all of the following conditions are met:

(i) The aggregate input capacity of such equipment plus the aggregate input capacity of all other gas-fired equipment installed on the premises of the consumer since March 1, 1942 is less than 1,500,000 Btu per hour;

(ii) Such equipment is not used primarily for space heating purposes;

(iii) Such equipment does not replace, and is not intended to replace, equipment utilizing a fuel other than natural gas;

(iv) Such equipment has not been converted from some other fuel to natural gas unless such conversion was completed prior to November 1, 1943, at the same premises and deliveries of natural gas for the operation thereof were not prohibited prior to that date.

[NOTE: Paragraph (4) formerly (2) redesignated Aug. 4, 1944.]

(4) The War Production Board may, by specific direction, establish monthly delivery quotas, limit increases in or require decreases of the monthly volume of natural gas which may be delivered to or accepted by any non-residential consumer in certain gas shortage areas, whenever it is determined that such action is necessary or appropriate; and upon the issuance of such directions no person shall make or accept deliveries which are not in conformance therewith.

(e) *Restrictions on deliveries of natural gas to residential consumers.* No utility or non-utility supplier shall deliver to any residential consumer, and no

residential consumer shall accept delivery of natural gas for the operation of any space heating equipment, unless:

(1) In any area listed on Exhibit B:

(i) Such equipment was installed and in regular operation at the same premises prior to December 2, 1942; *Provided*, That deliveries of natural gas for the operation of such equipment were not prohibited prior to the same date by Limitation Order L-31; or

(ii) Such equipment was converted from some other fuel to natural gas, and such conversion was completed and in regular operation at the same premises prior to December 2, 1942; *Provided*, That deliveries of natural gas for the operation of such equipment were not prohibited prior to the same date by Limitation Order L-31; or

(iii) In the case of new construction, such equipment was specified in the construction contract and was installed prior to March 1, 1943; *Provided*, That deliveries of natural gas for the operation thereof were not prohibited prior to that date by Limitation Order L-31; or

(iv) Such equipment replaces gas-fired equipment of equal or greater input capacity installed and regularly operated at the same premises, whether by the same or another consumer; or

(v) Such deliveries have been specifically approved by the War Production Board.

(2) In any area listed on Exhibit C, any of the five conditions set forth in (e) (1) above exists, or the utility, after investigation, certifies on the applicant's Form WPB-3314 that

(i) The equipment was installed in new residential premises whose foundation was completed after May 31, 1944; or

(ii) The existing heating equipment using a fuel other than natural gas has become worn out or unavoidably damaged beyond repair.

(3) In any area listed on Exhibit B or Exhibit C, the utility certifies that on the basis of information submitted by applicant on Form WPB-3314, the case falls into one of the following categories:

(i) Applications from persons transferring from one place of residence to another, who have owned gas-fired equipment which had been installed in the previous premises where its operation was permissible under Limitation Order L-31 or Utilities Order U-7; *Provided*, That the new premises in which the equipment is to be installed are piped for gas and are not presently equipped with other space-heating equipment capable of utilizing a fuel other than natural gas.

(ii) Applications from persons moving into residential premises not equipped with any space-heating equipment, and which can be heated only by gas-fired equipment either because the premises lack flues or fuel storage facilities necessary for the operation of space-heating equipment utilizing a fuel other than natural gas, or because such alternative equipment as would be practicable is not procurable in the locality.

(iii) Applications from persons moving into residential premises already piped for gas, whether or not such premises are equipped with other space-heating equipment, in cases where the applicant owns a room-size space heater having an input capacity not in excess of 25,000 BTU per hour, which the applicant had owned and operated in the previous premises and the operation of which was permitted under Limitation Order L-31 or Utilities Order U-7. (This category does not apply in the State of California.)

(iv) Applications from persons owning or leasing a structure which has been, or is being, converted into dwelling units which have no space-heating facilities and cannot be practicably heated with equipment using a fuel other than natural gas; *Provided*, That the total input capacity of the equipment covered by the application plus the capacity of all other gas-fired space-heating equipment supplying the residential portion of the premises, does not exceed 250,000 BTU per hour.

(4) In any area listed on Exhibit B or Exhibit C an application is filed by the consumer with the utility supplier on Form WPB-3314 and is supported by the following certifications to and by the utility:

(i) A certification by the physician in attendance that the household has no member or employee physically able, or able without injury to health, to tend coal-fired heating equipment; and

(ii) A certification by the applicant on the Form WPB-3314 application that the hardship claimed cannot be relieved by a partial conversion to gas or the installation of an auxiliary single-room gas-fired heater or circulator; and

(iii) A certification by the utility on the Form WPB-3314 application that the case has been investigated, that the facts alleged by the applicant are correct and that it is not possible to alleviate the hardship claimed by installing auxiliary heating equipment using a smaller quantity of gas.

(f) *Conversions and prohibited installations.* (1) No person shall install or cause to be installed gas-fired equip-

ment designed to receive deliveries of natural gas from any utility if such deliveries are prohibited by paragraphs (d) or (e) of this order.

(2) If the War Production Board, after investigation, shall determine:

(i) That the gas-fired equipment owned or operated by any person can, without exceptional expense or hardship to such person, be converted to the use of, or be replaced by equipment using, a less critical fuel of which a supply is available, and

(ii) That such conversion or replacement will contribute to the alleviation of actual or prospective gas shortages, or to the maintenance of gas deliveries to war producers or essential civilian services, the War Production Board may upon sufficient notice to permit such conversion or replacement, prohibit further deliveries or acceptances of natural gas for the operation of such gas-fired equipment.

(g) *Conservation for war needs.* When the War Production Board by special direction prohibits or limits the use of natural gas for specific purposes in order to safeguard essential gas supplies in the interest of the war effort, no person shall use, deliver, or accept natural gas in violation of restrictions thus established.

(h) *Appeals and applications.* (1) Any person affected by this order, or any direction issued thereunder, who considers that compliance therewith or the operation thereof would work an exceptional and unreasonable hardship, or would in other respects be prejudicial, may appeal for relief by letter to the War Production Board.

(2) Any person who considers that any reduction in or prohibition of deliveries of natural gas made, or proposed to be made pursuant to any provision of this order, or any direction issued thereunder, interferes or will interfere materially with war production or essential civilian service, may apply to the War Production Board for relief by letter communication setting forth all relevant details.

(3) In areas listed on Exhibit B or Exhibit C, applications for new deliveries of gas under paragraphs (d) and (e) shall be filed with the utility or non-utility supplier on Form WPB-3314.

(i) New deliveries to non-residential consumers which are clearly permissible under the provisions of paragraph (d) may be made by the utility without referring the application to the pipe line supplier or the War Production Board, but such applications shall be kept in the utility's file with the action taken indicated under Item 15 for inspection by the War Production Board. All other applications for new non-residential deliveries not clearly permissible under the provisions of paragraph (d) must be referred to the pipe line supplier for transmittal to the War Production Board

after completion of Item 16 on Form WPB-3314.

(ii) New deliveries to residential consumers which are clearly permissible under the provisions of paragraph (e) may be made by the utility without referring the application to the pipe line supplier or the War Production Board but such applications shall be kept in the utility's file with the action taken indicated under Item 15 for inspection by the War Production Board. All other applications for new residential deliveries which are not clearly permissible under the provisions of paragraph (e) must be sent to the War Production Board for approval before deliveries can be made, but such applications need not be referred to the pipe line supplier for completion of Item 16 on Form WPB-3314.

(4) Any utility affected by this order which considers that the gas situation in its area warrants a change in classification with respect to Exhibits B and C may apply for such reclassification by a letter addressed to the War Production Board, Ref: U-7, stating the reasons therefor, including its system supply and demand data.

(i) *Reports and information.* (1) Each utility and non-utility supplier shall keep and preserve for not less than two years accurate and complete records concerning deliveries of natural gas to consumers or to other utilities or non-utility suppliers. Such records shall be subject to inspection by duly authorized representatives of the War Production Board.

(2) All persons affected by this order shall execute and file with the War Production Board such reports and questionnaires as said Board shall, from time to time request.

(j) *Communications to War Production Board.* All reports required to be filed hereunder, and all communications concerning this order shall, unless otherwise directed, be addressed to: War Production Board, Office of War Utilities, Washington 25, D. C. Ref.: U-7.

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

NOTE: The reporting requirements of this order have been approved by the Bureau of the Budget, pursuant to the Federal Reports Act of 1942.

(Sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 176; E.O. 9024, 7 F.R. 329; E.O. 9125, 7 F.R. 2719; W.P.B. Reg. 1 as amended March 24,

1943, 8 F.R. 3666; Pri. Reg. 1 as amended May 15, 1943, 8 F.R. 6727)

Issued this 4th day of August 1944.

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

[NOTE: Exhibit A revoked August 4, 1944.]

EXHIBIT B

[NOTE: Exhibit B amended August 4, 1944.]

- New York.
- New Jersey.
- Pennsylvania.
- Maryland.
- Virginia.
- District of Columbia.
- West Virginia.
- Kentucky.
- Ohio.
- Indiana.
- Michigan.
- Wisconsin.

Illinois (only the area supplied by the Natural Gas Pipe Line Co. of America in the following counties: Boone, Bureau, Cook, De Kalb, Du Page, Grundy, Henry, Kane, Kankakee, Kendall, Lake, La Salle, Lee, Livingston, McHenry, Ogle, Whiteside, Will, Winnebago, and the area supplied by the Panhandle Eastern Pipe Line Co. in the following counties: Champaign, Christian, Coles, Crawford, Cumberland, De Witt, Douglas, Edgar, Effingham, Fulton, Greene, Knox, Lawrence, Logan, Macon, Mason, McLean, Morgan, Moultrie, Peoria, Piatt, Pike, Richland, Sangamon, Scott, Shelby, Pike, Richland, Sangamon, Scott, Shelby, Tazewell, Vermillion and McDonough).

Missouri (only the area supplied by the Panhandle Eastern Pipe Line Co.).

Wyoming (only the area supplied by the Mountain Fuel Supply Co.).

Utah.
California (only the area supplied by the San Diego Gas and Electric Co.).

EXHIBIT C

[NOTE: Exhibit C added August 4, 1944.]

Arizona.
New Mexico (only the area supplied by the El Paso Natural Gas Co. in Hidalgo, Grant, Luna and Dona Ana Counties).

Colorado (only the area supplied by the Colorado Interstate Gas Co.).

Wyoming (only the area supplied by the Colorado Interstate Gas Co.).

Nebraska (only the area supplied by the Northern Natural Gas Co. and the Natural Gas Pipe Line Co. of America).

Iowa.
Minnesota.
Kansas (except the area supplied by the Kansas-Nebraska Natural Gas Co., Inc.).

Oklahoma (only the area supplied by the Cities Service Gas Co.).

Missouri (except the area supplied by the Panhandle Eastern Pipe Line Co.).

Arkansas (only the area supplied by the Mississippi River Fuel Corporation).

Illinois (except the area supplied by the Natural Gas Pipe Line Co. of America in the following counties: Boone, Bureau, Cook, De Kalb, Du Page, Grundy, Kane, Kankakee, Kendall, Lake, La Salle, Lee, Living-

ston, McHenry, Ogle, Whiteside, Will, Winnebago and Henry, and the area supplied by the Panhandle Eastern Pipe Line Co. in the following counties: Champaign, Christian, Coles, Crawford, Cumberland, De Witt, Douglas, Edgar, Effingham, Fulton, Greene, Knox, Lawrence, Logan, Macon, Mason, McLean, Morgan, Moultrie, Peoria, Piatt, Pike, Richland, Sangamon, Scott, Shelby, Tazewell, Vermillion and McDonough).

Tennessee.
Mississippi (only the area supplied by the Southern Natural Gas Co.).

Alabama (only the area supplied by the Southern Natural Gas Co.).

Georgia (only the area supplied by the Southern Natural Gas Co.).

California (except the area supplied by the San Diego Gas and Electric Co.).

[F. R. Doc. 44-11678; Filed, August 4, 1944; 11:32 a. m.]

Chapter XI—Office of Price Administration

PART 1499—COMMODITIES AND SERVICES

[Rev. SR 1 to GMPR, Amtd. 63]

SKI TROOP EQUIPMENT, ETC.

Correction

In F. R. Doc. 44-9680, appearing on page 7425 of the issue of Tuesday, July 4, 1944, the section number following paragraph (f) should be "section 4.3 (k)".

PART 1439—UNPROCESSED AGRICULTURE COMMODITIES

[MPR 426, Amtd. 48]

FRESH FRUITS AND VEGETABLES FOR TABLE USE, SALES EXCEPT AT RETAIL

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

Section 15 is amended in the following respects:

1. In Table A in paragraph (e) of Appendix J, the prices for item 5 in Columns 7 and 10 are amended to read as follows:

1	*	7	*	10
5	*	0.15.....	*	0.30.
	*	0.15.....	*	0.29.
	*	0.06.....	*	0.13.
	*	3/10 cents....	*	1/2 cents.

2. In Table A and Table B in paragraph (e) in Appendix J, item 5 in Column 3 in each case is amended as follows: The terms

46-50 pounds.
44-48 pounds.

are amended, respectively, to read:

46-50 pounds, California, and Josephine and Jackson counties, Oregon.
44-48 pounds, all other areas.

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

18 F.R. 16409, 16294, 16519, 16423, 17372; 9 F.R. 790, 902, 1581, 2008, 2023, 2091, 2493, 4030, 4086, 4088, 4434, 4786, 4787, 4877, 5926, 5929, 6104, 6108, 6420, 6711, 7259, 7268, 7434, 7425, 7580, 7583, 7759, 7774, 7834, 8148, 9066, 9090, 9289, 9356.

3. In Appendix K, Table 1 in paragraph (f) is amended by adding Tennessee to the list of states in Column 2 preceding items 1 through 8, and to the list of states for item 7, 8 in Column 2.

This amendment shall become effective August 4, 1944.

Issued this 3d day of August 1944.

CHESTER BOWLES,
Administrator.

Approved: August 2, 1944.

GROVER B. HILL,
First Assistant War Food
Administrator.

[F. R. Doc. 44-11650; Filed, August 3, 1944;
4:29 p. m.]

TITLE 46—SHIPPING

Chapter III—War Shipping Administration

[G. O. 11, Supp. 5]

PART 302—CONTRACTS WITH VESSEL OWNERS AND RATES OF COMPENSATION RELATING THERETO

SPECIAL REQUISITION TIME CHARTER FOR DRY CARGO VESSELS

§ 302.49 *Special time charter for requisitioned dry cargo vessels "Warship-time (Special)".* In accordance with "Revised Program of Ship Requisition, Charter and Operation" Notice of October 15, 1943, as revised November 24, 1943, (8 F.R. 14251, 16089, 16491) and pursuant to the terms of the uniform letter agreement, Form No. 2, attached to and a part of said notice, the Administrator, War Shipping Administration, adopts the following standard form of special time charter for requisitioned dry cargo vessels, to be effective from the date of delivery of subject vessels to the termination date provided by said charter, said charter to be known as "WAR-SHIP-TIME (Special)":

Form No. 101 Contract No.-----
Warship-time (Special)
7/3/44

WAR SHIPPING ADMINISTRATION

REQUISITION TIME CHARTER FOR DRY CARGO VESSEL

Time charter as of-----, 1944, between-----
Address-----
Owner of the good steel-----
(herein called the "Vessel"), with hull, machinery and equipment in a thoroughly efficient state, as far as the exercise of due diligence can make her so, and United States of America, acting by and through the Administrator, War Shipping Administration, Charterer:

The Vessel's particulars as follows:
Deadweight capacity for cargo, fresh water and stores about-----tons (2240 lbs.), including Permanent Bunkers for fuel-----
on mean draft (----- Normal Summer Freeboard)-----feet, inches-----
Classed-----

Bale capacity of refrigerated cargo space in cubic feet, about-----

Owner agrees to let and CHARTERER agrees to hire the VESSEL, from time of delivery for trading subject to the following terms:

PART I

A. *Period of charter.* From the time of delivery to the time of expiration of the voyage current at the end of the emergency proclaimed by the President May 27, 1941; *Provided*, That after August 15, 1944, either party may sooner terminate this Charter (the Vessel to be redelivered as hereinafter provided) upon not less than 30 days' written or telegraphic notice.

B. *Trading limits.* World-wide.

C. *Port and date of delivery.*

D. *Rate—Option I A.* The hire, from the time of delivery to and including November 30, 1943, shall be \$----- per calendar month or pro rata for any portion thereof.

The hire stated above has been computed by the Administrator so as to include an allowance of \$125 per diem for the Owner's overhead expense.

Option II A. 75 per centum of the full rate stated in Option I A above and such further sum, if any, judicially determined, as added to such 75 per centum will make up such amount as will be just compensation under the applicable laws and the Constitution of the United States, for the use of the Vessel and the services required under the terms of this Charter.

Option I B. The hire, from and including December 1, 1943, shall be \$----- per calendar month or pro rata for any portion thereof.

The hire stated above has been computed by the Administrator so as to include an allowance of \$65 per diem for the Owner's overhead expense.

Option II B. 75 per centum of the full rate stated in Option I B above and such further sum, if any, judicially determined, as added to such 75 per centum will make up such amount as will be just compensation under the applicable laws and the Constitution of the United States, for the use of the Vessel and the services required under the terms of this Charter.

E. *War risk insurance valuation—Option I.* The sum of \$----- effective from the date of execution of this Charter by the Owner, provided, however, that if no valuation is set forth in this Option I, or, if the Vessel has been lost prior to the date of execution hereof by the Owner, then Option I shall not be in effect and Option II shall apply.

If Option I is effective, the Owner may place additional insurance at Owner's expense in commercial or other markets beyond the amount of the foregoing valuation, but the cost of such insurance shall not be the basis of any claim against the Administrator, nor shall the existence of such additional coverage be construed as evidence as to the value of the Vessel. All such additional coverage shall be reported to the Administrator as soon as practicable. The Administrator, by written notice, may terminate in whole or in part, the foregoing provisions with respect to such additional coverage for the period subsequent to execution hereof.

Option II. Just compensation to be determined in accordance with the applicable laws and the Constitution of the United States for any loss or damage due to the operation of a risk assumed by the Charterer under the terms of this Charter to the extent the person entitled thereto is not reimbursed therefor through policies of insurance against such loss or damage.

For the purposes of this Charter and any insurance undertaken by the Charterer, if the Vessel is subject to the provisions of Section 802 of the Merchant Marine Act, 1936, as amended, the Vessel shall be valued as of the date of loss at the actual depreciated construction cost of the Vessel (together with the actual depreciated cost of capital improvements thereon, but excluding the cost of national defense features), less the depreciated amount of construction-differ-

ential subsidy theretofore paid incident to the construction or reconditioning of such Vessel, or the fair and reasonable scrap value of such Vessel as determined by the Charterer, whichever is greater. In computing the depreciated value of the Vessel depreciation shall be computed on the Vessel on the schedule adopted by the Bureau of Internal Revenue for income-tax purposes.

By mutual agreement the valuation provisions of this Clause D may be superseded as of the date of loss or any other mutually agreeable date in the event that the Charterer shall adopt any plan with respect to replacement of vessels which is applicable to this vessel.

F. *Port of redelivery.* Not less favorable to either party than the port of delivery, unless otherwise agreed.

G. *Notice of redelivery.* Fifteen (15) days.

H. *Uniform terms.* 1. This charter consists of:

(a) This Part I.

(b) Part II of the Uniform Time Charter Terms and Conditions for Dry Cargo Vessels, published in the FEDERAL REGISTER of May 16, 1942.

(c) The Uniform Addendum to Time Charter Covering Adjustments of Certain Disputed Questions published in the FEDERAL REGISTER of March 31, 1944, as corrected by Orders published in the FEDERAL REGISTER of April 18, 1944, and June 8, 1944, which addendum shall be deemed to have been executed by the parties hereto simultaneously with the execution of this Part I.

2. Unless in this Part I otherwise expressly provided, all of the provisions of said Part II and of said Uniform Addendum to Time Charter shall be part of this Charter and shall have the same effect as though fully incorporated and set forth herein.

3. The provisions of this Charter shall supersede all agreements, charters or other arrangements heretofore made for the use of the Vessel for the period covered by this Charter and all sums heretofore received as payments in advance or on account of charter hire shall be accounted for hereunder;

I. *Revised time charter program.* 1. If in accordance with paragraph 4 of the letter dated April 15, 1944, from the Secretary of the War Shipping Administration to the Owner or by other mutual agreement the Owner shall have agreed to accept or shall agree to accept the standard form of Addendum (Amended Time Charter) set forth in General Order 11, Supplement 3, published in the FEDERAL REGISTER of April 8, 1944, then, unless otherwise agreed, on the effective date specified in Clause J, Part I, of said Addendum (Amended Time Charter), the terms of this Charter shall be deemed amended to the extent provided for by said Addendum as corrected by Order published in the FEDERAL REGISTER of May 11, 1944, and as amended by Order published in the FEDERAL REGISTER of June 6, 1944, except for the second and third "Whereas" recitals thereof, which shall be deemed deleted. As soon as practicable the Administrator shall transmit to the Owner for execution a form of such Addendum, as so corrected and amended, and concurrently therewith, in conformity with said paragraph 4 of said letter, shall tender for Owner's election to acceptance or non-acceptance a statement of the rate which in the Administrator's judgment will be just compensation for the use of the Vessel and for the services required under the terms of said Addendum commencing with the effective date and subject to all of the terms thereof and subject to the terms of said Addendum, shall also tender a statement of the valuation of the Vessel which in the opinion of the Administrator will constitute just compensation for the loss of or damage to the Vessel occurring after said effective date.

