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# FEDERAL REGISTER

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*Washington, Thursday, February 8, 1945*

### The President

#### EXECUTIVE ORDER 9517

##### RETURNING CERTAIN LAND TO THE JURISDICTION OF THE TERRITORY OF HAWAII

WHEREAS a certain tract of land located within Kapiolani Park, in the District of Waikiki, Honolulu, Island of Oahu, Territory of Hawaii, and more particularly described below, was transferred to the United States for a United Service Organization Club Building Reservation by Executive Order No. 972, dated January 21, 1942, of the Governor of Hawaii; and

WHEREAS the contemplated clubhouse has not been built on this tract of land, which remains unused, and no plans exist for the building of such a clubhouse by the United Service Organization; and

WHEREAS the Territory of Hawaii has expressed a desire to have the tract of land returned to its jurisdiction:

NOW, THEREFORE, by virtue of the authority vested in me by section 91 of the act of April 30, 1900, 31 Stat. 159, as amended by section 7 of the act of May 27, 1910, 36 Stat. 447, and as President of the United States, it is ordered that the following-described land in Kapiolani Park, District of Waikiki, Honolulu, Island of Oahu, Territory of Hawaii, be, and it is hereby, returned to the jurisdiction of the Territory of Hawaii:

BEGINNING at a 3/4" pipe at the northwest corner of this parcel of land and on the south side of Monsarrat Road, the true azimuth and distance from said 3/4" pipe to the City and County Survey Street Monument set in the makai sidewalk of Kalakaua Avenue near the junction of Monsarrat Road with Kalakaua Avenue being 121°23'30" 795.34 feet, and the coordinates of said Street Monument referred to Government Survey Triangulation Station "PUNCHBOWL" being 15120.70 feet South and 9090.67 feet East, as shown on Government Survey Registered Map 1079 and thence running from the above-described initial point by azimuths measured clockwise from True South:

1. 275°30' 350.00 feet along the south side of Monsarrat Road to a 3/4" pipe;
2. 5°30' 500.00 feet along portion of Kapiolani Park;

3. 95°30' 350.00 feet along same to a 3/4" pipe;
4. 185°30' 500.00 feet along same to the point of beginning.

The tract as described contains an area of 175,000 square feet.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,  
January 31, 1945.

[F. R. Doc. 45-2196; Filed, Feb. 6, 1945;  
3:34 p. m.]

#### EXECUTIVE ORDER 9518

##### DESIGNATING THE HONORABLE A. R. DE JESUS AS ACTING JUDGE OF THE DISTRICT COURT OF THE UNITED STATES FOR PUERTO RICO

NOTE: Executive Order 9518, dated January 31, 1945, was filed with the Division of the Federal Register on February 6, 1934, at 3:34 p. m.

### Regulations

#### TITLE 7—AGRICULTURE

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

[WFO 13, Amdt. 5]

##### PART 1401—DAIRY PRODUCTS

##### CREAM

War Food Order No. 13 (8 F.R. 1479) issued on February 2, 1943, as amended (8 F.R. 11835, 9 F.R. 4321, 4319, 6145, 9584, 10 F.R. 103), is hereby further amended to read as follows:

§ 1401.13 *Restrictions with respect to cream*—(a) *Definitions.* (1) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons, whether incorporated or not.

(2) "Handler" means (i) any person who engages in the business of transporting or processing milk or cream, or of manufacturing any dairy product, or

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**FEDERAL REGISTER**

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**NOTICE**

Book 1 of the 1943 Supplement to the Code of Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at \$3.00 per copy. This book contains the material in Titles 1-31, including Presidential documents, issued during the period from June 2, 1943, through December 31, 1943.

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(ii) any person who produces filled cream for sale as such or for use as an ingredient in the manufacture or preparation of food products for sale. Such term shall not include persons, such as peddlers, vendors, or retail stores, who merely deliver milk or cream to consumers, institutional or otherwise.

(3) "Milk" means cow's milk.