2. If the Owner shall not have accepted or agreed to accept said Addendum, operation

and payment of hire under this Charter shall terminate, unless otherwise agreed or sooner terminated on the date fixed in Clause J, paragraph 5.

J. *Special provisions.* 1. Part II hereof shall be deemed to include a provision under which the costs incurred by the Owner on and after December 1, 1943, by applying the provisions of Operations Regulation No. 64 of the War Shipping Administration to the Vessel, will be for the account of the Charterer.

2. Nothing in this Charter shall be construed as an admission or agreement by the Owner as to the applicability of the Renegotiation Act to this Charter or to any other Charter executed by the Owner except where such Charter specifically provides therein for renegotiation: *Provided, however,* That all rights, if any, which the Administrator may have to renegotiate any Charter hire or other sums are hereby reserved by the Administrator.

3. The insurance on the Vessel to be provided or assumed by the Charterer pursuant to Clause 20 (i) of Part II hereof shall be the full form of Standard Hull War Risk Insurance Policy of the War Shipping Administration as set forth in General Order 6, Revised, as published in the FEDERAL REGISTER of March 20, 1943.

4. The rate of hire and the war risk insurance valuation, if any, set forth in this Charter are tendered to the Owner with the understanding that acceptance by the Owner of either such rate of hire or such insurance valuation shall not be deemed to be an agreement or admission that either such hire or such valuation constitute the proper standards of the just compensation to which the Owner is entitled under the laws and the Constitution of the United States, and an acceptance thereof shall not be used as the basis or standard for determining such just compensation or allocation of any portion of hire as overhead under any other Charter heretofore or hereafter made by the Owner with the United States acting by and through the Administrator, War Shipping Administration.

In witness whereof, the Owner has executed this Charter in quadruplicate the _____ day of _____, 1944, and has elected Hire Options _____ and Valuation Options _____ and the Charterer has executed this Charter in quadruplicate the _____ day of _____, 1944.

As to execution for Owner.

By _____
ATTEST: _____

_____ or if not incorporated
In the presence of:

Witness

and

Witness

and

Witness

UNITED STATES OF AMERICA,
By E. S. LAND, Administrator
War Shipping Administration.

By _____
For the Administrator

Approved as to Form:

Assistant General Counsel,
War Shipping Administration.

(E.O. 9054, 7 F.R. 837)

[SEAL]

E. S. LAND,
Administrator.

JULY 10, 1944.

[F. R. Doc. 44-11669; Filed, August 4, 1944;
11:27 a. m.]

[G. O. 11, Supp. 6]

PART 302—CONTRACTS WITH VESSEL OWNERS AND RATES OF COMPENSATION RELATING THERETO

SPECIAL REQUISITION TIME CHARTER FOR TANK VESSELS

§ 302.54 *Special time charter for requisitioned tank vessels "WARSHIP-OIL-TIME (Special)".* In accordance with "Revised Program of Ship Requisition, Charter and Operation" Notice of October 15, 1943, as revised November 24, 1943 (8 F.R. 14251, 16089, 16491) and pursuant to the terms of the uniform letter agreement, Form No. 2, attached to and a part of said notice, the Administrator, War Shipping Administration, adopts the following standard form of special time charter for requisitioned tank vessels, to be effective from the date of delivery of subject vessels to the termination date provided by said charter, said charter to be known as "WARSHIP-OIL TIME (Special)":

Form No. 102 _____ Contract No. _____
Warshipoiltime (Special)
7/3/44

WAR SHIPPING ADMINISTRATION

REQUISITION TIME CHARTER FOR TANK VESSELS

Time charter as of _____, 1944, between _____ Address _____
Owner of the good _____ (herein called the "Vessel"), with hull, machinery and equipment in a thoroughly efficient state, as far as the exercise of due diligence can make her so, and United States of America, acting by and through the Administrator, War Shipping Administration, Charterer.

The Vessel's particulars are as follows: Deadweight capacity for cargo, fresh water and stores about _____ tons (2240 lbs.), including Permanent Bunkers for fuel _____ on mean draft (assigned summer freeboard, 1930 convention) _____ feet, _____ inches. Classified _____ Bale capacity of refrigerated cargo space in cubic feet _____ Discharge capacity all pumps per hour _____ Tanks coiled _____ Last two successive cargoes _____ Panama canal transit highest grade products under current regulations _____ Constructed and equipped Suez Canal transit with crude petroleum or products in bulk.

Owner agrees to let and charterer agrees to hire the vessel, from time of delivery for trading subject to the following terms:

PART I

A. *Period of charter:* From the time of delivery to the time of expiration of the voyage current at the end of the emergency proclaimed by the President May 27, 1941; *Provided,* That after August 15, 1944; either party may sooner terminate this Charter (the vessel to be redelivered as hereinafter provided) upon not less than 30 days' written or telegraphic notice.

B. *Trading limits:* World-wide.

C. *Port and date of delivery:*

D. *Rates:*

Option I A. The hire, from the time of delivery to and including November 30, 1943, shall be \$_____ per calendar month or pro rata for any portion thereof.

Option II A. 75 per centum of the full rate stated in Option I A above and such further sum, if any, judicially determined, as added to such 75 per centum will make up such amount as will be just compensation under the applicable laws and the Constitution of the United States, for the use

of the Vessel and the services required under the terms of this Charter.

Option I B. The hire, from and including December 1, 1943, shall be \$_____ per calendar month or pro rata for any portion thereof.

Option II B. 75 per centum of the full rate stated in Option I B above and such further sum, if any, judicially determined, as added to such 75 per centum will make up such amount as will be just compensation under the applicable laws and the Constitution of the United States for the use of the Vessel and the services required under the terms of this Charter.

E. *War risk insurance valuation—Option I.* The sum of \$_____ effective from the date of execution of this Charter by the Owner: *Provided, however,* That if no valuation is set forth in this Option I, or, if the Vessel has been lost prior to the date of execution hereof by the Owner, then Option I shall not be in effect and Option II shall apply.

If Option I is effective, the Owner may place additional insurance at Owner's expense in commercial or other markets beyond the amount of the foregoing valuation, but the cost of such insurance shall not be the basis of any claim against the Administrator, nor shall the existence of such additional coverage be construed as evidence as to the value of the Vessel. All such additional coverage shall be reported to the Administrator as soon as practicable. The Administrator, by written notice, may terminate in whole or in part the foregoing provisions with respect to such additional coverage for the period subsequent to execution hereof.

Option II. Just compensation to be determined in accordance with the applicable laws and the Constitution of the United States for any loss or damage due to the operation of a risk assumed by the Charterer under the terms of this Charter to the extent the person entitled thereto is not reimbursed therefor through policies of insurance against such loss or damage.

For the purposes of this Charter, and any insurance undertaken by the Charterer, if the Vessel is subject to the provisions of Section 802 of the Merchant Marine Act, 1936, as amended, the Vessel shall be valued as of the date of loss at the actual depreciated construction cost of the Vessel (together with the actual depreciated cost of capital improvements thereon, but excluding the cost of national defense features), less the depreciated amount of construction differential subsidy theretofore paid incident to the construction or reconditioning of such Vessel, or the fair and reasonable scrap value of such Vessel as determined by the Charterer, whichever is greater. In computing the depreciated value of the Vessel, depreciation shall be computed on the Vessel on the schedule adopted by the Bureau of Internal Revenue for income tax purposes.

By mutual agreement the valuation provisions of this Clause D may be superseded as of the date of loss or any other mutually agreeable date in the event that the Charterer shall adopt any plan with respect to replacement of vessels which is applicable to this Vessel.

F. *Port of Redelivery.* Not less favorable to either party than the port of delivery unless otherwise agreed.

G. *Notice of Redelivery.* Fifteen (15) days.

H. *Uniform terms.* 1. This Charter consists of:

(a) This Part I.

(b) Part II of the Uniform Time Charter Terms and Conditions for Tank Vessels published in the FEDERAL REGISTER of June 19, 1942.

(c) The Uniform Addendum to Time Charter Covering Adjustments of Certain Disputed Questions published in the FEDERAL REGISTER of March 31, 1944, as corrected by Orders published in the FEDERAL REGISTER of April 18, 1944, and June 8, 1944, which

Addendum shall be deemed to have been executed by the parties hereto simultaneously with the execution of this Part I.

2. Unless in this Part I otherwise expressly provided, all of the provisions of said Part II and of said Uniform Addendum to Time Charter shall be part of this Charter and shall have the same effect as though fully incorporated and set forth herein.

3. The provisions of this Charter shall supersede all agreements, charters or other arrangements heretofore made for the use of the Vessel for the period covered by this Charter and all sums heretofore received as payments in advance or on account of the charter hire shall be accounted for hereunder.

I. Revised time charter program. 1. If in accordance with paragraph 4 of the letter dated April 15, 1944, from the Secretary of the War Shipping Administration to the Owner or by other mutual agreement, the Owner shall have agreed to accept or shall agree to accept the standard form of Addendum (Amended Time Charter) set forth in General Order 11, Supplement 4, published in the FEDERAL REGISTER of April 8, 1944, then, unless otherwise agreed, on the effective date specified in Class J, Part I of said Addendum (Amended Time Charter) the terms of this Charter shall be deemed amended to the extent provided for by said Addendum, as corrected by Order published in the FEDERAL REGISTER of May 11, 1944, as amended by Order published in the FEDERAL REGISTER of June 6, 1944, except for the second and third "Whereas" recitals thereof, which shall be deemed deleted. As soon as practicable, the Administrator shall transmit to the Owner for execution a form of such Addendum as so corrected and amended, and, concurrently therewith, in conformity with said paragraph 4 of said letter, shall tender for Owner's election as to acceptance or non-acceptance, a statement of the rate which in the Administrator's judgment will be just compensation for the use of the Vessel and for the services required under the terms of said Addendum commencing with the effective date and subject to all the terms thereof, and subject to the terms of said Addendum, shall also tender a statement of the valuation of the Vessel which in the opinion of the Administrator will constitute just compensation for the loss of or damage to the Vessel occurring after said effective date.

2. If the Owner shall not have accepted or agreed to accept said Addendum, operation and payment of hire under this Charter shall terminate, unless otherwise agreed or sooner terminated on the date fixed in Clause J, Paragraph 5.

J. Special provisions. 1. Part II hereof shall be deemed to include a provision under which the costs incurred by the Owner on and after December 1, 1943, by applying the provisions of Operations Regulation No. 64 of the War Shipping Administration to the Vessel, will be for the account of the Charterer.

2. Nothing in this Charter shall be construed as an admission or agreement by the Owner as to the applicability of the Renegotiation Act to this Charter or to any other Charter executed by the Owner except where such Charter specifically provides therein for renegotiation: Provided, however, That all rights, if any, which the Administrator may have to renegotiate any Charter hire or other sums are hereby reserved by the Administrator.

3. The insurance on the Vessel to be provided or assumed by the Charterer pursuant to Clause 20 (i) of Part II hereof shall be the full form of Standard Hull War Risk Insurance Policy of the War Shipping Administration as set forth in General Order 6, Revised,

as published in the FEDERAL REGISTER of March 20, 1943.

4. The rate of hire and the war risk insurance valuation, if any, set forth in this Charter are tendered to the Owner with the understanding that acceptance by the Owner of either such rate of hire or such insurance valuation shall not be deemed to be an agreement or admission that either such hire or such valuation constitute the proper standards of the just compensation to which the Owner is entitled under the laws and the Constitution of the United States, and an acceptance thereof shall not be used as the basis or standard for determining such just compensation or allocation of any portion of hire as overhead under any other Charter heretofore or hereafter made by the Owner with the United States acting by and through the Administrator, War Shipping Administration.

In witness whereof, the Owner has executed this Charter in quadruplicate the ____ day of _____, 1944, and has elected Hire Options _____ and Valuation Options _____ and the Charterer has executed this Charter in quadruplicate the ____ day of _____, 1944.

As to execution for Owner
By _____
Attest: _____
or if not incorporated
In the presence of:

Witness
and _____

Witness
and _____

Witness

UNITED STATES OF AMERICA,
By E. S. LAND, Administrator,
War Shipping Administration.
By _____
For the Administrator
Approved as to Form:

Assistant General Counsel,
War Shipping Administration.

(E.O. 9054, 7 F.R. 837)
[SEAL] E. S. LAND,
Administrator.
JULY 10, 1944.
[F. R. Doc. 44-11670; Filed, August 4, 1944;
11:27 a. m.]

TITLE 47—TELECOMMUNICATION
Chapter I—Federal Communications
Commission

PART 63—EXTENSION OF LINES AND DISCONTINUANCE OF SERVICE BY CARRIERS
DISCONTINUANCE, REDUCTION AND IMPAIRMENT OF TELEGRAPH SERVICE

The Commission, pursuant to oral argument in Docket No. 6608, on July 26, 1944, effective immediately, adopted a new § 63.31, which reads as follows:

§ 63.31 Publication and posting of notices. (a) For the purposes of this section the following definitions shall apply: (1) "Class 1 telegraph office." Company-operated direct office, which is only office or principal office in the community.

(2) "Class 2 telegraph office." Company-operated branch office subordinate to a Class 1 office in the same community.

(3) "Class 3 telegraph office." Same as Class 2 but located in adjacent separate municipality.

(b) Upon the filing of an application for authority to close a Class 1, 2 or 3 public telegraph office (except an office located at the site of a United States Army camp when such camp has been closed or moved) or to reduce hours of telegraph service at such an office, the applicant shall post a public notice at least two feet (2') by three feet (3') with letters of commensurate size in a conspicuous place at the office affected for at least fourteen (14) days, which notice shall be in the following form:

(Date of first posting of notice)
Notice is hereby given, that application was made on the ____ day of _____, 19____, by _____ Company to the Federal Communications Commission to close this office (or reduce the hours of service from the present hours of service ____ m. to ____ m. to the hours ____ m. to ____ m.) If the application is granted, substituted service will be available from ____ m. to ____ m. at the _____ office, located at _____ (or give other appropriate general description of substituted service). Any member of the public desiring to protest or support the closing of this office (or the reduction of the hours of service) may communicate in writing, with the Federal Communications Commission, Washington 25, D. C. on or before _____ (fill in date which is 20 days after the date of the first posting of notice).

(c) The applicant shall also cause to be published a notice not less than four (4) column inches in size containing information similar to the notice form specified in (b) above at least once during each of two consecutive weeks in some newspaper of general circulation in the community or part of the community affected.

(d) Upon the filing of an application for authority to close a telegraph office of any other class (except an office located at the site of a United States Army camp when such camp has been closed or moved) or to reduce the hours of telegraph service at such an office, applicant shall post a public notice at least eleven inches (11") by seventeen inches (17") as provided in (b) above or, in lieu thereof, applicant shall cause to be published a newspaper notice as provided in paragraph (c).

(e) When such posting and publication have been completed, applicant shall certify such fact to the Commission, stating the name of the newspaper in which publication was made and the dates of publication and posting.

(Sec. 4 (i), 48 Stat. 1068; 47 U.S.C. 154 (i), Sec. 214, 48 Stat. 1075; 47 U.S.C. 214)

[SEAL] FEDERAL COMMUNICATIONS
COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 44-11692; Filed, August 4, 1944;
12:00 m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[S. O. 80, Amdt. 20]

PART 95—CAR SERVICE

MOVEMENT OF GRAIN AT DENVER, COLO., APPOINTMENT OF AGENT

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 3d day of August, A. D. 1944.

Upon further consideration of the provisions of Service Order No. 80, as amended (codified as § 95.19 of Title 49 CFR):

It is ordered, That F. R. Houlton of the Denver Grain Exchange Association is hereby designated and appointed as Agent of the Commission to issue permits for the movement of grain under the terms of this order at the Denver, Colorado, market in lieu of H. G. Mundhenk. The appointment of H. G. Mundhenk is hereby vacated. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 49 U.S.C. 1 (10)-(17))

And it is further ordered, That this amendment shall become effective August 10, 1944; that copies of this amendment be 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 that notice of this amendment be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 44-11690; Filed, August 4, 1944;
11:47 a. m.]

[S. O. 221, Amdt.]

PART 95—CAR SERVICE

UTILIZATION OF ROUGH BOX CARS FOR LOADING SHINGLES FROM OREGON AND WASHINGTON

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 3d day of August, A. D. 1944.

Upon further consideration of the provisions of Service Order No. 221 of July 29, 1944, and good cause appearing therefor:

It is ordered, That Service Order No. 221 of July 29, 1944, be, and it is hereby, amended by substituting the following paragraph in lieu of paragraph (e) thereof:

(e) *Rates to be applied*. The rates to be applied on shipments loaded pursuant to this order shall be the tariff rates on cedar shingles in connection with the tariff minimum weight of 34,000 pounds now provided when cars are loaded to full visible capacity.

It is further ordered, That this order shall become effective 12:01 a. m., Au-

gust 5, 1944; that a copy of this order and direction shall be 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 that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 44-11691; Filed, August 4, 1944;
11:47 a. m.]

Notices

FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 6627]

THAMES BROADCASTING CORP.

NOTICE OF HEARING

In re application of Thames Broadcasting Corporation (WNLC), date filed April 24, 1944; for construction permit; class of service, broadcast; class of station, broadcast; location, New London, Connecticut; operating assignment specified: Frequency, 1240 kc.; power, 250 w.; hours of operation, unlimited.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing for the following reasons:

1. To determine the areas and populations which would gain primary service from the operation of Station WNLC, as proposed, and what other broadcast services are available to these areas and populations.

2. To determine the extent of any interference which would result from the simultaneous operation of Station WNLC, as proposed, and Stations WGBB, Freeport, N. Y., and WOCB, West Yarmouth, Mass.

3. To determine the areas and populations which may be expected to lose primary service, particularly from Stations WGBB and WOCB should Station WNLC operate as proposed, and what other broadcast services are available to those areas and populations.

4. To determine whether the granting of this application would tend toward a fair, efficient and equitable distribution of radio service as contemplated by Section 307 (b) of the Communications Act of 1934 as amended.

5. To determine whether the granting of this application would be consistent with the policy announced by the Commission in its memorandum opinion dated April 27, 1942, or any subsequent modifications thereof.

6. To determine whether, in view of the facts adduced under the foregoing issues, public interest, convenience or necessity would be served through the granting of this application.

The application involved herein will not be granted by the Commission unless the issues listed above are determined in favor of the applicant on the basis of a record duly and properly made by means of a formal hearing.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.382 (b) of the Commission's rules of practice and procedure. Persons other than the applicant, unless already made a party to this proceeding, who desire to be heard must file a petition to intervene in accordance with the provisions of § 1.102 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Thames Broadcasting Corporation, Radio Station WNLC, Mohican Hotel, 281 State Street, New London, Connecticut.

The following were made parties to this proceeding and are subject to the provisions of § 1.141 of the Commission's rules: Harry H. Carman, Radio Station WGBB, 44 South Grove Street, Freeport, New York; E. Anthony & Sons, Inc., Radio Station WOCB, 575 Pleasant Street, New Bedford, Mass.

Dated at Washington, D. C., August 1, 1944.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 44-11693; Filed, August 4, 1944;
12:00 m.]

[Docket No. 6628]

ASHBACKER RADIO CORP.

NOTICE OF HEARING

In re application of Ashbacker Radio Corporation (WKBB), date filed May 1, 1944; for construction permit; class of service, broadcast; class of station, broadcast; location, Muskegon, Michigan; operating assignment specified: Frequency, 1230 kc.; power, 250 w.; hours of operation, unlimited.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing for the following reasons:

1. To determine whether the granting of this application would be consistent with the policy announced by the Commission in its memorandum opinion dated April 27, 1942, or any subsequent modifications thereof.

2. To determine the areas and populations which would gain primary service should Station WKBB operate as proposed, and what other broadcast services are available to those areas and populations.

3. To determine the extent of any interference which would result from the simultaneous operation of Station WKBB as proposed, and Stations WHBY, WJOB, and WJEF.

4. To determine the areas and populations which would be deprived of primary service, particularly from Stations WHBY, WJOB, and WJEF as a result

of the operation of Station WKBZ as proposed, and what other broadcast services are available to those areas and populations.

5. To determine whether the granting of this application would tend toward a fair, efficient, and equitable distribution of radio service as contemplated by section 307 (b) of the Communications Act of 1934, as amended.

6. To determine whether, in view of the facts adduced under the foregoing issues, public interest, convenience, or necessity would be served through the granting of this application.

The application involved herein will not be granted by the Commission unless the issues listed above are determined in favor of the applicant on the basis of a record duly and properly made by means of a formal hearing.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.382 (b) of the Commission's rules of practice and procedure. Persons other than the applicant who desire to be heard must file a petition to intervene in accordance with the provisions of § 1.102 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Ashbacher Radio Corporation, Radio Station WKBZ, WKBZ Auditorium, 424-432 Apple Avenue, Muskegon, Michigan. Dated at Washington, D. C., August 1, 1944.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 44-11694; Filed, August 4, 1944;
12:00 m.]

[Docket No. 6633]

VALLEY BROADCASTING CO.

NOTICE OF HEARING

In re application of Myron E. Kluge, Earle E. Williams and C. Harvey Haas, a partnership, d/b as Valley Broadcasting Company (New), date filed May 5, 1944; for construction permit; class of service, broadcast; class of station, broadcast; location, Pomona, California; operating assignment specified; frequency, 1580 kc; power, 250 w; hours of operation, unlimited.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing for the following reasons:

1. To determine whether the granting of this application would be consistent with the policy announced by the Commission in its memorandum opinion dated April 27, 1942, or any subsequent modifications thereof.