(4) "Cream" means the class of food which is the fatty liquid or semi-liquid separated from milk, with or without the addition thereto and the mixing therewith of milk or skim milk, irrespective of whether it is pasteurized or homogenized, and which contains not less than 18 percent of milk fat. In addition, such term shall, for the purposes of this order, include, but not be restricted to (i) light cream, coffee cream, table cream, whipping cream, whipped cream, heavy cream, plastic cream, sour cream, aerated cream, frozen cream, and any other cream by whatever name known; (ii) reconstituted cream made from two or more of the following ingredients: butter, milk, skim milk, evaporated milk, condensed milk, cream, dried whole milk, dried skim milk, dried cream, and water; and (iii) whey cream.

(5) "Cream product" means cream to which there has been added, or which has been blended or compounded with, a culture, stabilizer, or like agent or ingredient; or with sugar, salt, condiments, spices, flavoring, or similar ingredients; whether or not the resultant product is pasteurized, homogenized, or sterilized.

(6) "Filled cream" means any milk, cream, or skim milk, or a mixture of milk, cream, and skim milk, whether or not condensed, evaporated, concentrated, powdered, dried, or desiccated, to which there has been added, or with which there has been blended or compounded, any fat or oil other than milk fat, so that the resulting product is an imitation of cream or in semblance thereof, whether or not such resulting product contains any other ingredient, provided that it has a total content of all oil and fat, including milk fat, in excess of 19 percent.

(7) "Milk fat," sometimes known as "butterfat," means the fat of milk; the proportionate content of such milk fat in milk or cream to be determined by the method prescribed in "Official and Tentative Methods of Analysis of the Asso-

ciation of Official Agricultural Chemists," Fifth Edition, 1940, page 287, under "Fat, Babcock Method—Official."

(8) "Milk solids" means the solids of milk and consists of milk fat and milk solids-not-fat (sometimes referred to as serum solids).

(9) "Base period" means (i) the calendar month of May 1944 in the case of a handler who produced less than 100 gallons of filled cream during any calendar month from April 1, 1943, to March 31, 1944, inclusive, and who produced filled cream, in any quantity, during May 1944; and (ii) the period from April 1, 1943, to March 31, 1944, inclusive, in the case of all other handlers.

(10) "Quota period" means the calendar month of February 1945, or any calendar month thereafter.

(11) "Monthly base," applicable to any quota period, means (i) for a handler whose base period is May 1944, the pounds of milk solids utilized by him in the production of filled cream during such base period; and (ii) for a handler whose base period is the period from April 1, 1943, to March 31, 1944, inclusive, the pounds of milk solids utilized by such handler in the production of filled cream during the corresponding calendar month of such base period.

(12) "Quota" means the pounds of milk solids which a handler may utilize in the production of filled cream during a quota period.

(13) "Director" means the Director of Marketing Services, War Food Administration.

(14) "State" means any of the forty-eight States of the United States, the District of Columbia, or any Territory or Possession of the United States.

(b) *Restrictions on cream and cream products.* (1) No person shall sell or deliver, except to a handler, any cream or cream product having a milk fat content in excess of 19 percent: *Provided*, That any person may sell or deliver cream having a milk fat content not exceeding by more than 1 percent the minimum milk fat content required by State law or administrative regulation in effect on November 25, 1942, in the State where such delivery is made.

(2) No person shall sell or deliver, except to a handler, any cream or cream product which has been fortified with, or to which there has been added, or with which there has been blended or compounded, evaporated milk, condensed milk, dried whole milk, or dried skim milk.

(3) No handler shall use any cream or cream product having a milk fat content in excess of 19 percent, except in the processing of milk or cream, or in the manufacture of a dairy product, or in the production of filled cream: *Provided*, That any handler may use for all purposes cream having a milk fat content not exceeding by more than 1 percent the minimum milk fat content required by State law or administrative regulation in effect on November 25, 1942, in the State where such use takes place.

(4) Notwithstanding the provisions of (b) (1) and (b) (2) hereof, any person may sell or deliver to any restaurant,

hotel, bakery, or similar establishment any cream or cream product having a milk fat content in excess of that permitted by (b) (1) hereof or any cream or cream product of the type described in (b) (2) hereof, if the purchaser certifies in writing to the seller that such cream or cream product is to be used in the manufacture of frozen dairy foods in accordance with the provisions of War Food Order No. 8 (8 F.R. 953; 9 F.R. 4321, 4319), as amended.

(5) No restaurant, hotel, bakery, or similar establishment shall use any cream or cream product having a milk fat content in excess of 19 percent, except in the manufacture of frozen dairy foods in accordance with the provisions of said War Food Order No. 8, as amended; *Provided*, That any such restaurant, hotel, bakery, or similar establishment may use for all purposes cream having a milk fat content not exceeding by more than 1 percent the minimum milk fat content required by State law or administrative regulation in effect on November 25, 1942, in the State where such use takes place.

(c) *Restrictions on the utilization of milk solids in filled cream.* (1) Except as otherwise specified by the Director no handler shall, during any quota period, utilize in the production of filled cream a quantity of milk solids in excess of his quota.

(2) The quota for each handler in each quota period shall be 75 percent of the monthly base.

(3) The Director may, in the event of the sale of a handler's business, transfer the monthly base from the selling handler to the buying handler, upon application by either handler.

(4) The monthly base and the quota shall be in terms of pounds of milk solids. The quantity of milk solids-not-fat in cream or milk used in the production of filled cream shall be computed by multiplying the pounds of skim milk contained in such cream or milk by 0.09375. The quantity of milk solids-not-fat in fluid skim milk used in the production of filled cream shall be computed by multiplying the pounds of skim milk so used by 0.09375. The milk solids-not-fat content of other products utilized in the production of filled cream shall be computed in accordance with conversion factors to be determined by the Director, but, until such determination is made, handlers may use conversion factors normally used by them.

(d) *Exemptions.* (1) Notwithstanding the provisions of (b) hereof, any person may sell or deliver to or for any patient, or to any establishment engaged in the care and treatment of the sick, cream of such milk fat content, and in such quantities, as may be necessary for supervised medical treatment of such patient or the patients of such establishment; *Provided*, That such person is supplied with a written statement from the patient's physician or, in the case of an establishment engaged in the care and treatment of the sick, from a responsible official thereof who is a practicing physician, and such written statement shall be valid for a period of not to exceed sixty days

from the date of issuance and shall specify (i) the milk fat content of cream required for such use, (ii) the daily quantity of such cream, and (iii) with regard to the necessity of such cream for supervised medical treatment; *Provided further*, That such written statement shall not be valid for obtaining such cream unless approved by a public health officer who is a physician, or by the secretary of the county medical society of the county wherein such patient resides or such establishment is located.

(2) Upon application by one or more persons in any area or region and after demonstration to the satisfaction of the Director that compliance with the provisions of (b) (1) hereof will not tend to conserve milk fat for war and essential civilian needs, or upon the initiative of the Director, the Director may grant an exemption from the provisions of (b) (1) hereof to any or all persons in such area or region, or to any or all persons in any area or region specified by the Director.

(e) *Audits and inspections.* The Director shall be entitled to make such audit or inspection of the books, records and other writings, premises or stocks of cream, cream products, or filled cream of any person, and to make such investigations, as may be necessary or appropriate, in the Director's discretion, to the enforcement or administration of the provisions of this order.

(f) *Records and reports.* (1) Each person who produces filled cream on February 7, 1945, shall, within 10 calendar days after such date, and each person who starts to produce filled cream after the aforesaid date shall, within 10 calendar days after he starts to produce such filled cream, submit to the Director, in writing, the following information: (i) the total volume of filled cream, in number of gallons, produced by him during each calendar month from April 1, 1943, to March 31, 1944, inclusive, and during May 1944; and (ii) for each calendar month of his base period, a list of all of the ingredients used by him in the production of filled cream; the volume of filled cream, in number of gallons, produced by him; the percent of milk fat contained in such filled cream; the percent of all oil and fat, including milk fat, contained in such filled cream; and the total pounds of milk solids utilized by him in the production of such filled cream.

(2) The Director shall be entitled to obtain such additional information from, and require such reports and the keeping of such records by, any person, as may be necessary or appropriate, in the Director's discretion, to the enforcement or administration of the provisions of this order.

(3) Every person subject to this order shall, for at least two years (or for such period of time as the Director may designate), maintain an accurate record of his transactions in cream, cream products, and filled cream.