2. To determine the areas and populations which would receive primary service from the operation of the proposed station, and what other broadcast services are available to those areas and populations.

3. To determine whether the granting of this application would be consistent with the provisions of the North Ameri-

can Regional Broadcasting Agreement (Appendix 1 Table 2 and Appendix 2 Table 1).

4. To determine whether the assignment requested represents the most efficient use of the 1580 kc channel in the southwest portion of the United States.

5. To determine whether the proposed station would provide primary service to (a) business district, (b) residential districts, and (c) the metropolitan district of Los Angeles, California, as contemplated by the Standards of Good Engineering Practice.

6. To determine whether the granting of this application would tend toward a fair, efficient and equitable distribution of radio service, as contemplated by section 307 (b) of the Communications Act of 1934, as amended.

7. To determine the interest, if any, that the applicants, or any of them, have in any station or stations rendering primary service to any portion of the area proposed to be served under the instant application.

8. To determine whether, in view of the facts adduced under the foregoing issues, public interest, convenience or necessity would be served through the granting of this application.

The application involved herein will not be granted by the Commission unless the issues listed above are determined in favor of the applicant on the basis of a record duly and properly made by means of a formal hearing.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.382 (b) of the Commission's rules of practice and procedure. Persons other than the applicant who desire to be heard must file a petition to intervene in accordance with the provisions of § 1.102 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Myron E. Kluge, Earle E. Williams and C. Harvey Haas, a partnership d/b as Valley Broadcasting Company, Post Office Box 495, Pomona, California.

Dated at Washington, D. C., August 1, 1944.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 44-11695; Filed August 4, 1944,
12:00 m.]

[Docket No. 6637]

DURHAM BROADCASTING CO., INC.

NOTICE OF HEARING

In re application of Durham Broadcasting Co., Inc. (New); date filed March 25, 1944; for construction permit; class of service, broadcast; class of station, broadcast; location, Durham, North Carolina; operating assignment specified; frequency, 1580 kc; power, 250 w; hours of operation, unlimited.

You are hereby notified that the Commission has examined the above-described application and has designated the matter for hearing to be consolidated

with the application of Harold H. Thoms, Docket No. 6638, for the following reasons:

1. To determine the qualifications of the applicant corporation to construct and operate the proposed station.

2. To obtain full information with respect to the nature and character of the proposed program service.

3. To determine the areas and populations which would receive primary service in the operation of the proposed station, and what other broadcast services are available to these areas and populations.

4. To determine whether the proposed station would render primary service to a substantial portion of the primary service area of Station WRAL, Raleigh, North Carolina.

5. To determine whether a grant of this application would be consistent with the provisions of § 3.35 of the Commission's regulations.

6. To determine whether the operation of the proposed station would result in an interfering signal of .025 mv/m inside the Canadian border.

7. To determine whether the operation of the proposed station would be consistent with the provisions of the North American Regional Broadcasting Agreement.

8. To determine whether the granting of this application would be consistent with the policy announced by the Commission in its memorandum opinion, dated April 27, 1942, or any subsequent modifications thereof.

9. To determine whether the granting of this application would tend toward a fair, efficient and equitable distribution of radio service as contemplated by section 307 (b) of the Communications Act of 1934, as amended.

10. To determine whether, in view of the facts adduced under the foregoing issues, public interest, convenience or necessity would be served through the granting of this application, the application of Harold H. Thoms, File No. B3-P-3579, or either of them.

The application involved herein will not be granted by the Commission unless the issues listed above are determined in favor of the applicant on the basis of a record duly and properly made by means of a formal hearing.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.382 (b) of the Commission's rules of practice and procedure. Persons other than the applicant who desire to be heard must file a petition to intervene in accordance with the provisions of § 1.102 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Durham Broadcasting Co., Inc., Attention A. J. Fletcher, P. O. Box 1406, Raleigh, North Carolina.

Dated at Washington, D. C., July 28, 1944.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 44-11696; Filed August 4, 1944;
12:00 m.]

[Docket No. 6638]

HAROLD H. THOMS

NOTICE OF HEARING

In re application of Harold H. Thoms (New), date filed, February 18, 1944; for construction permit; class of service, broadcast; class of station, broadcast; location, Durham, North Carolina; operating assignment specified; Frequency, 1580 kc.; power, 1 kw.; hours of operation, unlimited.

You are hereby notified that the Commission has examined the above-described application and has designated the matter for hearing to be consolidated with the application of Durham Broadcasting Company, Inc., Docket No. 6637, for the following reasons:

1. To determine the qualifications of the applicant to construct and operate the proposed station.

2. To obtain full information with respect to the nature and character of the proposed program service.

3. To determine the areas and populations which would receive primary service in the operation of the proposed station, and what other broadcast services are available to these areas and populations.

4. To determine whether the operation of the proposed station would result in an interfering signal of .025 mv/m inside the Canadian border.

5. To determine whether the operation of the proposed station would be consistent with the provisions of the North American Regional Broadcasting Agreement.

6. To determine whether the granting of this application would be consistent with the policy announced by the Commission in its memorandum opinion, dated April 27, 1942, or any subsequent modifications thereof.

7. To determine whether the granting of this application would tend toward a fair efficient and equitable distribution of radio service as contemplated by section 307 (b) of the Communications Act of 1934, as amended.

8. To determine whether, in view of the facts adduced under the foregoing issues, public interest, convenience or necessity would be served through the granting of this application, the application of the Durham Broadcasting Co., Inc., File No. B3-P-3592, or either of them.

The application involved herein will not be granted by the Commission unless the issues listed above are determined in favor of the applicant on the basis of a record duly and properly made by means of a formal hearing.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.382 (b) of the Commission's rules of practice and procedure. Persons other than the applicant who desire to be heard must file a petition to intervene in accordance with the provisions of § 1.102 of the Commission's rules of practice and procedure.

No. 156—5

The applicant's address is as follows:
Harold H. Thoms, 89 College Street,
Asheville, North Carolina.

Dated at Washington, D. C., July 28,
1944.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 44-11697; Filed, August 4, 1944;
12:00 m.]

FEDERAL POWER COMMISSION.

[Docket No. G-545]

MISSOURI WESTERN GAS CO.

NOTICE OF AMENDMENT TO APPLICATION

AUGUST 3, 1944.

On June 28, 1944, a hearing was held in the above-entitled matter in Kansas City, Missouri, concerning the application of Missouri Western Gas Company for a certificate of public convenience and necessity to authorize the construction and operation of approximately 21 miles of 3½ and 4-inch diameter pipe line extending from Panhandle Eastern Pipe Line Company's measuring station located 1½ miles north of Harrisonville, Cass County, Missouri, to the 4-inch transmission pipe line of applicant at Adrian, Missouri, together with a regulator station.

The evidence adduced at the hearing showed that the following facilities were abandoned and partially removed without first having obtained authorization from this Commission for such abandonment under section 7 (b) of the Natural Gas Act:

(a) A transmission pipe line extending west from the Town of Amoret to the Missouri-Kansas State line, across such State line to a point on U. S. Highway 69, then, in a northwesterly direction to a point two miles south of La Cygne, Kansas;

(b) A transmission pipe line extending from said point on Highway 69 southwesterly to the point of connection with the Commercial Gas Pipeline Company near Pleasanton, Kansas.

On July 3, 1944, applicant filed a supplement to its application for the purpose of conforming it to the evidence presented at the hearing with respect to the facilities described in (a) and (b) and requested permission and approval of the Commission to abandon such pipe lines.

Any person desiring to be heard or to make any protest with respect to the abandonment and removal of the aforesaid pipe lines should, on or before the 21st day of August 1944, file with the Federal Power Commission a petition or protest in accordance with the Commission's rules of practice and regulations under the Natural Gas Act.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 44-11700; Filed, August 4, 1944;
12:19 p. m.]

[Docket No. G-103]

UNITED GAS CORP.

NOTICE OF APPLICATION

AUGUST 4, 1944.

Notice is hereby given that on July 31, 1944, an application was filed with the Federal Power Commission by United Gas Corporation ("applicant"), a Delaware corporation authorized to do business in the State of Texas, and having its operating division office at Houston, Texas, seeking a Presidential Permit, pursuant to Executive Order No. 8202, for the construction, operation and maintenance at the International Boundary of the United States of facilities for the exportation of natural gas to the Republic of Mexico.

Applicant has heretofore been operating and maintaining facilities for the exportation of natural gas to the Republic of Mexico at Laredo, Texas, for distribution in the City of Nuevo Laredo, State of Tamaulipas, and environs, pursuant to a Presidential Permit issued to it on September 5, 1940. Said Presidential Permit authorized applicant to operate and maintain two four-inch natural gas pipe lines, one extending from a point on the American shore in the City of Laredo, Texas, and thence on and along The Texas Mexican Railway Company's railroad bridge across the Rio Grande River to the International Boundary Line of the United States and the Republic of Mexico, and the other extending from applicant's distribution system in the City of Laredo, Texas, and thence along Salinas and Water Streets in said city to a point on the north bank of the Rio Grande, and authorized a physical connection at the border of the United States and Mexico with pipe lines of the Compania de Gas de Nuevo Laredo, S. A., a Mexican corporation domiciled in the City of Nuevo Laredo, Mexico. Such operation, maintenance and connection of facilities for the exportation of natural gas was authorized by said Presidential Permit in accordance with the terms of an original contract for the purchase and sale of natural gas dated September 30, 1931, between Texas Border Gas Company (predecessor of applicant) as seller and Compania de Gas de Nuevo Laredo, S. A., as buyer, as amended by letter dated October 10, 1934, to Compania de Gas de Nuevo Laredo, S. A., from United Gas Public Service Company (predecessor of applicant).

The application recites that Applicant proposes to enter into a new contract with Compania de Gas de Nuevo Laredo, S. A., which is to replace and supersede its previous contract; that the present facilities are inadequate to supply the present and the increased loads expected to be added by the Compania de Gas de Nuevo Laredo, S. A.; and that Applicant desires to replace that portion of the four-inch line extending from a point at Lincoln and Vidaurri Streets in the City of Laredo with a six-inch line extending from the same point to The Texas Mexican Railway Company's railroad bridge

and thence paralleling the present four-inch line on and along the bridge to the International Boundary.

Any person desiring to be heard or to make any protest with reference to said application, should, on or before the 21st day of August, 1944, file with the Federal Power Commission a petition or protest in accordance with the provisional rules of practice and regulations under the Natural Gas Act.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 44-11698; Filed, August 4, 1944;
12:19 p. m.]

[Docket No. G-422]

WEST TEXAS GAS CO.

NOTICE OF APPLICATION

AUGUST 3, 1944.

On September 17, 1942, West Texas Gas Company filed an application for a certificate of public convenience and necessity pursuant to section 7 (c) of the Natural Gas Act, as amended, authorizing the construction and operation of the following described facilities:

(1) 6.3 miles of 10 $\frac{3}{4}$ -inch O. D. loop line in Hale County, Texas, extending in a southerly direction from a point near the north line of the northwest quarter of section 36, block A-1, E. L. & R. R. Survey, to a point near the southwest corner of section 3, block A-4, E. L. & R. R. Survey; and

(2) A 500 B. H. P. compressor station located near the northeast corner of the southeast quarter of section 113, block 6, I. & G. N. Survey, Randall County, Texas, together with appurtenant facilities.

The applicant stated that such facilities were required to render adequate service to its present customers.

By order entered October 10, 1942, the Commission issued a limited certificate authorizing the construction and operation of the aforesaid facilities. The loop line and the compressor station were placed in operation on February 8, 1943, and June 27, 1943, respectively.

Pursuant to the Commission's order of June 1, 1944, entered *In the Matter of West Texas Gas Company*, Docket Nos. G-489 and G-550, and after appropriate notice thereof had been given, a public hearing was held at Ft. Worth, Texas, on June 23, 1944. At such hearing evidence was adduced with respect to the above-described facilities in addition to the facilities involved in Docket Nos. G-489 and G-550.

Any person desiring to be heard, or to make any protest with respect to the application in Docket No. G-442 should, on or before the 21st day of August 1944, file with the Federal Power Commission a petition or protest in accordance with the Commission's rules of practice and regulations under the Natural Gas Act.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 44-11699; Filed August 4, 1944;
12:19 p. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 200, Gen. Permit 15]

REICING OF POTATOES IN DESIGNATED COUNTIES IN NEW MEXICO

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 reice once any refrigerator car loaded with potatoes originating at points in Quay, Curry and Roosevelt Counties, New Mexico, the reicing may be accorded at stations designated by shippers, or at carriers' option, at the first station on either side of such designated station. This general permit shall apply to all such cars billed or moving on the effective date hereof.

This general permit shall become effective at 12:01 a. m., August 3, 1944, and shall expire at 12:01 a. m., September 15, 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 2d day of August 1944.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 44-11689; Filed August 4, 1944;
11:47 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 500A-92]

COPYRIGHTS OF CERTAIN FOREIGN NATIONALS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Finding that each and all of the identified persons to whom reference is made in Column 5 of Exhibit A attached hereto and made a part hereof (the names of which persons are listed (a) in Column 3 of said Exhibit A as the authors of the works, the titles of which are listed in Column 2, and the copyright numbers, if any, of which are listed in Column 1, respectively, of said Exhibit A, and/or (b) in Column 4 of said Exhibit A as the owners of the copyrights, the numbers, if any, of which are listed in Column 1, and the titles of the works covered by which are listed in Column 2, respectively, of said Exhibit A, and/or (c) in Column 5 of said Exhibit A as others owning or claiming interests in such copyrights) are nationals of one or more foreign countries;

2. Determining, therefore, that the property described as follows: All right, title, interest and claim of whatsoever kind or

nature, under the statutory and common law of the United States and of the several States thereof, of each and all of the identified persons to whom reference is made in Column 5 of said Exhibit A, and also of each and all other unidentified individuals who, as of the date of this order, are residents of, and of each and all other unidentified corporations, partnerships, associations or business organizations of any kind or nature which, as of the date of this order, are organized under the laws of, or have their principal places of business in, Germany, Italy, Japan, Bulgaria, Hungary, Rumania and/or any territory occupied by one or more of such six named countries, whether or not such unidentified persons are named elsewhere in this order or in said Exhibit A, in, to and under the following:

a. Each and all of the copyrights, if any, described in said Exhibit A;

b. Every copyright, claim of copyright and right to copyright in each and all of the works described in said Exhibit A and in every issue, edition, publication, republication, translation, arrangement, dramatization and revision thereof, in whole or in part, of whatsoever kind or nature, and of each and all other works designated by the titles therein set forth, whether or not filed with the Register of Copyrights or otherwise asserted, and whether or not specifically designated by copyright number;

c. Every license, agreement, privilege, power and right of whatsoever nature arising under or with respect to any or all of the foregoing;

d. All monies and amounts, and all right to receive monies and amounts, by way of royalty, share of profits or other emolument, accrued or to accrue, whether arising pursuant to law, contract or otherwise, with respect to any or all of the foregoing;

e. All rights of renewal, reversion or re-vesting, if any, in any or all of the foregoing;

f. All causes of action accrued or to accrue at law or in equity with respect to any or all of the foregoing, including but not limited to the right to sue for and recover all damages and profits and to ask and receive any and all remedies provided by common law or statute for the infringement of any copyright or the violation of any right or the breach of any obligation described in or affecting any or all of the foregoing;

is property payable or held with respect to copyrights, or rights related thereto, in which interests are held by, and such property constitutes interests held therein by, nationals of one or more foreign countries;

3. Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise; and

4. Deeming it necessary in the national interest;

hereby vests in the Alien Property Custodian the property hereinbefore described in subparagraph 2, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special accounting pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order

may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property

Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall

have the meanings prescribed in section 10 of said Executive order.

Executed at Washington, D. C., on June 22, 1944.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Copyright numbers	Column 2 Titles of works	Column 3 Names and last known nationalities of authors	Column 4 Names and last known addresses of owners of copyrights	Column 5 Identified persons whose interests are being vested
Unknown.....	Archiv für Technisches Messen.....	Unknown (periodical publication).....	R. Oldenbourg, Schliessfach 31, Munich 1, Germany (nationality: German).	Owner.
Unknown.....	Ergebnisse der Exakten Naturwissenschaften.....	Unknown (periodical publication).....	Julius Springer, Linkstr. 22/24, Berlin W 9, Germany (nationality: German).	Owner.
Unknown.....	Jahrbuch der Aegforschung.....	Unknown (periodical publication).....	Julius Springer, Linkstr. 22/24, Berlin W 9, Germany (nationality: German).	Owner.

[F. R. Doc. 44-11628; Filed, August 3, 1944; 11:42 a. m.]

[Vesting Order 500A-93]

COPYRIGHTS OF CERTAIN FOREIGN NATIONALS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Finding that each and all of the identified persons to whom reference is made in Column 5 of Exhibit A attached hereto and made a part hereof (the names of which persons are listed (a) in Column 3 of said Exhibit A as the authors of the works, the titles of which are listed in Column 2, and the copyright numbers, if any, of which are listed in Column 1, respectively, of said Exhibit A, and/or (b) in Column 4 of said Exhibit A as the owners of the copyrights, the numbers, if any, of which are listed in Column 1, and the titles of the works covered by which are listed in Column 2, respectively, of said Exhibit A and/or (c) in Column 5 of said Exhibit A as others owning or claiming interests in such copyrights) are nationals of one or more foreign countries;

2. Determining, therefore, that the property described as follows: All right, title, interest and claim of whatsoever kind or nature, under the statutory and common law of the United States and of the several States thereof, of each and all of the identified persons to whom reference is made in Column 5 of said Exhibit A, and also of each and all other unidentified individuals who, as of the date of this order, are residents of, and of each and all other unidentified corporations, partnerships, associations or business organizations of any kind or nature which, as of the date of this order, are organized under the laws of, or have their principal places of business in, Germany, Italy, Japan, Bulgaria, Hungary, Rumania and/or any territory occupied by one or more of such six named countries, whether or not such unidentified persons are named

elsewhere in this order or in said Exhibit A, in, to and under the following:

a. Each and all of the copyrights, if any, described in said Exhibit A;

b. Every copyright, claim of copyright and right to copyright in each and all of the works described in said Exhibit A and in every issue, edition, publication, republication, translation, arrangement, dramatization and revision thereof, in whole or in part, of whatsoever kind or nature, and of each and all other works designated by the titles therein set forth, whether or not filed with the Register of Copyrights or otherwise asserted, and whether or not specifically designated by copyright number;

c. Every license, agreement, privilege, power and right of whatsoever nature arising under or with respect to any or all of the foregoing;

d. All monies and amounts, and all right to receive monies and amounts, by way of royalty, share of profits or other emolument, accrued or to accrue, whether arising pursuant to law, contract or otherwise, with respect to any or all of the foregoing;

e. All rights of renewal, reversion or re-vesting, if any, in any or all of the foregoing;

f. All causes of action accrued or to accrue at law or in equity with respect to any or all of the foregoing, including but not limited to the right to sue for and recover all damages and profits and to ask and receive any and all remedies provided by common law or statute for the infringement of any copyright or the violation of any right or the breach of any obligation described in or affecting any or all of the foregoing;

is property payable or held with respect to copyrights, or rights related thereto, in which interests are held by, and such property constitutes interests held therein by, nationals of one or more foreign countries;

3. Having made all determinations and taken all action, after appropriate consulta-

tion and certification, required by said Executive order or act or otherwise; and

4. Deeming it necessary in the national interest;

hereby vests in the Alien Property Custodian the property hereinbefore described in subparagraph 2, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Executed at Washington, D. C., on June 22, 1944.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Copyright numbers	Column 2 Titles of works	Column 3 Names and last known nationalities of authors	Column 4 Names and last known addresses of owners of copyrights	Column 5 Identified persons whose interests are being vested
Unknown.....	Iran das Neue Persien, 1937.....	Axel von Graefe (nationality not established).	Atlantis, Berlin-Zurich, Germany (nationality: German).	Owner.
Unknown.....	Zeiss Nachrichten, July 1939.....	von A. Kohler (nationality not established).	Gustav Fischer Jena, Germany (nationality: German).	Owner.
Unknown.....	Die Elastischen Platten, 1925.....	Dr.-Ing. A. Nadai (nationality not established).	Julius Springer, Berlin, Germany (nationality: German).	Owner.
Unknown.....	Handbuch der Gasindustrie, Band 2, 1940.....	Karl Horst Bruckner (nationality not established).	R. Oldenbourg, München und Berlin, Germany (nationality: German).	Owner.