(g) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreason-

able hardship on him may file a petition for relief with the Order Administrator. Such petition shall be addressed to Order Administrator, War Food Order No. 13, Dairy and Poultry Branch, Office of Marketing Services, War Food Administration, Washington 25, D. C. Petition for such relief shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Director. If the petitioner is dissatisfied with the action taken by the Order Administrator on the petition, he shall obtain, by requesting the Order Administrator therefor, a review of such action by the Director. The Director may, after said review, take such action as he deems appropriate, and such action shall be final. The provisions of this paragraph (g) shall not be construed to deprive the Director of authority to consider originally any petition for relief from hardship submitted in accordance herewith. The Director may consider any such petition and take such action with reference thereto that he deems appropriate, and such action shall be final.

(h) *Violations.* Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using the material subject to priority or allocation control pursuant to this order. In addition, any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Further, civil action may be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(i) *Delegation of authority.* The administration of this order and the powers vested in the War Food Administrator, insofar as such powers relate to the administration of this order, are hereby delegated to the Director. The Director is authorized to redelegate to any employee of the United States Department of Agriculture any or all of the authority vested in him by this order; and one such employee shall be designated by the Director to serve as Order Administrator.

(j) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided herein or in instructions issued by the Director, be addressed to the Order Administrator, War Food Order No. 13, Dairy and Poultry Branch, Office of Marketing Services, War Food Administration, Washington 25, D. C.

(k) *Territorial extent.* This order shall apply to the forty-eight States of the United States, the District of Columbia, and the Territories and Possessions of the United States.

(l) *Effective date.* This order shall become effective at 12:01 a. m., e. w. t., February 7, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 13, as amended, prior to

the effective time of the provisions hereof, the provisions of said War Food Order No. 13, as amended, in effect prior to the effective time hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

NOTE: All reporting and record-keeping requirements of this order have been approved by, and subsequent reporting and record-keeping requirements will be subject to the approval of, Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(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 6th day of February 1945.

ASHLEY SELLERS,  
Assistant War Food Administrator.

[F. R. Doc. 45-2194; Filed, Feb. 6, 1945;  
3:13 p. m.]

[WFO 101, Amtd. 4]

PART 1405—FRUITS AND VEGETABLES  
CUCUMBER PICKLES AND PICKLE PRODUCTS

War Food Order No. 101 (9 F.R. 6053) issued on June 2, 1944, as amended (9 F.R. 9584, 10035), with respect to cucumber pickles and pickle products, is further amended by deleting therefrom the provisions in § 1405.42 (b) (1), (2), and (3) and inserting, in lieu thereof, the following:

(1) No packer shall sell, contract to sell, or deliver, except to the Army, any cucumber pickles or pickle products owned by such packer on August 17, 1944, but this restriction does not apply to any packer who contracted, prior to the aforesaid date, to sell to the Army, out of such cucumber pickles and pickle products owned by such packer, a quantity of pickle products equal at least to 40 percent of the total number of bushels of such cucumber pickles and pickle products.

(2) No packer shall sell, contract to sell, or deliver, except to the Army, any cucumber pickles acquired by him subsequent to August 17, 1944, or any pickle products produced therefrom unless such packer first sells, contracts to sell, or delivers to the Army a quantity of pickle products, produced from such cucumber pickles, equal at least to 40 percent of the total number of bushels of such cucumber pickles.

(3) The provisions in (b) (1) and (b) (2) hereof shall not apply to any packer who sells, contracts to sell, or delivers to the Army a quantity of pickle products equal at least to 40 percent of the total number of bushels (i) of all cucumber pickles and pickle products owned by such packer on August 17, 1944, and (ii) of all cucumber pickles acquired by such packer subsequent to August 17, 1944.

(4) No packer shall acquire or use any cucumber pickles unless such packer (i) has complied with the provisions in (b) (1) and (b) (2) hereof, or with the pro-

visions in (b) (3) hereof, or (ii) is acquiring or using such cucumber pickles to enable him to comply with the provisions in (b) (2) or (b) (3) hereof.

(5) No packer shall acquire any pickle products unless such packer (i) has complied with the provisions in (b) (1) and (b) (2) hereof, or with the provisions in (b) (3) hereof, or (ii) is acquiring such pickle products to enable such packer to comply with the provisions in (b) (2) or (b) (3) hereof.

(6) Any cucumber pickles or pickle products which were included in a quantity of cucumber pickles or pickle products with respect to which the requisite percentage of pickle products has been sold or delivered to the Army shall thereafter, even in the hands of a subsequent owner, be free from the restrictions hereof: *Provided*, That if such subsequent owner is a packer, such packer shall acquire such cucumber pickles or pickle products pursuant to (b) (4) or (b) (5) hereof and such packer shall be entitled to rely on the certificate required herein unless he knows or has reasonable cause to believe such certificate to be false. Each packer who sells or delivers to another packer any of the aforesaid cucumber pickles or pickle products which become free from the restrictions hereof shall also deliver to such other packer a signed certificate in substantially the following language:

This is to certify that the undersigned packer has, in accordance with War Food Order No. 101, (9 F.R. 6053), as amended, delivered to \_\_\_\_\_, another packer:

- (1) \_\_\_\_\_ bushels of cucumber pickles,  
(2) \_\_\_\_\_ bushels of pickle products.

Such cucumber pickles and pickle products are free from the restrictions of War Food Order No. 101, as amended.

(signature of packer)

Each such certification made by a packer shall be deemed to be a representation to an agency of the United States.

(7) No salter is required to comply with the provisions of (b) (1), (2), (3), (4), or (5) hereof.

This amendment shall become effective at 12:01 a. m., e. w. t., February 7, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 101, as amended, prior to the effective time of the provisions hereof, the provisions of said War Food Order No. 101, as amended, in effect prior to the effective time hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal. (E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783)

Issued this 6th day of February 1945.

ASHLEY SELLERS,  
Assistant War Food Administrator.

[F. R. Doc. 45-2193; Filed, Feb. 6, 1945;  
8:13 p. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—War Production Board

AUTHORITY: Regulations in this chapter, unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 177; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; W.P.B. Reg. 1 as amended Dec. 31, 1943, 9 F.R. 64.

PART 1010—SUSPENSION ORDERS

[Suspension Order S-709]

HAROLD LIGER

Harold Liger of 60 Folmer Street, Troy, Alabama, in March, 1944, began construction of a new building on property owned by him at Shoats Place near Troy, Alabama, without authorization from the War Production Board. The estimated cost of this construction was in excess of \$5,500, which amount exceeded the limit of \$200 permitted by Conservation Order L-41 and was in violation of that order.

This violation has diverted critical materials to uses unauthorized by the War Production Board. In view of the foregoing, it is hereby ordered, that:

§ 1010.709 *Suspension Order No. S-709.* (a) Neither Harold Liger, his representatives, successors or assigns, nor any other person, shall do any construction on the premises owned by him located at Shoats Place near Troy, Alabama, unless hereafter specifically authorized in writing by the War Production Board.

(b) Nothing contained in this order shall be deemed to relieve Harold Liger, his representatives, 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.

Issued this 6th day of February 1945.

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

[F. R. Doc. 45-2200; Filed, Feb. 6, 1945;  
4:26 p. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S-714]

ATLANTIC NOVELTY JEWELRY CO.

Elizabeth Regelmann of 387 Charles Street, Providence, Rhode Island, doing business as Atlantic Novelty Jewelry Company, is engaged in the manufacture of costume jewelry. Between February 25, 1943 and December 31, 1944, she exceeded her silver quota allowance under Conservation Order M-199 in a total amount of over 88,000 troy ounces fine silver content. She also failed to keep accurate and complete records of her inventory of silver.

These violations of Conservation Order M-199 were wilful and have diverted critical materials to uses unauthorized by the War Production Board. In view of the foregoing, it is hereby ordered, that:

§ 1010.714 *Suspension Order No. S-714.* (a) From February 6, 1945 until December 31, 1945, Elizabeth Regelmann, doing business under the name of Atlantic Novelty Jewelry Company or otherwise, her successors or assigns, shall not purchase, receive, or put into process, or continue the processing of any silver for uses on List B of Conservation Order M-199.

(b) The restrictions and prohibitions contained herein shall apply to Elizabeth Regelmann, doing business under the name of Atlantic Novelty Jewelry Company or otherwise, her successors or assigns, or persons acting on her behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

(c) Nothing contained in this order shall be deemed to relieve Elizabeth Regelmann, doing business as Atlantic Novelty Jewelry Company, or otherwise, her 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.

Issued this 6th day of February 1945.

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

[F. R. Doc. 45-2201; Filed, Feb. 6, 1945;  
4:26 p. m.]