EXHIBIT A—Continued

Column 1 Copyright numbers	Column 2 Titles of works	Column 3 Names and last known nationalities of authors	Column 4 Names and last known addresses of owners of copyrights	Column 5 Identified persons whose interests are being vested
Unknown.....	Regler für Druck und Menge, 1930.....	Guido Wunsch (nationality not established).	R. Oldenbourg, München and Berlin, Germany (nationality: German).	Owner.
Unknown.....	Grundlagen der Technischen Röntgenstrahlung, 1930.	Dr.-Ing Rudolf Berthold (nationality not established).	Johann Ambrosius Barth, Leipzig, Germany (nationality: German).	Owner.
Unknown.....	Das Prinzip-Geographischer Rassenkreise und das Problem der Artbildung, 1929.	Bernhard Rensch (nationality not established).	Gebrüder Borntraeger, Berlin, Germany (nationality: German).	Owner.
Unknown.....	Magnesium und Seine Legierungen, 1939.....	Dr.-Ing E. h. Adolf Beck (nationality not established).	Julius Springer, Berlin, Germany (nationality: German).	Owner.
Unknown.....	Vergleichende Morphologie der höheren Pflanzen, 1939.	Dr. Wilhelm Troll (nationality not established).	Gebrüder Borntraeger, Berlin, Germany (nationality: German).	Owner.
Unknown.....	Diamant-Werkzeuge, Darstellung der Anwendung des Diamanten, 1935.	Dip.-Ing. Paul Grodzinski (nationality not established).	M. Krayn, Berlin W-35, Germany; (nationality: German).	Owner.
Unknown.....	Der Baum Gedichte, 1926.....	Karl Zuchmayer (nationality not established).	Propylaen G. m. b. H., Berlin, Germany (nationality: German).	Owner.
Unknown.....	Wissenschaftliche Veröffentlichungen aus den Siemens-Werken, 1940.	F. Horst Miller (nationality not established).	Julius Springer, Berlin, Germany (nationality: German).	Owner.
Unknown.....	Zeitschrift für die Gesamte Experimentelle Medizin, 1939.	Walter Seitz (nationality not established).	Julius Springer, Berlin, Germany (nationality: German).	Owner.
Unknown.....	Handbuch der Gasindustrie, 1940.....	Karl Horst Bruckner (nationality not established).	R. Oldenbourg, München und Berlin, Germany (nationality: German).	Owner.

[F. R. Doc. 44-11629; Filed, August 3, 1944; 11:42 a. m.]

[Vesting Order 500A-94]

COPYRIGHTS OF CERTAIN FOREIGN NATIONALS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Finding that each and all of the identified persons to whom reference is made in Column 5 of Exhibit A attached hereto and made a part hereof (the names of which persons are listed (a) in Column 3 of said Exhibit A as the authors of the works, the titles of which are listed in Column 2, and the copyright numbers, if any, of which are listed in Column 1, respectively, of said Exhibit A, and/or (b) in Column 4 of said Exhibit A as the owners of the copyrights, the numbers, if any, of which are listed in Column 1, and the titles of the works covered by which are listed in Column 2, respectively, of said Exhibit A, and/or (c) in Column 5 of said Exhibit A as others owning or claiming interests in such copyrights) are nationals of one or more foreign countries;

2. Determining, therefore, that the property described as follows: All right, title, interest and claim of whatsoever kind or nature, under the statutory and common law of the United States and of the several States thereof, of each and all of the identified persons to whom reference is made in Column 5 of said Exhibit A, and also of each and all other unidentified individuals who, as of the date of this order, are residents of, and of each and all other unidentified corporations, partnerships, associations or business organizations of any kind or nature which, as of the date of this order, are organized under the laws of, or have their principal places of business in, Germany, Italy, Japan, Bulgaria, Hungary, Rumania and/or any territory occupied by one or more of such six named countries, whether or not

such unidentified persons are named elsewhere in this order or in said Exhibit A, in, to and under the following:

a. Each and all of the copyrights, if any, described in said Exhibit A;

b. Every copyright, claim of copyright and right to copyright in each and all of the works described in said Exhibit A and in every issue, edition, publication, republication, translation, arrangement, dramatization and revision thereof, in whole or in part, of whatsoever kind or nature, and of each and all other works designated by the titles therein set forth, whether or not filed with the Register of Copyrights or otherwise asserted, and whether or not specifically designated by copyright number;

c. Every license, agreement, privilege, power and right of whatsoever nature arising under or with respect to any or all of the foregoing;

d. All monies and amounts, and all right to receive monies and amounts, by way of royalty, share of profits or other emolument, accrued or to accrue, whether arising pursuant to law, contract or otherwise, with respect to any or all of the foregoing;

e. All rights of renewal, reversion or reversion, if any, in any or all of the foregoing;

f. All causes of action accrued or to accrue at law or in equity with respect to any or all of the foregoing, including but not limited to the right to sue for and recover all damages and profits and to ask and receive any and all remedies provided by common law or statute for the infringement of any copyright or the violation of any right or the breach of any obligation described in or affecting any or all of the foregoing;

is property payable or held with respect to copyrights, or rights related thereto, in which interests are held by, and such property constitutes interests held therein by, nationals of one or more foreign countries;

3. Having made all determinations and taken all action, after appropriate consulta-

tion and certification, required by said Executive order or act or otherwise; and

4. Deeming it necessary in the national interest;

hereby vests in the Alien Property Custodian the property hereinbefore described in subparagraph 2, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Executed at Washington, D. C., on June 22, 1944.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Copyright numbers	Column 2 Titles of works	Column 3 Names and last known nationalities of authors	Column 4 Names and last known addresses of owners of copyrights	Column 5 Identified persons whose interests are being vested
A-For. 17888.....	Sechstellige trigonometrische Tafel alter Kreisteilung für Berechnungen mit der Rechenmaschine, 1932.	Hermann Brandenburg, of Germany (nationality: German).	Albert Lorentz inhaber: dr. H. C. Ernst Weigandt, Kurprinzenstr 10, Leipzig, Germany (nationalities: German).	Owner.
Unknown.....	Variationsrechnung und partielle Differentialgleichungen erster Ordnung, 1935.	Constantin Caratheodory (nationality not established).	B. G. Teubner, Leipzig, Germany (nationality: German).	Owner.
Unknown.....	Einführung in die Statik, 1942.	Fritz Chmelka and Ernst Melan (nationality not established).	Julius Springer, Wien, Germany (nationality: German).	Owner.
Unknown.....	Vektoren, 1941.	Heinrich Dörrie (nationality not established).	R. Oldenbourg, München and Berlin, Germany (nationality: German).	Owner.
Unknown.....	Die technischen Ammoniumsälze. Unter Mitwirkung von Theodor Geuther, (Sammlung chemischer und chemisch-technischer Vorträge N. F. H. 38) 1938.	Kurt Drews (nationality not established).	F. Enke, Stuttgart, Germany (nationality: German).	Owner.
Unknown.....	Grundlegende Operationen der Farbenchemie, 1943.	Hans Eduard Fierz-David and Louis Blangey (nationalities not established).	Julius Springer, Wien, Germany (nationality: German).	Owner.
A-For. 47717.....	Elektrometrische pH-Messung mit kleinen Lösungs mengen, 1941.	Franz Fuhrmann (nationality not established).	Julius Springer, Wien, Germany (nationality: German).	Owner.
A-For. 46671.....	Reine u. angewandte Metallkunde in Einzeldarstellungen band 2. Metalle u. Legierungen für hohe Temperaturen 1 Teil, 1940.	Werner Hessenbruch of Germany (nationality: German).	Julius Springer, Berlin, Germany (nationality: German).	Owner.
A-For. 43705.....	Die Differentialgleichungen der Technik und Physik. 3. Aufl. des Lehrbuches Die Differentialgleichungen des Ingenieurs, 1939.	Wilhelm Hort and Alfred Thoma (nationalities not established).	Johann Ambrosius, Barth, Leipzig, Germany (nationality: German).	Owner.
Unknown.....	Fortschritte der Heilstoffchemie, 1926-39.	Joseph Houben (nationality not established).	Walter de Gruyter, Berlin, Germany (nationality: German).	Owner.
Unknown.....	Elektrochemisches Praktikum. 6., veränderte Aufl., 1942.	Max Erich Müller (nationality not established).	T. Steinkopff, Dresden, Germany (nationality: German).	Owner.
Unknown.....	Viskosität der Kolloide (Handbuch der Kolloidwissenschaften in Einzeldarstellungen. Bd. IX), 1942.	Wladimir Philippoff (nationality not established).	T. Steinkopff Dresden, Germany (nationality: German).	Owner.
Unknown.....	Hochwertiges Gusseisen, seine Eigenschaften und die physikalische Metallurgie seiner Herstellung, 1942.	Eugen Piwowsky (nationality not established).	Julius Springer, Berlin, Germany (nationality: German).	Owner.
A-For. 46529.....	Die Wechselrichter und Umrichter, ihre Berechnung und Arbeitsweise, 1940.	Walter Schilling (nationality not established).	R. Oldenbourg, München, Germany (nationality: German).	Owner.
Unknown.....	Die Prüfung der Elektrizitäts-Zähler, Messerichtungen, Messmethoden und Schaltungen, 3. völlig Neubearb. Aufl., 1940.	Karl Schmiedel (nationality not established).	Julius Springer, Berlin, Germany (nationality: German).	Owner.
A-For. 29915.....	Molekülspektren und ihre Anwendung auf chemische Probleme (Struktur und Eigenschaften der Materie, Bd. XV, XVI), 1935-36.	Hertha Spöner of Germany (nationality: German).	Julius Springer, Berlin, Germany (nationality: German).	Author and owner.

[F. R. Doc. 44-11630; Filed, August 3, 1944; 11:42 a. m.]

[Vesting Order 500A-95]

COPYRIGHTS OF CERTAIN FOREIGN NATIONALS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Finding that each and all of the identified persons to whom reference is made in Column 5 of Exhibit A attached hereto and made a part hereof (the names of which persons are listed (a) in Column 3 of said Exhibit A as the authors of the works, the titles of which are listed in Column 2, and the copyright numbers, if any, of which are listed in Column 1, respectively, of said Exhibit A, and/or (b) in Column 4 of said Exhibit A as the owners of the copyrights, the numbers, if any, of which are listed in Column 1, and the titles of the works covered by which are listed in Column 2, respectively, of said Exhibit A, and/or (c) in Column 5 of said Exhibit A as others owning or claiming interests in such copyrights) are nationals of one or more foreign countries;

2. Determining, therefore, that the property described as follows: All right, title, interest and claim of whatsoever kind or nature, under the statutory and common law of the United States and of the several States thereof, of each and all of the identified persons to whom reference is made in Column 5 of said Exhibit A, and also of each and all other unidentified individuals who, as of the date of this order, are residents of, and of each and all other uniden-

tified corporations, partnerships, associations or business organizations of any kind or nature which, as of the date of this order, are organized under the laws of, or have their principal places of business in, Germany, Italy, Japan, Bulgaria, Hungary, Rumania and/or any territory occupied by one or more of such six named countries, whether or not such unidentified persons are named elsewhere in this order or in said Exhibit A, in, to and under the following:

a. Each and all of the copyrights, if any, described in said Exhibit A;

b. Every copyright, claim of copyright and right to copyright in each and all of the works described in said Exhibit A and in every issue, edition, publication, republication, translation, arrangement, dramatization and revision thereof, in whole or in part, of whatsoever kind or nature, and of each and all other works designated by the titles therein set forth, whether or not filed with the Register of Copyrights or otherwise asserted, and whether or not specifically designated by copyright number;

c. Every license, agreement, privilege, power and right of whatsoever nature arising under or with respect to any or all of the foregoing;

d. All monies and amounts, and all right to receive monies and amounts, by way of royalty, share or profits or other emolument, accrued or to accrue, whether arising pursuant to law, contract or otherwise, with respect to any or all of the foregoing;

e. All rights of renewal, reversion or re-vesting, if any, in any or all of the fore-

going; 1. All causes of action accrued or to accrue at law or in equity with respect to any or all of the foregoing, including but not limited to the right to sue for and recover all damages and profits and to ask and receive any and all remedies provided by common law or statute for the infringement of any copyright or the violation of any right or the breach of any obligation described in or affecting any or all of the foregoing;

is property payable or held with respect to copyrights, or rights related thereto, in which interests are held by, and such property constitutes interests held therein by, nationals of one or more foreign countries;

3. Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise; and

4. Deeming it necessary in the national interest;

hereby vests in the Alien Property Custodian the property hereinbefore described in subparagraph 2, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if

and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together

with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Executed at Washington, D. C., on July 11, 1944.

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

EXHIBIT A

Column 1 Copyright numbers	Column 2 Titles of works	Column 3 Names and last known nationalities of authors	Column 4 Names and last known addresses of owners of copyrights	Column 5 Identified persons whose interests are being vested
A for. 41378.....	Grundlagen der Atomphysik. Eine einföhrung in das studium der Wellenmechanik. Mit 154 abbildungen, v. 20 zahlen-tafeln im text. 1938.	Hans Adolf Bauer, of Germany (nationality: German).	Julius Springer, Schottengasse 4, Wien, Austria (nationality: German).	Author and owner.
A for. 25805.....	Einföhrung in die organische-chemische Laboratoriumstechnik. 1934.	Konrad Bernauer, of Czechoslovakia (nationality: Czechoslovakian).	Julius Springer, Linkstr. 23/24, Berlin, Germany (nationality: German).	Owner.
A for. 21606.....	Grundzüge der chemie und biochemie der Zueherarten. 1935.	Konrad Bernauer, of Czechoslovakia (nationality: Czechoslovakian).	Julius Springer, Linkstr. 23/24, Berlin, Germany (nationality: German).	Owner
A for. 25862.....	Theorie und berechnung der eisernen brücken. 1924.	Friedrich Bleich, of Austria (nationality: Austrian).	Julius Springer, Linkstr. 23/24, Berlin, Germany (nationality: German).	Owner
A for. 43274.....	Wasser und luft. (Erster teil. Technologie des wassers) (Mit 421 abbildungen) (Handbuch lebensmittelchemie, achter band. Begründet von A. Bomer & others, hrsg. von A. Juckenack & others). 1938.	Friedrich Sierp; Arthur Splittgerber & others, compilers; B. Bleyer & W. Diemar, editors of Germany (nationalities: German).	Julius Springer, Linkstr. 23/24 Berlin, Germany (nationality: German).	Authors and owner.
A for. 13870.....	Siebschaltungen. 1931.	Wilhelm Cauer of Germany (nationality: German).	V. D. I. Verlag, g. m. b. h., Dorchester 31, Berlin, Germany (nationality: German).	Author and owner.
A for. 1106.....	Graphie darstellung der Spektren von A-tomen und Ionen mit ein zwei und drei valenzelektronen. 1, 2, T. 1928.	W. Grotrian of Germany (nationality: German).	Julius Springer, Linkstr. 23/24 Berlin, Germany (nationality: German).	Author and owner.
A for. 28885.....	Analyse der Fette und Wachse. 1. bd. 1925.	Adolf Grun of Austria (nationality: Austrian).	Julius Springer, Linkstr. 23/24, Berlin, Germany (nationality: German).	Owner.
A for. 6939.....	Analyse der Fette und Wachse. 2 bd. Systematik, analysenergebnisse bibliographie der natürlichen fette und Wachse. 1929.	Adolf Grun & Wilhelm Halden, of Germany (nationalities: German).	Julius Springer, Linkstr. 23/24, Berlin, Germany (nationality: German).	Authors and owner.
A for. 46958.....	Rahmentragwerke und Durchlaufträger. 1940.	Richard Guldan of Germany (nationality: German).	Julius Springer Wien, Germany (nationality: German).	Author and owner.
A for. 28618.....	Hagers handbuch der pharmazeutischen praxis . . . vollständig neu bearb. und hrsg. von dr. G. Frerichs, G. Arends, Dr. H. Zornig. 1. bd., 1925.	G. Frerichs, G. Arends, u. a., hrsg. of Germany (nationalities: German).	Julius Springer, Linkstr. 23/24, Berlin, Germany (nationality: German).	Authors and owner.
A for. 37799.....	Hagers handbuch der pharmazeutischen praxis . . . Vollständig neu bearb. und hrsg. 2 bd., 1927.	Hrsg. G. Frerichs, G. Arends, H. Zornig of Germany (nationalities: German).	Julius Springer, Linkstr. 23/24, Berlin, Germany (nationality: German).	Authors and owner.
A for. 46452.....	Grundlagen und analytischer Aufbau der projektiven, euklidischen, nichteuklidischen Geometrie. 1940.	Lothar Heffter, of Germany (nationality: German).	B. G. Teubner, Poststr. 3-5, Leipzig, Germany (nationality: German).	Author and owner.
A for. 16138.....	Die Trockentechnik. 2. Aufl. 1932.	Moritz Hirsch, of Germany (nationality: German).	Julius Springer, Linkstr. 23/24, Berlin, Germany (nationality: German).	Author and owner.
A for. 43605.....	Chemie der organischen Kunststoffe. 1939.	Wilhelm Huntenburg, of Germany (nationality: German).	Johann Ambrosius Barth, Salomonstr. 18b, Leipzig, Germany (nationality: German).	Author and owner.
A for. 47558.....	Radioaktivität. I Grundlagen und Messmethoden. 1940.	H. Israel, of Germany (nationality: German).	Johann Ambrosius Barth, Leipzig, Germany (nationality: German).	Author and owner.
A for. 26144.....	Röntgen-Ganztaufnahmen des Menschen. Darstellungen des normalen skeletts, seine ererbten und erworbenen Veränderungen. Mit. 1934.	Robert Janker, of Germany (nationality: German).	Johann Ambrosius Barth, Salomonstr. 18, Leipzig, Germany (nationality: German).	Author and owner.
A for. 40358.....	Die Herstellung, verwendung und aufbewahrung von flüssiger Luft, 6 aufl. 1938.	Oscar Kausch, of Germany (nationality: German).	Carl Steinert Weimar, Germany (nationality: German).	Author and owner.
A for. 21287.....	Einföhrung in die elektronik. 1933.	Otto Klemperer, of Germany (nationality: German).	Julius Springer, Linkstr. 23/24, Berlin, Germany (nationality: German).	Author and owner.
A for. 31069.....	Praktische physik 17 aufl. (F. Kohlrausch). 1935.	Sigmund Irk & Eduard Justi, u. a., of Germany (nationalities: German).	B. G. Teubner, Poststr. 3-5, Leipzig C1, Germany (nationality: German).	Authors and owner.
A for. 35594.....	Der Sensitive beziehungswahn. 2 aufl. 1927.	Ernst Kretschmer, of Germany (nationality: German).	J. Springer, Berlin, Germany (nationality: German).	Author and owner.
A for. 26497.....	Zelluloseazetate und die anderen organischen Ester der Zellulose. 1933.	D. Kruger, of Germany (nationality: German).	Theodor Steinkopff, Residenstr. 32, Dresden, Germany (nationality: German).	Author and owner.
A for. 9637.....	Schwingungstechnik; ein Handbuch für Ingenieure. 1 bd. Grundlagen. 1930.	Ernst Lehr, of Germany (nationality: German).	Julius Springer, Berlin, Germany (nationality: German).	Author and owner.
A for. 24893.....	Schwingungstechnik, ein handbuch für ingenieure, 2. bd, Schwingungen ein-gliedriger systeme mit stetiger energiezu-föhr. 1934.	Ernst Lehr, of Germany (nationality: German).	Julius Springer, Berlin, Germany (nationality: German).	Author and owner.
A for. 29854.....	Der Aufbau der atomkerne; natürliche und künstliche kernumwandlungen. 1935.	Lise Meitner u Max Delbrück, of Germany (nationalities: German).	Julius Springer, Berlin, Germany (nationality: German).	Authors and owner.
A for. 11213.....	Praktikum der physikalischen chemie insbesondere der kolloidchemie. 4 aufl. 1930.	Leonor Michaelis and Peter Rons, of Germany (nationalities: German).	Julius Springer, Linkstr. 23/24, Berlin, Germany (nationality: German).	Authors and owner.
A for. 46721.....	Lehrbuch der elektrotechnik bd. II. Rechenverfahren und allgemeine theorien der elektrotechnik. 1940.	Gunther Oberdorfer, of Germany (nationality: German).	R. Oldenbourg, Munchen, Germany (nationality: German).	Author and owner.
A for. 2172.....	Sechsstellige Tafel der trigonometrischen Funktionen. 1928.	J. Peters, of Germany (nationality: German).	Ferd. Dömmers verlag, Berlin, Germany (Nationality: German).	Author and owner.
A for. 27469.....	Aufgaben und lehrsätze aus der analysis. 1 bd. 1925.	Georg Polya, of Switzerland, and G. Szegö, of Germany (nationalities: Swiss and German).	Julius Springer, Berlin, Germany (nationality: German).	Owner and G. Szegö.
A for. 28257.....	Aufgaben und lehrsätze aus der analysis. 2 bd. 1925.	G. Polya, of Switzerland, and G. Szegö, of Germany (nationalities: Swiss and German).	Julius Springer, Berlin, Germany (nationality: German).	Owner and G. Szegö
A for. 11790.....	Werkstoffe: physikalische eigenschaften und korrosion. bd. 1, 2. 2 bd. 1931.	Erich Rabald, of Germany (nationality: German).	Otto Spamer, Heinrichstr. 9, Leipzig, Germany (nationality: German).	Author and owner.
A for. 13689.....	Die glykoside; chemische monographie der pflanzenglykoside von dr. J. J. L. van Rijn. 2. ergänzte und neubearb. aufl. von dr. Hugo Dieterle. 1931.	Prof. Dr. H. Dieterle, of Germany (nationality: German).	Gebrüder Borntraeger, Berlin W. 35, Germany (nationality: German).	Author and owner.