#### PART 3293—CHEMICALS

[General Allocation Order M-300,  
Schedule 80, as Amended Feb. 7, 1945]

##### NITROGEN COMPOUNDS

§ 3293.1080 *Schedule 80 to General Allocation Order M-300—(a) Introduction.* This schedule places the allocation of nitrogen compounds under Order M-300. In the ordinary case the following procedure will be followed under this schedule: producers and importers will file application on Form WPB-2947 for authorization to deliver to the customers named on the form for the ultimate uses certified on the customers' orders. The customers will then use or redeliver the nitrogen compounds for the purposes stated in their purchase order certificates. The allocation will ordinarily go no further than this, except in the case of fertilizer manufacturers ordering from distributors instead of directly from importers or producers. In that case the name and certified ultimate use of the fertilizer manufacturers are to be transmitted through all intermediate distributors until they reach a producer or importer, who will list them on his 2947 form. The intermediate distributors who transmit fertilizer manufacturers' certificates and redeliver accordingly do not have to file application on Form WPB-2947.

Customers of fertilizer manufacturers do not have to file forms or certificates under this schedule, except when one fertilizer manufacturer buys from another fertilizer manufacturer.

Attention is drawn to paragraph (f) (1) of the schedule, which specifies when a purchase order for nitrogen compounds

must be accompanied by a certificate of ultimate use. A person obtaining nitrogen compounds on a purchase order which does not have to be, and is not certified may use or redeliver the compounds without restriction, unless he is a producer or importer.

The classes of use to be certified are "mixed fertilizer", "direct application as fertilizer", "industrial" and "export" (specifying export license number, destination and consignee).

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

(1) "Nitrogen compounds" means the following:

Ammonium sulfate  
Sodium nitrate  
Ammonium nitrate (fertilizer grade)  
Calcium cyanamide  
Ammonium phosphate (fertilizer grade)  
Ammonium nitrate mixtures  
Mixed nitrogen solutions  
Aqua ammonia (including A, B and C liquor)

Urea mixtures of 42% nitrogen (including "Uramon" but not including feed grade urea)

(2) "Distributor" means any person who purchases nitrogen compounds for resale without further chemical processing. The term shall not include any producer, importer, or fertilizer manufacturer.

(3) "Fertilizer manufacturer" means any person who purchases nitrogen compounds for the purpose of manufacture and sale of mixed fertilizer.

(4) "Supplier" is defined in Order M-300, and includes any producer of nitrogen compounds and any importer or other person who purchases nitrogen compounds for resale.

(c) *General provisions.* (1) Nitrogen compounds are subject to the provisions of General Allocation Order M-300 as Appendix B materials. The initial allocation date for sodium nitrate is February 1, 1942, when sodium nitrate first became subject to allocation under Order M-62 (revoked), and for the other nitrogen compounds is June 1, 1942, when these compounds first became subject to allocation under Orders M-163, M-164 and M-165 (revoked). The allocation period is the calendar month.

(2) When paragraph (f) (1) of this schedule does not require a person to certify a purchase order, he may order, receive and use or redeliver the nitrogen compound without certification or specific authorization. This provision does not apply, however, to any producer or importer of nitrogen compounds.

(3) When a person is required to file a certificate of ultimate use with a purchase order for nitrogen compounds he shall use or redeliver nitrogen compounds received on the order only for the purposes certified, unless specifically authorized in writing by the War Production Board.

(d) *Transition from M-62, M-163, M-164 and M-165.* Deliveries authorized under Orders M-62, M-163, M-164 and M-165 may be made at any time until but not after February 10, 1945. Pending applications for deliveries during December, 1944, and January 1945, need not be refilled or certified. Nitrogen compounds shipped on or before February 10, 1945, by any producer or im-

porter may be received, used or redelivered by any person without application or certification under this schedule, but subject to any conditions on which he was allocated the nitrogen compounds.

(e) *Suppliers' applications on WPB-2947.* (1) Each producer or importer seeking authorization to use or deliver shall file application on Form WPB-2947 (formerly PD-602). A distributor or fertilizer manufacturer shall file application on Form WPB-2947 for authority to redeliver nitrogen compounds only when required by paragraph (f) (8) of this schedule. A supplier may have an agent file the application in the name and in behalf of the supplier.