EXHIBIT A—Continued

Column 1 Copyright numbers	Column 2 Titles of works	Column 3 Names and last known nationalities of authors	Column 4 Names and last known addresses of owners of copyrights	Column 5 Identified persons whose interests are being vested
A for. 40208.....	Piezoelektrizität des Quarzes, Wissensch Forschungsberichte, bd. 45, 1938.	Adolf Scheibe, of Germany (nationality: German).	Theodor Steinkopf, Residenzstr. 32, Dresden, Germany (nationality: German).	Author and owner.
A for. 44146.....	Spannungsmessung an Werkstücken. Ergebnisse der technischen Röntgenkunde, Bd. 6, 1938.	E. Schiebold, of Germany (nationality: German).	Akademische Verlagsgesellschaft, Leipzig, Germany (nationality: German).	Author and owner.
A for. 21883.....	Die schiess und sprengstoffe, mit einem anhang, 2 aufl. 1933.	Alfred Stettbacher, of Switzerland (nationality: Swiss).	Johann Ambrosius Barth, Salomonstr. 18 b. Leipzig, Germany (nationality: German).	Owner.
A for. 17445.....	Röntgendiagnostik des schädels bei erkrankungen des auges und seiner nachbarorgane. Text u Abbildungen (2 bde). 1932.	Rudolf Thiel, of Germany (nationality: German).	Julius Springer, Berlin, Germany (nationality: German).	Author and owner.
A for. 12042.....	Handbuch der pharmakognosie. 2 aufl. 1 bd. Allgemeine pharmakognosie. 1930.	Bearb. Alexander Tschirch, u. a., of Germany (nationality: German).	Bernhard Tauchnitz, Dresdner Str. 5, Leipzig, Germany (nationality: German).	Author and owner.
A for. 16450.....	Handbuch der pharmakognosie. 2 aufl. 1 bd. Allgemeine pharmakognosie 2 abt. 1932.	Bearb. A. Tschirch, E. Gilg, u. a., of Germany (nationality: German).	Bernhard Tauchnitz, Leipzig, Germany (nationality: German).	Authors and owner.
A for. 25612.....	Handbuch der pharmakognosie. 2 aufl. 1 bd. Allgemeine pharmakognosie 3 abt. 1933.	Bearb. A. Tschirch, u. a., of Germany (nationality: German).	Bernhard Tauchnitz, Leipzig, Germany (nationality: German).	Author and owner.
A for. 30364.....	Die fusarien, ihre beschreibung, schadwirkung und bekämpfung. 1935.	Dr. H. W. Wollenweber, of Germany, and Dr. O. A. Reinking of U. S. A. (nationalities: German and American).	Paul Parey, Hedemannstr. 28/29, Berlin SW 11, Germany (nationality: German).	Owner and Dr. H. W. Wollenweber.

[F. R. Doc. 44-11631; Filed, August 3, 1944; 11:43 a. m.]

[Vesting Order 500A-96]

COPYRIGHTS OF CERTAIN FOREIGN NATIONALS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Finding that each and all of the identified persons to whom reference is made in Column 5 of Exhibit A attached hereto and made a part hereof (the names of which persons are listed (a) in Column 3 of said Exhibit A as the authors of the works, the titles of which are listed in Column 2, and the copyright numbers, if any, of which are listed in Column 1, respectively, of said Exhibit A, and/or (b) in Column 4 of said Exhibit A as the owners of the copyrights, the numbers, if any, of which are listed in Column 1, and the titles of the works covered by which are listed in Column 2, respectively, of said Exhibit A, and/or (c) in Column 5 of said Exhibit A as others owning or claiming interests in such copyrights) are nationals of one or more foreign countries;

2. Determining, therefore, that the property described as follows: All right, title, interest and claim of whatsoever kind or nature, under the statutory and common law of the United States and of the several States thereof, of each and all of the identified persons to whom reference is made in Column 5 of said Exhibit A, and also of each and all other unidentified individuals who, as of the date of this order, are residents of, and of each and all other unidentified corporations, partnerships, associations or business organizations of any kind or nature which, as of the date of this order, are organized under the laws of, or have their principal places of business in, Germany, Italy, Japan, Bulgaria, Hungary, Rumania and/or any territory occupied by one or more of such six named countries, whether or not such unidentified persons are named else-

where in this order or in said Exhibit A, in, to and under the following:

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b. Every copyright, claim of copyright and right to copyright in each and all of the works described in said Exhibit A and in every issue, edition, publication, republication, translation, arrangement, dramatization and revision thereof, in whole or in part, of whatsoever kind or nature, and of each and all other works designated by the titles therein set forth, whether or not filed with the Register of Copyrights or otherwise asserted, and whether or not specifically designated by copyright number;

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e. All rights of renewal, reversion or re-vesting, if any, in any or all of the foregoing;

f. All causes of action accrued or to accrue at law or in equity with respect to any or all of the foregoing, including but not limited to the right to sue for and recover all damages and profits and to ask and receive any and all remedies provided by common law or statute for the infringement of any copyright or the violation of any right or the breach of any obligation described in or affecting any or all of the foregoing;

is property payable or held with respect to copyrights, or rights related thereto, in which interests are held by, and such property constitutes interests held therein by, nationals of one or more foreign countries;

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The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Executed at Washington, D. C., on July 11, 1944.

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

EXHIBIT A

Column 1 Copyright numbers	Column 2 Titles of works	Column 3 Names and last known nationalities of authors	Column 4 Names and last known addresses of owners of copyrights	Column 5 Identified persons whose interests are being vested
A for. 29159.....	Der grosse Duden, vol. 3. Grammatik der deutschen Sprache. Eine Anleitung zum Verstaendnis unserer Muttersprache. 1935.	Ottos Basler, editor of Germany (nationality: German).	Bibliographisches Institut, Leipzig, Germany (nationality: German).	Author and owner.

[F. R. Doc. 44-11632; Filed, August 3, 1944; 11:43 a. m.]

[Vesting Order 500A-97]

COPYRIGHTS OF CERTAIN FOREIGN NATIONALS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Finding that each and all of the identified persons to whom reference is made in Column 5 of Exhibit A attached hereto and made a part hereof (the names of which persons are listed (a) in Column 3 of said Exhibit A as the authors of the works, the titles of which are listed in Column 2, and the copyright numbers, if any, of which are listed in Column 1, respectively, of said Exhibit A, and/or (b) in Column 4 of said Exhibit A as the owners of the copyrights, the numbers, if any, of which are listed in Column 1, and the titles of the works covered by which are listed in Column 2, respectively, of said Exhibit A, and/or (c) in Column 5 of said Exhibit A as others owning or claiming interests in such copyrights) are nationals of one or more foreign countries;

2. Determining, therefore, that the property described as follows: All right, title, interest and claim of whatsoever kind or nature, under the statutory and common law of the United States and of the several States thereof, of each and all of the identified persons to whom reference is made in Column 5 of said Exhibit A, and also of each and all other unidentified individuals who, as of the date of this order, are residents of, and of each and all other unidentified corporations, partnerships, associations or business organizations of any kind or nature which, as of the date of this order, are organized under the laws of, or have their principal places of business in, Germany, Italy, Japan, Bulgaria, Hungary, Rumania and/or any territory occupied by one or more of such six named countries, whether or not such unidentified persons are

named elsewhere in this order or in said Exhibit A, in, to and under the following:

a. Each and all of the copyrights, if any, described in said Exhibit A;

b. Every copyright, claim of copyright and right to copyright in each and all of the works described in said Exhibit A and in every issue, edition, publication, republication, translation, arrangement, dramatization and revision thereof, in whole or in part, of whatsoever kind or nature, and of each and all other works designated by the titles therein set forth, whether or not filed with the Register of Copyrights or otherwise asserted, and whether or not specifically designated by copyright number;

c. Every license, agreement, privilege, power and right of whatsoever nature arising under or with respect to any or all of the foregoing;

d. All monies and amounts, and all right to receive monies and amounts, by way of royalty, share of profits or other emolument, accrued or to accrue, whether arising pursuant to law, contract or otherwise, with respect to any or all of the foregoing;

e. All rights of renewal, reversion or re-vesting, if any, in any or all of the foregoing;

f. All causes of action accrued or to accrue at law or in equity with respect to any or all of the foregoing, including but not limited to the right to sue for and recover all damages and profits and to ask and receive any and all remedies provided by common law or statute for the infringement of any copyright or the violation of any right or the breach of any obligation described in or affecting any or all of the foregoing;

is property payable or held with respect to copyrights, or rights related thereto, in which interests are held by, and such property constitutes interests held therein by, nationals of one or more foreign countries;

3. Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise; and

4. Deeming it necessary in the national interest;

hereby vests in the Alien Property Custodian the property hereinbefore described in subparagraph 2, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Executed at Washington, D. C., on July 11, 1944.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Copyright numbers	Column 2 Titles of works	Column 3 Names and last known nationalities of authors	Column 4 Names and last known addresses of owners of copyrights	Column 5 Identified persons whose interests are being vested
A for. 31965.....	Topologie 1. 1935. (Grundlehren der mathematischen Wissenschaften. Bd. 45).	Paul Alexandroff and Heinz Topf (nationalities not established).	Julius Springer, Berlin, Germany (nationality: German).	Owner.
Unknown.....	Praxis der magnetischen Messungen. 1942.	R. Bock (nationality not established).....	Gebruder Borntraeger, Berlin, Germany (nationality: German).	Owner.
Unknown.....	Verschleiss, Betriebszahlen und Wirtschaftlichkeit von Verbrennungskraftmaschinen (Die Verbrennungskraftmaschine H. 14), 1943.	Carl Englisch (nationality not established).	Julius Springer, Wien, Germany (nationality: German).	Owner.
Unknown.....	Die Lösungsmittel und Weichhaltungsmittel (Monographien aus dem gebiete der Fettchemie. Bd. 1), 1943.	Hellmut Gnamn (nationality not established).	Wissenschaftliche Verlagsgesellschaft, Stuttgart, Germany (nationality: German).	Owner.
Unknown.....	Handbuch der tropischen und subtropischen Landwirtschaft. Hrg. von Georg A. Schmidt and August Marcus. 1943.	Unknown.....	S. Mittler, Berlin, Germany (nationality: German).	Owner.
A for. 14528.....	Strahlenoptik. 1931. (Grundlehren der mathematischen Wissenschaften. Bd. 35).	Max Herzberger (nationality not established).	Julius Springer, Berlin, Germany (nationality: German).	Owner.
Unknown.....	Adsorptionsmethoden im chemischen Laboratorium. 1943.	Gerhard Hesse (nationality not established).	Walter de Gruyter, Berlin, Germany (nationality: German).	Owner.
A for. 25812.....	Vorlesungen über projektive Geometrie. 1934 (Grundlehren der mathematischen Wissenschaften. Bd. 42).	Christian Juel (nationality not established).	Julius Springer, Berlin, Germany (nationality: German).	Owner.
A for. 22001.....	Vorlesungen über die hypergeometrische Funktion. 1933 (Grundlehren der mathematischen Wissenschaften. Bd. 39).	Felix Klein (nationality not established).....	Julius Springer, Berlin, Germany (nationality: German).	Owner.
Unknown.....	Ramanspektren (Eucken, A., Handund Jahrbuch. Bd. 9), 1943.	K. W. F. Kohlrusch (nationality not established).	Akademische Verlagsgesellschaft, Leipzig, Germany (nationality: German).	Owner.
Unknown.....	Der Aufbau schnelllaufender Verbrennungskraftmaschinen für kraftfahrzeuge und Triebwagen (Die Verbrennungskraftmaschine. H. 11), 1942.	Hans Kremser (nationality not established).	Julius Springer, Wien, Germany (nationality: German).	Owner.
Unknown.....	Kolorimetrische Analyse. 1941.....	Bruno Lange (nationality not established).	Verlag Chemie, Berlin, Germany (nationality: German).	Owner.
Unknown.....	Physik und Technik des Tonfilms. 2., erweilt. Aufl. 1943.	Hugo Lichte and Albert Narath (nationalities not established).	S. Hirzel, Leipzig, Germany (nationality: German).	Owner.
A for. 4699.....	Grundlagen der Hydromechanik. 1929 (Grundlehren der mathematischen Wissenschaften. Bd. 30).	Leon Lichtenstein (nationality not established).	Julius Springer, Berlin, Germany (nationality: German).	Owner.
Unknown.....	Optische Messungen des Chemikers und Mediziners (Technische Forschungsberichte. Bd. 46) 1943.	Fritz Löwe (nationality not established).....	T. Steinkopf, Dresden, Germany (nationality: German).	Owner.
Unknown.....	Die Gewinnung von Fetten und fetten Ölen (Technische Fortschrittsberichte. Bd. 47) 1943.	Reinhard Lüde (nationality not established).	T. Steinkopf, Dresden, Germany (nationality: German).	Owner.

EXHIBIT A—Continued

Column 1 Copyright numbers	Column 2 Titles of works	Column 3 Names and last known nationalities of authors	Column 4 Names and last known addresses of owners of copyrights	Column 5 Identified persons whose interests are being vested
A for. 30912.....	Vorlesungen über elementare Mechanik. 1935 (Grundlehren der mathematischen Wissenschaften, Bd. 44).	Jakob Nielsen (nationality not established).	Julius Springer, Berlin, Germany (nationality: German).	Owner.
A for. 26434.....	Vorlesungen über Differenzenrechnung. 1924 (Grundlehren der mathematischen Wissenschaften, Bd. 13).	Niels Erik Nörlund (nationality not established).	Julius Springer, Berlin, Germany (nationality: German).	Owner.
A for. 34320.....	Vorlesungen über neuere Geometrie. 2 Aufl. 1926. (Grundlehren der mathematischen Wissenschaften, Bd. 23).	Moritz Pasch (nationality not established).	Julius Springer, Berlin, Germany (nationality: German).	Owner.
A for. 9402.....	Vorlesungen über Grundlagen der Geometrie. 1930 (Grundlehren der mathematischen Wissenschaften, Bd. 32).	Kurt Reidemeister (nationality not established).	Julius Springer, Berlin, Germany (nationality: German).	Owner.
Unknown.....	Photogrammetrie (Handbuch für das Vermessungswesen, Bd. 4) 1940.	Kurt Ruhe (nationality not established).	Otto Elsner Verlagsgesellschaft, Berlin, Germany (nationality: German).	Owner.
A for. 11219.....	Einführung in die analytische Geometrie der Ebene und des Raumes. 2 Aufl. 1931 (Grundlehren der mathematischen Wissenschaften, Bd. 21).	Arthur Schoenflies (nationality not established).	Julius Springer, Berlin, Germany (nationality: German).	Owner.
A for. 25800.....	Der Ricci-Kalkül. 1924. (Grundlehren der mathematischen Wissenschaften, Bd. 10).	Jan Arnoldus Schouten (nationality not established).	Julius Springer, Berlin, Germany (nationality: German).	Owner.
A for. 12920.....	Farbstofftabellen 1931-1939. 7 Aufl. Neubearb. von Ludwig Lehmann.	Gustav Schultz (nationality not established).	Akademische Verlagsgesellschaft, Leipzig, Germany (nationality: German).	Owner.
A for. 25072.....	Vorlesungen über die Theorie der Polyeder unter Einschluss der Elemente der Topologie. 1934 (Grundlehren der mathematischen Wissenschaften, Bd. 41).	Ernst Steinitz (nationality not established).	Julius Springer, Berlin, Germany (nationality: German).	Owner.
Unknown.....	Die natürlichen Pflanzenfamilien nebst ihren Gattungen und wichtigeren Arten, insbesondere den Nutzpflanzen. Only vol. 14 e. Reihe Gramineae. Bearb. v. R. Pilger, 1940.	Adolf Engler and K. Prantl (nationalities not established).	Wilhelm Engelmann, Leipzig, Germany (nationality: German).	Owner.
Unknown.....	Werkstoffe Ratgeber. 1939.....	Herwarth von Renesse (nationality not established).	W. Girardet, Essen, Germany (nationality: German).	Owner.

[F. R. Doc. 44-11633; Filed, August 3, 1944, 11:43 a. m.]

[Vesting Order 500A-98]

COPYRIGHTS OF CERTAIN FOREIGN NATIONALS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Finding that each and all of the identified persons to whom reference is made in Column 5 of Exhibit A attached hereto and made a part hereof (the names of which persons are listed (a) in Column 3 of said Exhibit A as the authors of the works, the titles of which are listed in Column 2, and the copyright numbers, if any, of which are listed in Column 1, respectively, of said Exhibit A, and/or (b) in Column 4 of said Exhibit A as the owners of the copyrights, the numbers, if any, of which are listed in Column 1, and the titles of the works covered by which are listed in Column 2, respectively, of said Exhibit A, and/or (c) in Column 5 of said Exhibit A as others owning or claiming interests in such copyrights) are nationals of one or more foreign countries;

2. Determining, therefore, that the property described as follows: All right, title, interest and claim of whatsoever kind or nature, under the statutory and common law of the United States and of the several States thereof, of each and all of the identified persons to whom reference is made in Column 5 of said Exhibit A, and also of each and all other unidentified individuals who, as of the date of this order, are residents of, and of each and all other unidentified corporations, partnerships, associations or business organizations of any kind or nature which, as of the date of this order, are organized under the laws of, or have their principal places of business in, Germany, Italy, Japan, Bulgaria, Hungary, Rumania and/or any territory occupied by one or more of such six named countries, whether or not

such unidentified persons are named elsewhere in this order or in said Exhibit A, in, to and under the following:

a. Each and all of the copyrights, if any, described in said Exhibit A;

b. Every copyright, claim of copyright and right to copyright in each and all of the works described in said Exhibit A and in every issue, edition, publication, republication, translation, arrangement, dramatization and revision thereof, in whole or in part, of whatsoever kind or nature, and of each and all other works designated by the titles therein set forth, whether or not filed with the Register of Copyrights or otherwise asserted, and whether or not specifically designated by copyright number;

c. Every license, agreement, privilege, power and right of whatsoever nature arising under or with respect to any or all of the foregoing;

d. All monies and amounts, and all right to receive monies and amounts, by way of royalty, share of profits or other emolument, accrued or to accrue, whether arising pursuant to law, contract or otherwise, with respect to any or all of the foregoing;

e. All rights of renewal, reversion or re-vesting, if any, in any or all of the foregoing;

f. All causes of action accrued or to accrue at law or in equity with respect to any or all of the foregoing, including but not limited to the right to sue for and recover all damages and profits and to ask and receive any and all remedies provided by common law or statute for the infringement of any copyright or the violation of any right or the breach of any obligation described in or affecting any or all of the foregoing;

is property payable or held with respect to copyrights, or rights related thereto, in which interests are held by, and such property constitutes interests held therein by, nationals of one or more foreign countries;

3. Having made all determinations and taken all action, after appropriate consulta-

tion and certification, required by said Executive order or act or otherwise; and

4. Deeming it necessary in the national interest;

hereby vests in the Alien Property Custodian the property hereinbefore described in subparagraph 2, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Executed at Washington, D. C., on July 11, 1944.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Copyright numbers	Column 2 Titles of works	Column 3 Names and last known nationalities of authors	Column 4 Names and last known addresses of owners of copyrights	Column 5 Identified persons whose interests are being vested
Unknown.....	Lehrbuch der organischen Chemie. 8 auf. 1942.	Paul Karrer, of Switzerland (nationality: Swiss).	Georg Thieme, Antonstr. 15-19, Leipzig, Germany (nationality: German).	Owner.
Unknown.....	Moraltheologie. 1929.....	Heribert Jone, of Germany (nationality: German).	Ferdinand Schoeningh, Paderborn, Germany (nationality: German).	Owner and author.

[F. R. Doc. 44-11634; Filed, August 3, 1944; 11:44 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 120, Order 892]

BETHLEHEM FAIRMONT COAL CO.

ESTABLISHMENT OF MAXIMUM PRICES

Order No. 892 under Maximum Price Regulation No. 120. Bituminous coal delivered from mine or preparation plant. Order establishing maximum prices for mixed coals of Bethlehem Fairmont Coal Company.

For the reasons set forth in an opinion issued simultaneously herewith and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120, *It is ordered:*

(a) Coals produced by Bethlehem Fairmont Coal Company in Size Group Nos. 1 to 5, inclusive, at its Scott No. 2 Mine, Mine Index No. 136 in District No. 3, when loaded as a mixture consisting of approximately 69 percent from this mine and 31 percent of similar coals produced at the Scott No. 3 Mine, Mine Index No. 2045, of Hallett Coal Company, for rail shipments, including railroad fuel, may be purchased and sold at per net ton prices f. o. b. the rail shipping point not exceeding the following:

	Size Group				
	1	2	3	4	5
Maximum Prices.....	\$2.88	\$2.84	\$2.81	\$2.61	\$2.57

(b) The mixed coals described in paragraph (e) above are hereby assigned Mine Index No. 2054. This number shall be used by applicant in connection with all sales of coal priced under this order.

(c) Order No. 783, as amended by Amendment No. 1 thereto, is hereby revoked.

(d) All prayers of applicant not granted herein are hereby denied.

(e) This order shall not be effective after February 28, 1945, and it may be revoked or amended at any time.

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

This order shall become effective as of August 1, 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 4th day of August 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-11673; Filed, August 4, 1944; 11:23 a. m.]

[MPR 188, Order 3 Under Order 1052]

B. F. HUNTLEY FURNITURE CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 3 under Order No. 1052 under § 1499.159b of Maximum Price Regulation No. 188. Manufacturers' maximum prices for specified building materials and consumers' goods other than apparel. Adjustment of maximum prices for sales of wood household furniture manufactured by B. F. Huntley Furniture Company.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, *It is ordered:*

(a) This order permits the manufacturer, B. F. Huntley Manufacturing Company, Winston-Salem, North Carolina, to adjust its maximum prices for sales of wood household furniture (as defined in Order No. 1052) established by Maximum Price Regulation No. 188 by the amount specified below. This order also authorizes purchasers for resale of these articles of wood household furniture to adjust their maximum prices by adding the dollar-and-cents amount of the adjustment granted the manufacturer by this order and for which they have become obligated.

(1) *Manufacturer's maximum prices.* B. F. Huntley Furniture Company may adjust its maximum prices for sales and deliveries of wood household furniture (as defined in Order No. 1052) of its manufacture by an amount not to exceed 1% of its maximum prices for such sales established in Order No. 1052. The permitted adjustment of 1% may be made only if separately stated.