(2) Filing date is the 10th day of the month before the proposed delivery month. File separate sets of forms for each different compound listed in paragraph (b) (1) above. Send three copies (one certified) to the War Production Board, Chemicals Bureau, Washington 25, D. C., Ref.: M-300-80. The unit of measure is tons on a commodity basis, except in the case of mixed nitrogen solutions (tons, N basis), and B liquor (tons, NH<sub>3</sub> basis).

(3) Fill in Table I as indicated. In the case of customers who order 19 tons or less of the nitrogen compound for delivery in the next month, and who order this quantity only for use or resale for industrial purposes, an aggregate quantity may be requested, without listing names, for "19 ton or less industrial orders". In the case of all other customers list the name and address of each customer (customers' names transmitted by a distributor to the supplier shall be listed instead of listing the name of the distributor), the ultimate use for which the nitrogen compound is ordered (whether certified or not, in terms of the uses shown in paragraph (f) (2) of this schedule), the quantity ordered for each use, and the quantity proposed to be delivered. In addition, the supplier filing the application may list in Columns 1 and 1a the names, addresses and uses to be certified of prospective customers who have not yet filed certified orders for delivery during the requested allocation period, but are expected to do so; opposite the names of these prospective customers columns 4, 5, 5a and 6 should be left blank. In the heading of Column 7 write "last month's shipments" and opposite the name of each present or prospective customer or class of customer listed in Column 1 specify in Column 7 the quantity of the nitrogen compound shipped to that customer or class of customer during the previous month (namely, the month before the current month in which the application is filed); shipments made during the previous month to each customer or class of customer not listed in Column 1 of the application shall be reported specially at the end of Table I.

(4) Fill in Table II as indicated.

(f) *Certified statements of use.* (1) Each person shall furnish a certified statement of proposed ultimate use with each purchase order for any nitrogen compound, in the following cases only: (i) if he is placing an order directly with a producer or importer of nitrogen compounds; or (ii) if he is a fertilizer manufacturer, whether ordering for mixing or for resale for direct application; or (iii) if he is ordering for resale on orders required to be certified under this schedule.

(2) Proposed ultimate use may be specified as "Industrial", "For direct application as fertilizer", "Mixing fertilizer" or "Export" (stating export license number, destination and consignee). The term "Industrial" includes all purposes other than fertilizer and export. When listing more than one use the quantity requested for each use shall be specified separately.

(3) The statement of proposed ultimate use shall be followed by the certification "Use certified—Ref: M-300" and shall be duly signed (as prescribed in Appendix D of Order M-300).

(4) When a fertilizer manufacturer orders from any supplier, including a distributor or another fertilizer manufacturer, he shall certify the proposed ultimate use with his purchase order, without listing his customers' names (except when the customer is another fertilizer manufacturer), and shall use or redeliver accordingly without application or specific authorization on Form WPB-2947.

(5) When a distributor orders from a producer or importer of nitrogen compounds for resale on uncertified orders (that is, when the nitrogen compounds are not destined for a fertilizer manufacturer), the distributor shall certify the proposed ultimate use with his purchase order without listing customers' names, and shall redeliver accordingly without application or specific authorization on Form WPB-2947.

(6) When a distributor orders from any supplier, including other distributors, for resale on certified orders, he shall transmit to his supplier the name, address, proposed ultimate use and quantity requested for each original certified customer (namely, the fertilizer manufacturer who is to get the nitrogen compound or any intermediate distributor who has certified "resale subject to WPB-2947 authorization" in accordance with the following paragraph). This information shall be transmitted with the distributor's purchase order and shall be followed by the certification specified in paragraph (f) (3) above. However, a supplier's selling agent who furnishes the supplier with this information in the regular course of business need not file a formal certification. A distributor who has transmitted the information required by this paragraph may redeliver accordingly without application or specific authorization on Form WPB-2947.

(7) Instead of transmitting information in accordance with paragraph (f) (6) above, a distributor (or fertilizer manufacturer ordering for resale to another fertilizer manufacturer) may elect to certify "resale subject to WPB-2947 authorization" when ordering from his

supplier, and shall apply on Form WPB-2947 for authorization to redeliver.