(2) *Maximum prices of purchasers for resale.* Any purchaser for resale of an article of wood household furniture for which the manufacturer's maximum price has been thus adjusted may add to his properly established maximum price, in effect immediately prior to the effective date of this order, the dollar-and-cents amount of the adjustment charge allowed by this order for which he has become obligated, provided the amount of such adjustment is separately stated on sales to persons other than ultimate consumers.

(b) At the time of or prior to the first invoice to each purchaser (other than an ultimate consumer) of an article covered by this order, the seller must furnish such purchaser with a written notice stating the number of this order

and fully explaining its terms and conditions. This notice may be given in any convenient form.

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

This order shall become effective on the 5th day of August 1944.

Issued this 4th day of August 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-11672; Filed, August 4, 1944; 11:24 a. m.]

[MPR 188, Order 2027]

M & D CABINET MAKERS

APPROVAL OF MAXIMUM PRICES

Order No. 2027 under § 1499.158 of Maximum Price Regulation No. 188. Manufacturers' maximum prices for specified building materials and consumers' goods other than apparel. Approval of maximum prices for sales of two items of finished and two items of unfinished wardrobes manufactured by M & D Cabinet Makers.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries, of two items of finished and two items of unfinished wardrobes manufactured by M & D Cabinet Makers, 1221 Rockaway Avenue, Brooklyn, New York.

(1) (i) For all sales and deliveries since the effective date of Maximum Price Regulation No. 188, by the manufacturer to retailers, and by the manufacturer to persons, other than retailers, who resell the articles from the manufacturer's stock, the maximum prices are those set forth below:

Article	Model No.	Maximum price to persons other than retailers, who resell from manufacturer's stock	Maximum price to retailers
Finished wardrobe.....	Single door	Each \$8.03	Each \$9.45
		Each 6.83	Each 8.03
Unfinished wardrobe.....	Double door	Each 9.75	Each 11.47
		Each 8.29	Each 9.75

These prices are f. o. b. factory.

(ii) For all sales and deliveries by the manufacturer to any other class of purchaser or on other terms and conditions of sale, the maximum prices shall be those determined by applying to the prices specified in subdivision 1 (i) of this paragraph (a), the discounts, allowances, and other price differentials made by the manufacturer, during March 1942, on sales of the same type of article to the same class of purchaser and on the same terms and conditions. If the manufacturer did not make such sales during March 1942 he must apply to the Office of Price Administration, Washington, D. C., under the fourth pricing method, § 1499.158, of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until authorized by the Office of Price Administration.

(2) (i) For all sales and deliveries on and after the effective date of this order to retailers by persons, other than the manufacturer, who sell from the manufacturer's stock, the maximum prices are those set forth below, f. o. b. factory:

Article	Model No.	Maximum price to retailers
		<i>Each</i>
Finished wardrobe.....	Single door.....	\$9.45
Unfinished wardrobe.....		8.03
Finished wardrobe.....	Double door.....	11.47
Unfinished wardrobe.....		9.75

(ii) For all sales and deliveries by persons who sell from the manufacturer's stock, to any other class of purchaser or on other terms and conditions of sale, the maximum prices shall be those determined under the applicable provisions of the General Maximum Price Regulation.

(b) At the time of or prior to the first invoice to each purchaser, other than a retailer, who resells from the manufacturer's stock, the manufacturer shall notify the purchaser for resale of the maximum prices and conditions established by subparagraph (a) (2) of this order for such resales. This notice may be given in any convenient form.

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

This order shall become effective on the 5th day of August 1944.

Issued this 4th day of August 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-11674; Filed, August 4, 1944; 11:23 a. m.]

[MPR 188, Order 2028]

WOODCRAFT MFG. CO.

APPROVAL OF MAXIMUM PRICES

Order No. 2028 under § 1499.158 of Maximum Price Regulation No. 188. Manufacturers' maximum prices for specified building materials and consumers' goods other than apparel. Approval of maximum prices for sales of a clothes dryer manufactured by the Woodcraft Manufacturing Company.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act, as amended, the Stabilization Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of a clothes dryer manufactured by the Woodcraft Manufacturing Company, 421 West Los Feliz Road, Glendale 4, California.

(1) (i) For all sales and deliveries since the effective date of Maximum Price Regulation No. 188, by the manufacturer to retailers, and by the manufacturer to persons, other than retailers, who resell the article from the manufacturer's stock, the maximum prices are those set forth below:

Article	Model No.	Maximum price to persons, other than retailers, who resell from manufacturer's stock	Maximum price to retailers
		<i>Each</i>	<i>Each</i>
Clothes dryer.....		\$0.90	\$1.06

These prices are subject to a freight allowance of 60¢ per cwt. for 200 lbs. or more and to a cash discount of 2% for payment within 10 days, net 30 days.

(ii) For all sales and deliveries by the manufacturer to any other class of purchaser or on other terms and conditions of sale, the maximum prices shall be those determined by applying to the prices specified in subdivision (1) (i) of this paragraph (a), the discounts, allowances, and other price differentials made by the manufacturer, during March 1942, on sales of the same type of article to the same class of purchaser and on the same terms and conditions. If the manufacturer did not make such sales during March 1942 he must apply to the Office of Price Administration, Washington, D. C., under the fourth pricing method, § 1499.158, of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until authorized by the Office of Price Administration.

(2) (i) For all sales and deliveries on and after the effective date of this order to retailers by persons, other than the manufacturer, who sell from the manufacturer's stock, the maximum price is that set forth below, f. o. b. factory:

Article:	Maximum price to retailers
Clothes Dryer.....	\$1.06 each.

These prices are subject to a cash discount of 2% on payment within 10 days, net 30 days.

(ii) For all sales and deliveries by persons who sell from the manufacturer's stock, to any other class of purchaser or on other terms and conditions of sale, the maximum prices shall be those determined under the applicable provisions of the General Maximum Price Regulation.

(b) At the time of or prior to the first invoice to each purchaser, other than a retailer, who resells from the manufacturer's stock, the manufacturer shall notify the purchaser for resale of the maximum prices and conditions established by subparagraph (a) (2) of this order for such resales. This notice may be given in any convenient form.

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

This order shall become effective on the 5th day of August 1944.

Issued this 4th day of August 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-11675; Filed, August 4, 1944; 11:23 a. m.]

[MPR 188, Order 2029]

ROSS MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 2029 under § 1499.158 of Maximum Price Regulation No. 188. Manufacturers' maximum prices for specified building materials and consumers' goods other than apparel. Approval of maximum prices for sales of folding wooden step stool manufactured by Ross Manufacturing Company.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act, as amended, the Stabilization Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries, of folding wooden step stools manufactured by Ross Mfg. Company, 2617 West 16th Street, Little Rock, Arkansas.

(1) (i) For all sales and deliveries since the effective date of Maximum Price Regulation No. 188, by the manufacturer to retailers, and by the manufacturer to persons, other than retailers, who resell the article from the manufacturer's stock, the maximum prices are those set forth below:

Article	Model No.	Maximum price to persons, other than retailers, who resell from manufacturer's stock	Maximum price to retailers
Wooden step stool.....	24	\$1.73	\$2.04

These prices are f. o. b. factory.

(ii) For all sales and deliveries by the manufacturer to any other class of purchaser or on other terms and conditions of sale, the maximum prices shall be those determined by applying to the prices specified in subdivision (1) (i) of this paragraph (a), the discounts, allowances, and other price differentials made by the manufacturer, during March

1942, on sales of the same type of article to the same class of purchaser and on the same terms and conditions. If the manufacturer did not make such sales during March 1942 he must apply to the Office of Price Administration, Washington, D. C., under the fourth pricing method, § 1499.158, of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until authorized by the Office of Price Administration.

(2) (i) For all sales and deliveries on and after the effective date of this order to retailers by persons, other than the manufacturer, who sell from the manufacturer's stock, the maximum price is that set forth below, f. o. b. factory:

Article	Model No.	Maximum price to retailers
Wooden step stool.....	24	\$2.04

(ii) For all sales and deliveries by persons who sell from the manufacturer's stock, to any other class of purchaser or on other terms and conditions of sale, the maximum prices shall be those determined under the applicable provisions of the General Maximum Price Regulation.

(b) At the time of or prior to the first invoice to each purchaser, other than a retailer, who resells from the manufacturer's stock, the manufacturer shall notify the purchaser for resale of the maximum prices and conditions established by subparagraph (a) (2) of this order for such resales. This notice may be given in any convenient form.

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

This order shall become effective on the 5th day of August 1944.

Issued this 4th day of August 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-11676; Filed, August 4, 1944; 11:23 a. m.]

[Rev. SR 14, Order 2]

KATHLINE WYATT

ADJUSTMENT OF MAXIMUM PRICES

Order No. 2 under § 6.32 (g) of Revised Supplementary Regulation No. 14 to the General Maximum Price Regulation. Commodities and services. Approval of maximum prices for sales of Gloria hand-hooked cotton rugs.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders No. 9250 and 9328, It is ordered:

(a) Miss Kathline Wyatt, Lake Lure, North Carolina, may sell and deliver to jobbers the "Gloria" line of hand-hooked cotton rugs as described in the application (and as evidenced by samples submitted to the Office of Price Administration, Washington, D. C.) packed suitable

for freight shipment at maximum prices no higher than 58¢ per square foot. This maximum price is net f. o. b. Asheville, North Carolina.

(b) On and after the effective date of this order, the maximum price for all sales and deliveries at wholesale by jobbers of the "Gloria" hand-hooked cotton rugs as described in paragraph (a) above shall be 78¢ per square foot. This maximum price is f. o. b. jobber's place of business and is subject to a cash discount of 4% for payment within 10 days, 60 days extra, net 70 days.

(c) On and after the effective date of this order, any person may sell and deliver at retail "Gloria" hand-hooked cotton rugs as described in paragraph (a) above at \$1.28 per square foot. This maximum price includes all services furnished by the seller. On retail sales West of the Mississippi River, a freight charge may be added as follows: 10¢ for sizes 24" x 48" or smaller; 20¢ for larger sizes up to but not including 48" x 72" and 35¢ for size 48" x 72".

(d) This Order No. 2 does not supersede the provisions of section 6.32 other than paragraphs (a), (e) and (f) of Revised Supplementary Regulation No. 14 to the General Maximum Price Regulation.

(e) At the time of the first invoice, Miss Kathline Wyatt, Lake Lure, North Carolina, shall notify in writing each purchaser who buys from her of the maximum prices established by this order for resales by the purchaser. Since this order, also, establishes maximum prices for sales by all jobbers and retailers, each jobber who resells the commodity by this order must notify the

purchaser of the maximum price established by this order for sales by the purchaser. These written notices may be given in any convenient form.

(f) This order shall become effective on the 5th day of August 1944.

Issued this 4th day of August 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-11671; Filed, August 4, 1944; 11:24 a. m.]

Regional and District Office Orders.

[Region VI Order G-16 Under RMPR 122, Appendix III]

SOLID FUELS IN DULUTH, MINN.

Appendix No. III to Order No. G-16 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Maximum prices for solid fuels sold in Duluth, Minnesota.

(a) This Appendix No. III applies to delivered and yard sales to domestic and commercial consumers, and to yard sales to dealers making domestic and commercial sales, where the delivery is received or the yard or dock is located within the city limits of Duluth, Minnesota.

(b) Immediately below and as a part of this paragraph (b) is a price schedule that sets maximum prices for delivered and yard sales of specified kinds and sizes of solid fuels. Column 1 describes the fuel for which prices are established; Columns 2, 3, 4, 5, 6, and 7, shows maximum prices per net ton for the types of sales, and to the classes of purchasers, indicated by each column heading.

PRICE SCHEDULE

Description	Delivered		At yard		Dealer at yard	
	Domestic	Commercial	Domestic	Commercial	Domestic	Commercial
1	2	3	4	5	6	7
I. Bituminous Coal from Dist. #2 (Pa.):						
1. Lump.....	\$10.85	\$9.40	\$9.95	\$9.00	\$8.00	\$7.90
2. Egg.....	10.65	9.20	9.75	8.80	7.80	7.70
3. Stove.....	10.50	9.05	9.60	8.65	7.65	7.55
4. Stoker.....	9.10	7.80	8.20	7.40	6.70	6.60
5. Screenings.....	8.80	7.80	7.90	7.40	6.70	6.60
II. Low Volatile Bituminous Coal from District #7 (Eastern W. Va. and Va.):						
1. Lump.....	13.50	-----	12.60	-----	10.50	-----
2. Egg.....	13.85	-----	12.95	-----	10.85	-----
3. Stove.....	13.50	-----	12.60	-----	10.50	-----
4. Nut.....	12.30	-----	11.40	-----	9.30	-----
5. Stoker.....	10.20	9.20	9.30	8.80	8.10	8.00
6. Screenings.....	9.30	8.30	8.40	7.90	7.20	7.10
III. High Volatile Bituminous Coal from Dist. #8 (Eastern Ky., Northern Tennessee and parts of Va. and W. Va.):						
A. Lump:						
1. Millers Creek.....	12.30	10.85	11.40	10.45	9.45	9.35
2. Elkhorn.....	11.90	10.45	11.00	10.05	9.05	8.95
3. Dorothy.....	11.65	10.10	10.65	9.70	8.70	8.60
4. Island Creek.....	11.35	9.95	10.45	9.55	8.50	8.40
B. Egg:						
1. Millers Creek.....	12.10	10.65	11.20	10.25	9.25	9.15
2. Elkhorn.....	11.70	10.25	10.80	9.85	8.85	8.75
3. Dorothy.....	11.35	9.90	10.45	9.50	8.50	8.40
4. Island Creek.....	11.15	9.70	10.25	9.30	8.30	8.20
C. Stove:						
1. Millers Creek.....	11.95	10.50	11.05	10.10	9.10	9.00
2. Elkhorn.....	11.55	10.10	10.65	9.70	8.70	8.60
3. Dorothy.....	11.20	9.75	10.30	9.35	8.35	8.25
4. Island Creek.....	11.00	9.55	10.10	9.15	8.15	8.05
D. Stoker:						
1. Millers Creek & Elkhorn.....	10.25	9.25	9.35	8.85	8.15	8.05
2. Island Creek.....	10.10	9.10	9.20	8.70	8.00	7.90
E. Screenings:						
1. Millers Creek & Elkhorn.....	9.20	8.20	8.30	7.80	7.10	7.00
2. Dorothy.....	9.05	8.05	8.15	7.65	6.95	6.85
3. Island Creek & Hazard.....	8.95	7.95	8.05	7.55	6.85	6.75

(c) *Service charges.* A dealer may charge 75¢ per ton for carry from curb, when this service is rendered in connection with sales of solid fuel covered by this appendix. This charge may be made only if the buyer requests such service of the dealer and only when the dealer renders the service pursuant to such a request. This service charge shall be separately stated in the dealer's invoice.

(d) *Definitions.* Whenever in this appendix reference is made to:

(1) "Commercial or steam sales," that term shall refer to sales to all licensed rooming houses, hotels, apartments, four-plexes with one heating plant or any business operation with one central heating plant, which take their coal in Duluth in delivered lots of unadjusted weights in excess of three tons;

(2) "Lump," "stove," "stoker," "egg," "nut," etc., that term shall refer to the sizes of coals which are re-screened, prepared and sold at the docks under such designations and sizes and shall be the same sizes and designations as were prepared at the docks during December, 1941;

(3) "Miller's Creek," "Dorothy," "Island Creek," "Elkhorn," and "Hazard," that term shall refer to coal from those seams in Producing District No. 8.

This Appendix No. III to Order No. G-16 shall be effective August 1, 1944.

(56 Stat. 23, 765; 57 Stat. 566, Pub. Laws 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 26th day of July 1944.

RAE E. WALTERS,
Regional Administrator.

[F. R. Doc. 44-11601; Filed, August 2, 1944; 1:25 p. m.]

[Region VI Order G-105 Under 18 (c)]

BREAD IN CLINTON, IOWA

Order No. G-105 establishing maximum prices under § 1499.18 (c) of the General Maximum Price Regulation for sales of bread in Clinton, Iowa.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.18 (c) of General Maximum Price Regulation, *It is ordered:*

1. The maximum prices for sales of bread at wholesale and retail in Clinton, Iowa, shall be as follows:

	Wholesale	Retail
20-ounce white bread.....	\$0.09	\$0.11
16-ounce whole wheat bread.....	.09	.11
16-ounce cracked wheat bread.....	.09	.11
16-ounce rye bread.....	.09	.11

2. *Definitions.* (a) "Sale at retail" shall mean a sale to an ultimate consumer.

(b) "Sale at wholesale" shall mean sales to retail stores, restaurants and to

schools, hospitals, prisons and other institutions.

3. *Relation to Office of Price Administration regulations.* Except as modified herein, the provisions of Supplementary Regulation No. 14B to the General Maximum Price Regulation shall remain in full force and effect and shall not be evaded by any change in the business or trade practices in effect during the base period established by that regulation.

4. *Revocability.* This order may be revoked, amended or corrected at any time.

This order shall be effective July 22 1944.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 17th day of July 1944.

RAE E. WALTERS,
Regional Administrator.

[F. R. Doc. 44-11603; Filed, August 2, 1944; 1:27 p. m.]

[Region VII Order G-26 Under RMPR 122, Amdt. 9]

SOLID FUELS IN DENVER REGION

Order No. G-26 under Revised Maximum Price Regulation No. 122, Amendment No. 9. Solid fuels sold and delivered by dealers. Maximum prices for solid fuels when sold by dealers within specified trade areas in Region VII.

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and §§ 1340.259 (a) and 1340.260 of Revised Maximum Price Regulation No. 122, and for the reasons set forth in the accompanying opinion, this Amendment No. 9 is issued.

1. The Table of Maximum Prices, as set forth in paragraph (3) of Appendix XII, Billings Trade Area, is hereby amended to read as follows:

TABLE OF MAXIMUM PRICES

Kind, letter designation, and size	Part 1—Delivered prices		Part 2—yard prices
	Per ton	Per ½ ton	Per ton
Bituminous coal produced in District 19:			
Sub-district 7, Sheridan:			
(A) #2-7" lump.....	\$7.45	\$4.25	\$0.45
(B) #3-8" lump and 10" x 3" egg.....	7.05	4.05	6.05
(C) #5-8" x 3" stove, #8-3" x 1½" nut.....	7.25	4.15	6.25
Bituminous coal produced in District 22:			
Sub-district 2, Red Lodge:			
(D) #1-8" lump, 12" x 4" egg, 8" x 4" grate, #5-6" x 2" stove.....	8.80	4.90	7.80
(E) #7-2" x 1½" nut.....	6.55	3.80	5.55
(F) #9-1¼" x 1½" pea.....	5.80	3.40	4.80

This is the first and only amendment to Order No. G-26 that makes any change whatsoever in Appendix XII.

2. The table of Maximum Prices, as set forth in paragraph (3) of Appendix XIII, Butte Trade Area, is hereby amended to read as follows:

TABLE OF MAXIMUM PRICES

Kind, letter designation, and size	Delivered prices	
	Per ton	Per ½-ton
Bituminous coal produced in District 19:		
Sub-district 2, Rock Springs:		
(A) #1-10" x 6" grate, #3-10" x 3" grate, #5-8" x 3" egg.....	\$11.45	\$6.25
(B) #15-1½" x 0" slack.....	7.65	4.35
Sub-district 5, Gebo-Kirby:		
(C) #1-8" lump.....	12.50	6.75
(D) #3-10" x 3" grate, #5-8" x 3" egg.....	11.95	6.20
(E) #8-3" x 1½" nut.....	10.35	5.70
(F) #9-1½" x 1" pea.....	8.85	4.95
Sub-district 7, Sheridan:		
(G) #3-10" x 3" grate, #6-7" x 3" stove.....	9.20	5.10
(H) #8-3" x 1½" nut.....	8.70	4.85
Bituminous coal produced in District 22:		
Sub-district 1, Roundup:		
(I) #1-6" lump.....	10.65	5.85
(J) #3-9" x 6" furnace.....	10.40	5.70
(K) #5-6" x 2" stove.....	10.40	5.70
(L) #7-2" x 1½" nut.....	8.85	4.95
(M) #8-1¼" x 1" pea.....	8.80	4.80
(N) #9-1¼" x 1½" pea.....	7.25	4.15
(O) #10-1¼" x 0" slack.....	6.15	3.60
Sub-district 2, Red Lodge: (P) #5-6" x 2" stove.....	10.90	5.95

This is the first and only amendment to Order No. G-26 that makes any change whatsoever in Appendix XIII.

3. The Table of Maximum Prices, as set forth in paragraph (3) of Appendix XIV, Great Falls Trade Area, is hereby amended to read as follows:

TABLE OF MAXIMUM PRICES

Kind, letter designation, and size	Part 1—Delivered prices		Part 2—Yard prices
	Per ton	Per ½ ton	Per ton
Bituminous coal produced in District 19:			
Sub-district 7, Sheridan:			
(A) #1-10" lump.....	\$8.85	\$4.95	\$8.10
(B) #3-10" x 3" grate.....	8.45	4.75	7.70
(C) #8-2½" x 1½" nut.....	8.20	4.60	7.45
Bituminous coal produced in District 22:			
Sub-district 1, Roundup:			
(D) #1-9" lump.....	9.45	5.25	8.70
(E) #2-9" x 6" furnace, #5-6" x 2" stove.....	8.90	4.95	8.15
(F) #7-2" x 1½" nut.....	8.40	4.70	7.65
(G) #9-1¼" x 1½" pea.....	7.50	4.25	6.75
Sub-district 2, Red Lodge:			
(H) #5-6" x 2" stove.....	9.90	5.45	9.15
(I) #7-2½" x 1½" nut.....	8.45	4.80	7.70
Sub-district 9, Bull Mountain:			
(J) #5-6" x 2" stove.....	9.30	5.15	8.55
Sub-district 7, Great Falls #1:			
(K) #2-2" lump, #3-9" x 6" egg.....	7.45	4.25	6.70
(L) #6-3" x 2" nut.....	6.75	3.90	-----
(M) #10-1¼" x 0" slack.....	3.95	2.50	-----

This is the first and only amendment to Order No. G-26 that makes any change whatsoever in Appendix XIV.

4. The Table of Maximum Prices, as set forth in paragraph (3) of Appendix XV, Missoula Trade Area, is hereby amended to read as follows:

TABLE OF MAXIMUM PRICES

Kind, letter designation and size	Delivered prices	
	Per ton	Per 1/2-ton
Bituminous coal produced in District 22:		
Sub-district 2, Red Lodge:		
(A) #3-9" x 6" furnace.....	\$12.00	\$6.50
(B) #5-6" x 2" grate.....	12.00	6.50
(C) #7-2" x 1 1/2" nut.....	9.55	5.30
Sub-district 1, Roundup:		
(D) #3-9" x 6" furnace.....	11.05	6.35
(E) #5-6" x 2" stove.....	11.65	6.35
(F) #7-2" x 1 1/2" nut.....	9.85	5.45
(G) #9-1 1/2" x 1/2" pea.....	8.40	4.70
(H) #10-1 1/4" x 0" slack.....	7.30	4.15
Bituminous coal produced in District 20:		
Sub-district 1, Castlegate-Hiawatha:		
(I) #11-1" x 0" slack.....	9.55	5.30
(J) #3-10" x 3" stove.....	12.75	6.90
Bituminous coal produced in District 19:		
Sub-district 7, Sheridan:		
(K) #8-3" x 1 1/2" nut.....	10.10	5.55
(L) #3-10" x 3" stove.....	10.10	5.55
(M) #15-1 1/2" x 0" slack.....	7.85	4.45
Sub-district 5, Gebo-Kirby:		
(N) #1-8" lump, #3-3" lump, and 10" x 3" stove.....	13.25	7.15
(O) #8-3" x 1 1/2" nut.....	11.95	6.50
Sub-district 2, Rock Springs:		
(P) #8-3" x 1 1/2" nut.....	11.90	6.45
(Q) #15-1 1/2" x 0" slack.....	9.50	5.25

This is the first and only amendment to Order No. G-26 that makes any change whatsoever in Appendix XV.

5. The Table of Maximum Prices, as set forth in paragraph (3) of Appendix XVI, Helena Trade Area, is hereby amended to read as follows:

TABLE OF MAXIMUM PRICES

Kind, letter designation, and size	Part 1—Delivered prices		Part 2—Yard prices
	Per ton	Per 1/2-ton	Per ton
Bituminous coal produced in District 22:			
Sub-districts 1 and 2, Roundup and Red Lodge:			
(A) #1-6" lump.....	\$10.35	\$5.95	\$9.35
(B) #3-9" x 6" furnace.....	10.05	5.80	9.05
(C) #5-6" x 2" stove.....	9.90	5.70	8.90
(D) #7-2" x 1 1/2" nut.....	8.35	4.95	7.35
(E) #9-1 1/2" x 1/2" pea.....	6.45	4.00	-----
(F) #10-1 1/4" x 0" slack.....	5.40	3.45	-----

This is the first and only amendment to Order No. G-26 that makes any change whatsoever in Appendix XVI.

6. Effective date. This Amendment No. 9 shall become effective on August 1, 1944.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871, and E.O. 9328, 8 F.R. 4681)

Issued this 22d day of July 1944.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 44-11602; Filed, August 2, 1944; 1:27 p. m.]

[Region II Order G-2 Under MPR 280 and SR 15]

FLUID MILK IN PINE TOWNSHIP, MERCER COUNTY, PA.

Order No. G-2 under Maximum Price Regulation 280, as amended, maximum prices for specific food products, and § 1499.75 (a) (9) of Supplementary Regulation 15 to the General Maximum Price Regulation. Adjusted maximum prices for the sale of fluid milk in glass or paper containers and in bulk to stores, hotels, restaurants and institutions in Pine Township, Mercer County, Pennsylvania.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration under § 1351.807 of MPR 280, as amended, and § 1499.75 (a) (9) of Supplementary Regulation 15 to the GMPR, it is hereby ordered:

(a) The maximum price of fluid milk sold and delivered at retail and at wholesale in Pine Township, Mercer County, Pennsylvania, shall be as follows:

(1) For sales in glass or paper containers at retail and for sales in glass or paper containers at wholesale to any person (including sub-dealers and industrial or commercial users) other than the ultimate consumer, the seller's maximum price shall be his maximum price as determined under § 1499.2, General Provisions, of the GMPR, or the applicable adjusted maximum price specified in Schedule A, hereto annexed, whichever is higher.

(2) For sales in other than glass or paper containers at wholesale to stores, hotels, restaurants and institutions, the seller's maximum price shall be his maximum price as determined under § 1351.803 (a) of MPR 280, as amended, or the applicable adjusted maximum price specified in Schedule A, hereto annexed, whichever is higher.

(b) This order is subject to revocation or amendment by the Regional Administrator or by the Price Administrator at any time hereafter, either by special order or by price regulation issued hereafter, or by supplement or amendment hereafter issued as to any price regulation, the provisions of which may be contrary hereto.

(c) Where the adjusted maximum price is a unit figure containing a frac-

tion of a cent, the seller must multiply such fractional unit figure by the total number of units in each sale or series of sales for which a single collection is made. Where the resulting amount contains a fraction of a cent, or where only one unit is sold, the seller shall adjust the maximum price to the nearest full cent, except that if the fraction should be a half cent, the seller shall adjust the maximum price to the next higher full cent (for example, a maximum price of 15 1/2¢ for one unit shall be adjusted to 16¢ for one unit, 31¢ for two units, 47¢ for three units, etc.; a maximum price of 14 3/4¢ for one unit shall be adjusted to 14¢ for one unit, 29¢ for two units, 43¢ for three units, etc.).

(d) Where fluid milk is sold and delivered in a container larger than the largest size of the specified unit container for which an adjusted maximum price is specified in Schedule A hereof, the seller's adjusted maximum price for the sale and delivery of fluid milk in such larger container shall be increased proportionately.

(e) Geographical applicability. This order applies to all sales and deliveries of fluid milk as specified in paragraph (a) hereof in Pine Township, Mercer County, Pennsylvania.

(f) The adjusted maximum prices established herein replace and supersede the adjusted maximum prices established in Order G-3 issued February 1, 1943 under § 1499.18 (c) of the GMPR and § 1351.807 of MPR 280 for the sale and delivery of fluid milk in Pine Township, Mercer County, Pennsylvania, described in said Order No. G-3 as being situated in the "State-Wide Milk Marketing Area".

(g) Definitions. When used in this order the term:

(1) "Sub-dealer" means any milk dealer handling milk within the Commonwealth of Pennsylvania, who sells all such milk to consumers or stores in the same containers as those in which he purchased it from other milk dealers.

(2) "Fluid milk" means cow's milk produced, processed, distributed and sold for human consumption in fluid form as whole or skim milk.

This order shall become effective May 5, 1944.

Issued this 5th day of May 1944.

DANIEL P. WOOLLEY,
Regional Administrator.

SCHEDULE A

(a) The adjusted maximum prices for fluid milk sold and delivered in glass or paper containers in Pine Township, Mercer County, Pennsylvania, except as provided in paragraphs (b) and (c) below, shall be as follows:

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register on August 1, 1944.

REGION I

Augusta Order 1-F, Amendment 5, covering fresh fruits and vegetables in Portland, South Portland and Westbrook, Maine, filed 1:25 p. m.

Providence Order W-1, Amendment 3, covering wholesale food prices in Rhode Island, except New Shoreham, filed 1:18 p. m.

Providence Order 1-F, Amendment 10, covering fresh fruits and vegetables in the Providence, R. I., Metropolitan Area, filed 1:31 p. m.

Providence Order 2-F, Amendment 10, covering fresh fruits and vegetables in R. I. except certain areas, filed 1:19 p. m.

REGION II

Albany Order 1-F, Amendment 18, covering fresh fruits and vegetables in certain cities in the Albany District, filed 1:27 p. m.

Binghamton District Office Order 1-F, Amendment 16, covering fresh fruits and vegetables in certain areas in New York, filed 1:31 p. m.

Newark Order 4-F, Amendment 11, covering fresh fruits and vegetables in designated counties in New Jersey, filed 1:19 p. m.

New York Order 1-F, Amendment 18, covering fresh fruits and vegetables in the five boroughs of the City of New York, filed 1:26 p. m.

New York Order 3-F, Amendment 5, covering fresh fruits and vegetables in designated areas in New York, filed 1:26 p. m.

Philadelphia Order 1-F, Amendment 16, covering fresh fruits and vegetables in the City and County of Philadelphia, filed 1:30 p. m.

REGION III

Detroit Order 1-F, Corr. to Amendment 29 to the order, covering fresh fruits and vegetables in designated counties in Michigan, filed 1:21 p. m.

Detroit Order 10, Amendment 8, community retail food prices in designated counties in Michigan, filed 1:27 p. m.

Cleveland Rev. Order F-1, Amendment 2, covering fresh fruits and vegetables in certain areas in the Cleveland District, filed 1:29 p. m.

Cleveland Rev. Order F-3, Amendment 2, covering fresh fruits and vegetables in certain areas in the Cleveland District, filed 1:28 p. m.

Cleveland Rev. Order F-4, Amendment 2, covering fresh fruits and vegetables in certain areas in the Cleveland District, filed 1:39 p. m.

Escanaba Order 9-F, Amendment 22, covering fresh fruits and vegetables in certain areas in Michigan, filed 1:22 p. m.

Escanaba Order 10-F, Amendment 22, covering fresh fruits and vegetables in certain areas in Michigan, filed 1:24 p. m.

Escanaba Order 11-F, Amendment 22, covering fresh fruits and vegetables in certain areas in Michigan, filed 1:22 p. m.

Escanaba Order 12-F, Amendment 21, covering fresh fruits and vegetables in designated areas in Escanaba District, filed 1:23 p. m.

Escanaba Order 13-F, Amendment 21, covering fresh fruits and vegetables in designated areas in Michigan, filed 1:23 p. m.

Escanaba Order 14-F, Amendment 21, covering fresh fruits and vegetables in designated areas in Wisconsin and Michigan, filed 1:23 p. m.

Escanaba Order 15-F, Amendment 21, covering fresh fruits and vegetables in desig-

Type and container size	Adjusted maximum prices (in cents)			
	At retail out-of-store and to the home	At retail for consumption on the premises	At wholesale to other than sub-dealers	At wholesale to sub-dealers
Grade "A":				
Exceeding 4% butterfat content:				
Quart.....	17	17	15½	13¾
Pint.....		10	9	8
Half pint.....		6	5	5
Grade "B":				
(1) 4% butterfat content or less:				
Quart.....	15	15	13½	11¾
Pint.....		9	8	7½
Half pint.....		5	4	4
(2) Exceeding 4% butterfat content but not exceeding 6% butterfat content:				
Quart.....	16	16	14½	12¾
Pint.....		10	9	8
Half pint.....		6	4½	4½
Relief Milk—Grade "B":				
3.5%–4% butterfat content:				
Quart.....	15	15		
Pint.....		9		
Half pint.....				
Chocolate milk, flavored milk or milk drink:				
(1) .5% butterfat content or less:				
Quart.....	15	15	13½	11¾
Pint.....		9	8	7½
Half pint.....		5	4½	4
(2) Exceeding .5% butterfat content:				
Quart.....	16	16	14½	12¾
Pint.....		10	9	8
Half pint.....		6	4½	4½
Skim milk:				
Gallon.....	85		80	25
Quart.....	11	11	10	9
Buttermilk:				
(1) Cream:				
Quart.....	16	16	14½	12¾
Pint.....		10	9	8
Half pint.....		6	4½	4½
(2) Plain:				
Gallon.....	40		35	30
Quart.....	12	12	10½	9½
Pint.....		7	6	5½
Half pint.....		5	4	3½

(b) The adjusted maximum prices per half-pint for the types of fluid milk specified below, when sold and delivered at wholesale in glass or paper containers in public or private, elementary, secondary or high schools, shall be as follows:

Type	Adjusted maximum prices (in cents)	
	Where seller does provide ice, straws, or special boxes	Where seller does not provide ice, straws or special boxes
Grade "B"—Not exceeding 4% butterfat content.....	3¾	3½
Chocolate milk.....	4	3¾

(c) The adjusted maximum price for fluid milk sold and delivered at wholesale in other than glass or paper containers to stores, hotels, restaurants, and institutions shall be determined by the quantity of the average daily delivery¹ made by the wholesale seller during the month and shall be as follows:

Adjusted maximum per quart (cents)

Type	Quantity of the average daily delivery during month			
	10 qts. or less	Over 10 qts. but not over 40 qts.	Over 40 qts. but not over 200 qts.	Over 200 quarts
Grade "A".....	16½	15	14¾	14¾
Grade "B":				
(1) 4% butterfat content or less.....	14½	13	12½	12½
(2) Exceeding 4% butterfat content.....	15	13½	13	12¾
Buttermilk:				
(1) Plain.....	9	8	7½	7½
(2) Cream.....	14½	13½	13¾	13
Skim milk for human consumption.....	10	7	6	5
Chocolate milk, other flavored milk, chocolate drink, or other flavored milk drink.....	14½	13½	13¾	13

¹ Average daily delivery during the month shall be computed by dividing the total volume of milk delivered during the month by the number of days upon which deliveries are actually made under the terms of the sale.

nated areas in Wisconsin and Michigan, filed 1:22 p. m.

Escanaba Order 16-F, Amendment 21, covering fresh fruits and vegetables in Saulte Ste. Marie, Chippewa County, Mich., filed 1:24 p. m.

Escanaba Order 17-F, Amendment 20, covering fresh fruits and vegetables in designated areas in Michigan, filed 1:23 p. m.

REGION IV

Jacksonville Order 3-F, Amendment 12, covering fresh fruits and vegetables in Tampa, Florida. Filed 1:15 p. m.

REGION V

Fort Worth Order 1-F, Amendment 28, covering fresh fruits and vegetables in Tarrant County, Tex., filed 1:16 p. m.

Fort Worth Order 2-F, Amendment 28, covering fresh fruits and vegetables in Taylor County, Tex., filed 1:16 p. m.

Fort Worth Order 3-F, Amendment 28, covering fresh fruits and vegetables in Green County, Tex., filed 1:16 p. m.

Fort Worth Order 4-F, Amendment 28, covering fresh fruits and vegetables in McLennan County, Tex., filed 1:15 p. m.

Fort Worth Order 5-F, Amendment 28, covering fresh fruits and vegetables in Wichita County, Tex., filed 1:16 p. m.

Tulsa Order 6-F, Amendment 14, covering fresh fruits and vegetables in certain areas in Tulsa District, filed 1:24 p. m.

Tulsa Order 5-F, Amendment 14, covering fresh fruits and vegetables in certain areas in Oklahoma, filed 1:24 p. m.

REGION VI

Duluth-Superior Order 1-F, Amendment 27, covering fresh fruits and vegetables in Duluth, Proctor, and City and Town of Superior, filed 1:17 p. m.

Quad-Cities Order 2-F, Amendment 20, covering fresh fruits and vegetables in certain areas in Illinois and Iowa, filed 1:17 p. m.

Quad-Cities Order 3-F, Amendment 7, covering fresh fruits and vegetables in certain counties in the Quad-Cities District, filed 1:17 p. m.

Peoria Order 4-F, Amendment 7, covering fresh fruits and vegetables in Bloomington and Normal in McLean County, Ill., filed 1:21 p. m.

Sioux City Order 2-F, Amendment 27, covering fresh fruits and vegetables in Sioux City, Iowa and Sioux City, Nebr., filed 1:20 p. m.

Twin Cities Order 1-F, Amendment 18, covering fresh fruits and vegetables in St. Paul and Minneapolis and adjoining municipalities, filed 1:25 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 44-11651; Filed, August 3, 1944; 4:29 p. m.]

[Region I Order G-64 Under RMPR 122, Amdt. 2]

SOLID FUELS IN NEW BEDFORD, MASS., AREA

Amendment No. 2 to Order No. G-64 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Specified solid fuels in New Bedford, Massachusetts, area.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional

Administrator of Region I of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122 and the Emergency Price Control Act of 1942 as amended, subparagraph (b) (5) of Region I Order No. G-64 under Revised Maximum Price Regulation No. 122 is hereby amended by deleting the provisions therein for "Franklin" and "Salem Hill" and inserting in place thereof of the following:

Kind and size	Amount of addition			
	Per net ton	½ ton	¼ ton	100 lbs.
Franklin or Salem Hill:				
Broken and chestnut.....	\$0.75	\$0.40	\$0.20	\$0.05
Egg.....	1.00	.50	.25	.05
Stove.....	1.25	.65	.30	.05
Pea.....	.40	.20	.10	None
Rice.....	.20	.10	.05	None

This Amendment No. 2 shall become effective August 7, 1944.

(56 Stat. 23, 765, 57 Stat. 566, Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

Issued this 29th day of July 1944.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 44-11652; Filed, August 3, 1944; 4:29 p. m.]

[Region VIII Orders G-1, G-2 Under MPR 425, Corr.]

FRESH FRUITS AND VEGETABLES IN SAN FRANCISCO REGION

Region VIII orders under Maximum Price Regulation 425, as amended.

Fresh fruits, berries, and vegetables for processing.

On July 14, 1944, an order entitled Order No. G-1 under Section 15 (a) of Maximum Price Regulation 425, as amended, was issued effective July 19, 1944. The title of this document should read "Order No. G-1 under Maximum Price Regulation 425, as amended."

On July 20, 1944, an order entitled Order No. G-1 under section 15 (b) of Maximum Price Regulation 425, as amended, was issued effective July 25, 1944. The title of this document should read "Order No. G-2 under Maximum Price Regulation 425, as amended."

Issued this 26th day of July 1944,

CHAS. R. BAIRD,
Regional Administrator.

[F. R. Doc. 44-11653; Filed, August 3, 1944; 4:29 p. m.]

[Region VIII Order G-2 Under RMPR 122, Amdt. 3]

BITUMINOUS COAL IN SEATTLE, WASH., AREA

Amendment No. 3 to Order No. G-2 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Maximum prices for certain sales of bituminous coal in the Seattle, Washington, area.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122, it is hereby ordered that Order No. G-2 under Revised Maximum Price Regulation No. 122 be amended in the following particulars:

Tables VII and VIII in paragraph (b) (1) are amended to read as follows:

TABLE VII

DISTRICT 22, MONTANA, SUBDISTRICT 1, "ROUNDUP"

Size groups	Delivered f. o. b. yard		Delivered to buyer's premises					
	100# bag	Loose per ton	100# bag	½ ton	1 ton	2 tons	3 tons	5 tons
1 to 6, incl., lump sizes.....	\$0.80	\$13.55	\$0.85	\$8.00	\$14.55	\$14.30	\$14.05	-----
7 and 8, nut sizes.....	.75	11.95	.80	7.25	12.95	12.70	12.45	-----
9, screened stoker coals.....	.65	10.95	.70	6.75	11.95	11.70	11.45	\$11.20
10, slack.....	.60	9.85	.65	6.20	10.85	10.60	10.35	10.10
11, slack.....	.60	9.50	.65	6.00	10.50	10.25	10.00	9.75
15, minerun.....	.70	11.15	.75	6.80	12.15	11.90	11.65	-----

TABLE VIII

DISTRICT 22, MONTANA, SUBDISTRICT 2, "RED LODGE" "BEAR CREEK"

Size groups	Delivered f. o. b. yard		Delivered to buyer's premises					
	100# bag	Loose per ton	100# bag	½ ton	1 ton	2 tons	3 tons	5 tons
1 to 6, incl., lump furnace stove.....	\$0.80	\$13.95	\$0.85	\$8.25	\$14.95	\$14.70	\$14.45	-----
7 and 8, nut sizes.....	.70	11.90	.75	7.20	12.90	12.65	12.40	-----
9, screened stoker coals.....	.65	10.60	.70	6.55	11.60	11.35	11.10	\$10.85
10, slack.....	.65	10.00	.70	6.25	11.00	10.75	10.50	10.25
11, slack.....	.60	9.70	.65	6.10	10.70	10.45	10.20	9.95
15, minerun.....	.65	11.45	.75	7.00	12.45	12.20	11.95	-----

NOTE.—SIZE GROUPS

- 1 to 6.....All single screened lump coals bottom size larger than ½". All double screened coals top size larger than 2" and bottom size 1½" and larger.
- 7 and 8.....All double screened nut coals top size not exceeding 2" and bottom size larger than ½", but not exceeding 1½".
- 9.....All double screened stoker coals top size not exceeding 1½" and bottom size not exceeding ½".
- 10.....Slack or screenings larger than 1 x 0" but not exceeding 1½ x 00".
- 11.....Slack or screenings ½ x 0", but not exceeding 1 x 0".
- 12.....Slack or screenings top size not exceeding ½".
- 15.....Straight run of mine not altered or modified.

This amendment No. 3 to Order No. G-2 shall become effective August 1, 1944.

(56 Stat. 23, 765, 57 Stat. 566, Pub Law 383, 78th Cong., E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681).

Issued this 28th day of July 1944.

BEN C. DUNIWAY,
Acting Regional Administrator.

[F. R. Doc. 44-11654; Filed, August 3, 1944;
4:29 p. m.]

[Region VIII Order G-4 Under MPR 136,
Amdt. 1]

OGDEN PERFECTION FILTER CO.
ADJUSTMENT OF MAXIMUM PRICES

Amendment No. 1 to Order No. G-4 under Maximum Price Regulation No. 136, as amended. Machines and parts and machinery services. Adjusted maximum prices for filtering and bottling equipment manufactured by Ogden Perfection Filter Co.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1390.25a of Maximum Price Regulation No. 136 as amended, Order No. G-4 under Maximum Price Regulation No. 136 as amended is hereby amended in the following particulars:

Paragraph "C" is amended to read as follows:

(c) This order may be amended, revoked, or corrected at any time and shall expire December 31, 1944.

This amendment shall become effective as of June 23, 1944.

(56 Stat. 23, 765, 57 Stat. 566, Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 27th day of July 1944.

BEN. C. DUNIWAY,
Acting Regional Administrator.

[F. R. Doc. 44-11655; Filed, August 3, 1944;
4:30 p. m.]

[Region V Order G-3 Under MPR 333]

EGGS AND EGG PRODUCTS IN STATE OF
LOUISIANA

Correction

In F. R. Doc. 44-9709, appearing at page 7485 of the issue of Tuesday, July 4, 1944, in Table C, the first figures under July 3, should be "45.5".

[Region II Order G-37 Under RMPR 122]

SOLID FUELS IN DESIGNATED COUNTIES IN
NEW YORK

Correction

In F. R. Doc. 44-9706, appearing at page 7479 of the issue of Tuesday, July 4, 1944, in the table headed "Sales on a 'direct-delivery' basis" in Schedule IX the sales per net ton for barley should be "\$8.60".

In the first table in Schedule XI the price for rice under per net ton should be "\$9.85".

No. 156.—7

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 43-156, 56-4, 32-94, 46-102]

NORTHERN STATES POWER CO. (DEL.), ET AL.

NOTICE OF ORAL ARGUMENT

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 2nd day of August 1944.

In the matter of Northern States Power Company (Delaware), File Nos. 43-156 and 56-4; Northern States Power Company (Wisconsin), File No. 32-94, and Northern States Power Company (Minnesota), File No. 46-102.

Notice of filing of application for supplemental order and of motion to dismiss same and order setting said application and motion for oral argument.

Notice is hereby given that on July 27, 1944, Standard Gas and Electric Company, a registered holding company and the owner of substantially all of the Class B common stock of Northern States Power Company (Delaware), filed an "Application for Supplemental Order" in the above-styled and numbered proceeding; that said application seeks primarily a modification of that portion of the order of the Commission entered in said proceedings on December 27, 1938, reading as follows:

It is further ordered, That all the outstanding shares of Class B common stock of Northern States Power Company, a Delaware corporation, shall be cancelled not later than January 1, 1944, and, for the purpose of facilitating such cancellation all certificates for said shares of Class B common stock shall be surrendered to said corporation not later than January 1, 1944 for cancellation, UNLESS on or prior to said date this Commission shall have entered an order finding that during any period of twelve consecutive calendar months ending after January 1, 1939, and prior to January 1, 1944, the consolidated net income of the Delaware Company and its subsidiaries available for dividends after provision for fair and reasonable depreciation shall have exceeded the sum of (a) the dividend requirements for such period and dividends in arrears at the end of such period on any stock of the Company and of any of its subsidiaries entitled to a preference in the distribution of earnings (other than stock owned by the Company or any of its subsidiaries) and (b) the net income applicable to minority interests in the common stocks of its subsidiaries.

by amending said paragraph to read substantially as follows:

It is further ordered, That all the outstanding shares of Class B common stock of Northern States Power Company, a Delaware corporation, shall be cancelled not later than the date specified in the next sentence and, for the purpose of facilitating such cancellation all certificates for said shares of Class B common stock shall be surrendered to said corporation not later than such date for cancellation, unless on or prior to said date this Commission shall have entered an order finding that during any period of twelve consecutive calendar months ending after January 1, 1939, and prior to January 1, 1944, the consolidated net income of the Delaware Company and its subsidiaries available for dividends after provision for fair and reasonable depreciation shall have exceeded the sum of (a) the dividend requirements for such period on any stock of the Company and of

any of its subsidiaries entitled to a preference in the distribution of earnings (other than stock owned by the Company or any of its subsidiaries) and (b) the net income applicable to minority interests in the common stock of its subsidiaries; *Provided,* That at the first day of such period of twelve months, the consolidated earnings subsequent to dates of recapitalization of the Delaware Company and its subsidiaries shall have exceeded all dividends in arrears at such date on any such preferred stock. The date specified in the foregoing sentence for cancellation of said stock and within which the specified finding shall be made shall be the date of the issuance of the Findings and Opinion and Order approving or disapproving, in whole or in part, the liquidation plan filed by Northern States Power Company (Delaware) et al., (File No. 54-54) or until the further order of the Commission.

that in the alternative, said application requests that the Commission enter an order that the provisions and restrictions contained in said order of December 27, 1938, as modified by an order of November 30, 1943, have been satisfied and fulfilled in each of the calendar years 1940 and 1941.

Notice is further given that on July 31, 1944, E. M. Calkin, attorney for the Public Utilities Division of the Commission, filed a motion to dismiss the said application on the grounds (a) that said application does not allege facts sufficient to entitle the applicant to the requested relief, and (b) that the Commission is without statutory authority to grant the relief requested by said application.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that oral argument be heard by the Commission with respect to the matters raised by aforesaid application for supplemental order and motion to dismiss;

It is ordered, That an oral argument on the matters raised by the aforesaid application for supplemental order and motion to dismiss be heard in conjunction with the oral argument on the issues in the proceedings on amended plan, filed pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935, for the liquidation of Northern States Power Company (Delaware) and related matters (File Nos. 54-54, 70-559 and 59-50) and that such oral argument be held on August 17, 1944, at 10:00 a. m., e. w. t., at 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 oral argument will be heard.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 44-11665; Filed, August 4, 1944;
10:05 a. m.]

[File Nos. 70-869, 70-872]

SOUTHWESTERN PUBLIC SERVICE CO., ET AL.
ORDER PERMITTING DECLARATIONS TO BECOME
EFFECTIVE AND GRANTING APPLICATIONS

At a regular session of the Securities and Exchange Commission, held at its

office in the City of Philadelphia, Pennsylvania, on the 3d day of August, A. D. 1944.

In the matter of Southwestern Public Service Company, Gulf Public Service Company, File No. 70-869; in the matter of Glenn C. Hyde, File No. 70-872.

Southwestern Public Service Company, a registered holding company, and its wholly owned subsidiary company, Gulf Public Service Company, having filed declarations with the Commission, pursuant to the Public Utility Holding Company Act of 1935 and particularly sections 12 (d) and 12 (c) thereof, and Rules U-44 and U-46 of the general rules and regulations thereunder, regarding the proposed sale by Southwestern Public Service Company of all the outstanding securities of Gulf Public Service Company, consisting of \$2,800,000 principal amount of 5% Unsecured Notes, due October 1, 1966, and 3,000 shares of common stock, par value \$100 per share, to Glenn C. Hyde, an individual, for a base consideration of \$4,660,000 in cash, subject to certain adjustments to the date of sale, and the proposed payment by Gulf Public Service Company to Southwestern Public Service Company of a dividend, in the amount of its net current assets, to be charged, in part, to Gulf Public Service Company's capital surplus account:

Said Southwestern Public Service Company having incorporated in said declarations an application for an order exempting said proposed sale of securities, pursuant to paragraph (a) (5) of Rule U-50, from the competitive bidding requirements of paragraph (b) of said rule;

Said Glenn C. Hyde having filed an application with the Commission, pursuant to sections 9 (a) (2) and 10 of said act, for approval of the acquisition by him of the securities so proposed to be sold by Southwestern Public Service Company for the consideration hereinabove recited;

Proceedings upon said declarations and application of Southwestern Public Service Company and Gulf Public Service Company and upon said application of Glenn C. Hyde having been consolidated for the purpose of hearing, a public hearing on such consolidated proceedings 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 the said declarations of Southwestern Public Service Company and Gulf Public Service Company be, and hereby are, permitted to become effective forthwith; and that the said applications of Southwestern Public Service Company and of Glenn C. Hyde be, and hereby are, granted, subject, however, to the terms and conditions prescribed in Rule U-24.

It is further ordered and recited, That the sale and transfer by Southwestern Public Service Company of all the outstanding securities of Gulf Public Service Company, consisting of \$2,800,000 principal amount of 5% Unsecured Notes, due October 1, 1966, and 3,000 shares of common stock, par value \$100 per share, is necessary and appropriate to the integra-

tion and simplification of the Southwestern Public Service holding company system, and is necessary to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935.

By the Commission.

[SEAL]

ORVAL L. DuBois,
Secretary.

[F. R. Doc. 44-11659; Filed, August 4, 1944;
10:05 a. m.]

[File Nos. 54-45 and 59-48]

SOUTHERN UNION GAS COMPANY, ET AL.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 3rd day of August, A. D. 1944.

Notice is hereby given that declarations or applications (or both) have been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Southern Union Gas Company ("Southern Union"), its subsidiary, Southern Union Production Company ("Production Company"), and certain stockholders of Southern Union in the form of an amendment designated as Amendment No. 14 to the application of Southern Union, heretofore filed pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935, for approval of a Plan to effectuate the provisions of section 11 (b) of the act. This Commission, by order dated September 19, 1942, and subsequent supplemental orders, has approved said Plan as heretofore modified.

All interested persons are referred to said Amendment No. 14, which is on file in the office of this Commission, for a statement of the transactions therein proposed, which are summarized as follows:

As a step in further compliance with the order of the Commission dated September 19, 1942, Southern Union and Production Company propose to divest themselves of all interest in, and all ownership and control of, the physical properties and other assets located in southeastern Texas used in connection with the operation of the natural gas distribution system, termed the "South Texas District", serving eight cities and towns located in the counties of Austin, Washington, Grimes, Waller, and Colorado, Texas.

Southern Union proposes to acquire all of the capital stock of a new corporation ("New Company") to be organized under the laws of Texas, being 97,170 shares of common stock, par value \$1, for a cash consideration of \$350,000. Southern Union then proposes to sell to the New Company the South Texas properties for a cash consideration of \$800,000 and Production Company will assign all its rights and interests under its existing gas purchase contracts and reservations used in connection with the South Texas District to the New Company for a nominal consideration. The New Company proposes to secure additional funds for the purchase of the physical properties and

other assets from Southern Union and Production Company by the issuance and sale of \$500,000 principal amount of first mortgage 3¾% sinking fund bonds.

Southern Union further proposes to declare a dividend of the 97,170 shares of common stock of the New Company distributable to the holders of its common stock in the ratio of one share of the New Company for each ten shares of Southern Union common stock. The amendment states that the New Company will agree to distribute its common stock to the Southern Union stockholders after irrevocable instructions and transfer of its stock have been made by Southern Union. Such instructions will provide that the New Company may pay cash at the rate of \$3.50 per share in lieu of issuing certificates for fractional shares of stock in making the distribution.

Southern Union further proposes to deposit the entire consideration received from the sale of the properties with the Trustees for its bonds for retirement of bonds, independently of the sinking fund, in accordance with the provisions of the indenture.

Five stockholders of Southern Union, who by virtue of their individual holdings of more than 5% of the common stock of Southern Union are affiliates of said company under the act, have joined in the filing made by Southern Union for approval of the acquisition of the securities of the New Company distributable to them under the proposed transaction.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held in respect to such matters; and that said declarations shall not become effective nor said applications be granted except pursuant to further order of this Commission:

It is ordered, That the proceedings in this matter be reconvened and a hearing under the applicable provisions of said Act and the Rules of the Commission thereunder be held on August 18, 1944 at 10:00 a. m., e. w. t., at the offices of the Securities and Exchange Commission, 18th and Locusts Streets, Philadelphia, Pennsylvania. On such date the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held. All persons desiring to be heard or otherwise wishing to participate in the proceedings should notify the Commission in the manner provided by the rules of practice, Rule XVII, on or before August 14, 1944;

It is further ordered, That William W. Swift or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearings at such time. The officer so designated to preside at such hearing is hereby authorized to exercise all power granted to the Commission under section 18 (c) of said act and to the trial examiner under the Commission's rules of practice.

It is further ordered, That without limiting the scope of the issues, particular attention will be directed at such hearing to the following matters:

1. Whether the proposed formation of the New Company and distribution of the common stock of the New Company is in furtherance of, and not inconsistent with, the order of this Commission dated September 19, 1942, and is necessary to enable Southern Union to comply with the provisions of section 11 (b) of the act.

2. Whether the proposed acquisition of the stock of the New Company by the stockholders of Southern Union, who are affiliates of such company, meet the standards of section 10, particularly subsections (b) and (c) thereof.

3. Whether the proposed payments in cash, in lieu of issuing fractional shares, are fair and equitable to the common stockholders of Southern Union and the stockholders of the New Company.

4. Whether the proposed accounting entries and adjustments on the books of Southern Union and the New Company are appropriate.

5. Generally, whether, in any respect, the proposed transactions are detrimental to the public interest or to the interest of investors or consumers or will tend to circumvent any provisions of the act or the rules, regulations or orders promulgated thereunder.

It is further ordered. That notice of this hearing be given to the applicants or declarants, and to all other persons, said notice to be given to the applicants or declarants and to the Railroad Commission of Texas by registered mail, and to all other persons by general release of this Commission which shall be distributed to the press and mailed to the mailing list for releases issued under the Public Utility Holding Company Act of 1935, and by publication in the FEDERAL REGISTER.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 44-11658; Filed, August 4, 1944;
10:05 a. m.]

[File No. 70-908]

CITIES SERVICE POWER & LIGHT CO.

**ORDER PERMITTING DECLARATION
TO BECOME EFFECTIVE**

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 1st day of August, A. D. 1944.

Cities Service Power & Light Company, a registered holding company, having filed a declaration pursuant to sections 12 (c), 12 (d) and 12 (f) of the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder regarding the sale of all of the outstanding common stock of City Light & Traction Company, a public utility subsidiary of Cities Service Power & Light Company, consisting of 10,000 shares of \$100 par value for a base consideration of \$1,257,000 in cash and a donation by Cities Service Power & Light Company to City Light & Traction Company of two 6% demand notes of City Light & Traction Company which are payable to Cities Service Power & Light

Company in the respective principal amounts of \$1,231,588 and \$26,000; and Cities Service Power & Light Company having requested the Commission to issue an appropriate order and findings in connection with said transactions conforming to the requirements of sections 371 and 1808 of the Internal Revenue Code; and

Public hearings with respect to said declaration having been held after appropriate notice and the Commission having considered the record of the proceedings and having entered its findings and opinion herein: *It is ordered.* That said declaration be and the same hereby is permitted to become effective subject, however, to the terms and conditions prescribed in Rule U-24.

It is further ordered. That the proposed sale and use of proceeds as set forth in said declaration are necessary to effectuate the provisions of section 11 (b) and are fair and equitable to the persons affected.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 44-11660; Filed, August 4, 1944;
10:05 a. m.]

[File Nos. 7-728, 7-729, 7-730]

PHILADELPHIA STOCK EXCHANGE

**ORDER GRANTING APPLICATION TO EXTEND
UNLISTED TRADING PRIVILEGES**

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 3d day of August, A. D. 1944.

In the matter of applications by the Philadelphia Stock Exchange to extend unlisted trading privileges to Consolidated Natural Gas Company, Capital Stock, \$15 Par Value, File No. 7-728; Farnsworth Television & Radio Corporation, Common Stock, \$1 Par Value, File No. 7-729; Libby, McNeill & Libby, Common Stock, \$7 Par Value, File No. 7-730.

The Philadelphia Stock Exchange having made application to the Commission, pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1, for permission to extend unlisted trading privileges to the Capital Stock, \$15 Par Value, of Consolidated Natural Gas Company, the Common Stock, \$1 Par Value, of Farnsworth Television & Radio Corporation, and the Common Stock, \$7 Par Value, of Libby, McNeill & Libby;

After appropriate notice a hearing having been held in this matter at the Philadelphia office of the Commission;

The Commission having this day made and filed its Findings and Opinion herein;

It is ordered. Pursuant to Section 12 (f) (2) of the Securities Exchange Act of 1934, that the application of the Philadelphia Stock Exchange for permission to extend unlisted trading privileges to the Capital Stock, \$15 Par Value of Consolidated Natural Gas Company, the Common Stock, \$1 Par Value of Farnsworth Television & Radio Corporation, and the Common Stock, \$7 Par

Value, of Libby, McNeill & Libby be and the same is hereby granted.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 44-11661; Filed, August 4, 1944;
10:05 a. m.]

[File No. 7-731]

BOSTON STOCK EXCHANGE

**ORDER GRANTING APPLICATION FOR PERMISSION
TO EXTEND UNLISTED TRADING PRIVILEGES**

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 3d day of August, A. D. 1944.

In the matter of application by the Boston Stock Exchange for permission to extend unlisted trading privileges to Consolidated Natural Gas Company Capital Stock, \$15 Par Value, File No. 7-731.

The Boston Stock Exchange having made application to the Commission, pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1, for permission to extend unlisted trading privileges to the Capital Stock, \$15 Par Value, of Consolidated Natural Gas Company;

After appropriate notice a hearing having been held in this matter at the Boston Regional Office of the Commission; and

The Commission having this day made and filed its findings and opinion herein;

It is ordered. Pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934, that the application of the Boston Stock Exchange for permission to extend unlisted trading privileges to the Capital Stock, \$15 Par Value, of Consolidated Natural Gas Company be and the same is hereby granted.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 44-11662; Filed, August 4, 1944;
10:06 a. m.]

[File Nos. 7-735, 7-736]

SAN FRANCISCO STOCK EXCHANGE

**ORDER GRANTING APPLICATIONS TO EXTEND
UNLISTED TRADING PRIVILEGES**

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 3d day of August, A. D. 1944.

In the matter of applications by the San Francisco Stock Exchange to extend unlisted trading privileges to Consolidated Natural Gas Company, Capital Stock, \$15 Par Value, File No. 7-735; Northern Pacific Railway Company, Capital Stock, \$100 Par Value, File No. 7-736.

The San Francisco Stock Exchange having made application to the Commission, pursuant to section 12 (f) of the Securities Exchange Act of 1934 and Rule X-12F-1, for permission to extend unlisted trading privileges to the Capital Stock, \$15 Par Value, of Consolidated Natural Gas Company and the Capital

Stock, \$100 Par Value, of Northern Pacific Railway Company;

After appropriate notice a hearing having been held in this matter at the San Francisco Regional Office of the Commission; and

The Commission having this day made and filed its findings and opinion herein;

It is ordered, Pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934, that the applications of the San Francisco Stock Exchange for permission to extend unlisted trading privileges to the Capital Stock, \$15 Par Value, of Consolidated Natural Gas Company and the Capital Stock, \$100 Par Value, of Northern Pacific Railway Company be and the same are hereby granted.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 44-11663; Filed, August 4, 1944;
10:06 a. m.]

[File No. 7-737]

CLEVELAND STOCK EXCHANGE

ORDER GRANTING APPLICATION TO EXTEND
UNLISTED TRADING PRIVILEGES

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 3rd day of Aug., A. D. 1944.

In the matter of application by the Cleveland Stock Exchange to extend unlisted trading privileges to Detroit and Cleveland Navigation Company, Common Stock, \$5 Par Value, File No. 7-737.

The Cleveland Stock Exchange having made application to the Commission,

pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1, for permission to extend unlisted trading privileges to the Common Stock, \$5 Par Value of Detroit and Cleveland Navigation Company;

After appropriate notice a hearing having been held in this matter at the Cleveland Regional Office of the Commission; and

The Commission having this day made and filed its Findings and Opinion herein;

It is ordered, Pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934, that the application of the Cleveland Stock Exchange for permission to extend unlisted trading privileges to the Common Stock, \$5 Par Value, of Detroit and Cleveland Navigation Company be and the same is hereby granted.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 44-11664; Filed August 4, 1944;
10:06 a. m.]

WAR PRODUCTION BOARD.

CHARLES HAMAD

CONSENT ORDER

Charles Hamad is engaged in the business of processing hatters furs, fur and textile by-products and in the cutting of rabbits' skins and other fur by-products. On or about April 1, 1944, he began construction of a factory on East Franklin St., Danbury, Conn., the esti-

mated cost of which would be in excess of the \$5000. limit permitted by Conservation Order L-41, and with a factory floor space to be in excess of 10,000 sq. ft. Mr. Charles Hamad admits this violation but denies that it was wilful and does not care to contest the issue of wilfulness and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of Charles Hamad, the Regional Compliance Chief and the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered*, That:

(a) Charles Hamad, his successors and assigns, shall not directly or indirectly order, purchase, accept delivery of, withdraw from inventory, or in any other manner secure or use material or construction plant in order to continue or complete construction on the premises at East Franklin Street, Danbury, Conn., unless such construction is hereafter specifically authorized by the War Production Board.

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

(c) This order shall take effect on the 3d day of August 1944.

Issued this 3d day of August 1944.

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

[F. R. Doc. 44-11657; Filed, August 3, 1944;
4:51 p. m.]