(8) A distributor or fertilizer manufacturer who is unable to use or redeliver in accordance with his certificate of proposed ultimate use, or who has certified "resale subject to WPB-2947 authorization" with his purchase order, shall use or redeliver only as specifically authorized in writing upon application pursuant to paragraph (e) above.

(g) *Distribution for fertilizer purposes.* The War Production Board may from time to time issue directions to any producer, importer, exporter, distributor or fertilizer manufacturer of nitrogen compounds with respect to distribution for fertilizer purposes. These directions will be issued for the purpose of making nitrogen compounds available for particular fertilizer purposes to meet geographical and seasonal requirements or to meet foreign requirements.

(h) *Budget Bureau approval.* The above reporting requirements have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(i) *Communications to War Production Board.* Reports and communications concerning this schedule shall be addressed to: War Production Board, Chemicals Bureau, Washington 25, D. C., Ref: M-300-80.

Issued this 7th day of February 1945.

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

[F. R. Doc. 45-2224; Filed, Feb. 7, 1945;  
10:59 a. m.]

#### PART 1010—SUSPENSION ORDERS

[Suspension Order S-706]

JOSEPH R. CIANCHETTE

Joseph R. Cianchette of Pittsfield, Maine, is a general contractor. He is also the owner of certain property in Pittsfield, Maine; Bangor, Maine; and Newport, Maine. In June, 1942, he began construction on a barn and later on other farm buildings in Pittsfield owned by him, at an estimated cost substantially in excess of the \$1,000 permitted by Conservation Order L-41. In September, 1943, he began construction on a summer camp, boat house, and related buildings on his property in Newport at an estimated cost substantially in excess of the \$200 permitted by Conservation Order L-41. In April, May, and June, 1944, he constructed on property in Bangor, owned by him, eight separate house foundations at an estimated cost exceeding \$200 for each foundation which was the maximum permitted by Conservation Order L-41. These violations of Conservation Order L-41 were wilful and have diverted critical materials to uses not authorized by the War Production Board and have hampered and impeded the war effort of the United States of America. In view of the foregoing, it is hereby ordered, that:

§ 1010.706 *Suspension Order No. S-706.* (a) During the four months' pe-

riod beginning February 7, 1945, and ending June 7, 1945, Joseph R. Cianchette shall not apply or extend any preference ratings or use any CMP allotment symbols, regardless of the delivery date named in any purchase order to which such ratings may be applied or extended or on which CMP allotment symbols are used, unless hereafter specifically authorized in writing by the War Production Board.

(b) Neither Joseph R. Cianchette, or any other person, shall do any construction on his barn or milk house in Pittsfield, Maine, or on the summer camp or other buildings on his property in Newport, Maine, or on the eight foundations or the houses thereon owned by him on Silver Road, Bangor, Maine, unless hereafter specifically authorized in writing by the War Production Board.

(c) The restrictions and prohibitions contained herein shall apply to Joseph R. Cianchette, his successors and assigns, or persons acting on his behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

(d) Nothing contained in this order shall be deemed to relieve Joseph R. Cianchette 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.

Issued this 31st day of January 1945.

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

[F. R. Doc. 45-2226; Filed, Feb. 7, 1945;  
10:59 a. m.]

#### PART 1010—SUSPENSION ORDERS

[Suspension Order S-703]

PLEATEX CORP.

Pleatex Corporation, an Illinois corporation with its principal place of business at 627 West Lake Street, Chicago, Illinois, is engaged in the manufacture and sale of portable lamps and lamp shades. It has not maintained either adequate inventory or production records, in wilful violation of Priorities Regulation No. 1 so that it has not been possible to determine whether it has complied with the provisions of Order L-33.

These violations of Priorities Regulation No. 1 have interfered with the controls established by the War Production Board for the distribution of critical materials. In view of the foregoing, it is hereby ordered, that:

§ 1010.703 *Suspension Order No. S-703.* (a) Pleatex Corporation, its successors and assigns, shall not for a period of three months from the effective date of this order manufacture, assemble, or deliver any portable lamps, lamp shades, or parts thereof, except as hereafter specifically authorized in writing by the War Production Board.

(b) This order shall take effect on February 7, 1945, and shall expire on May 7, 1945, subject to earlier termina-

tion by the War Production Board upon submission to it by Pleatex Corporation of proper proof that the Pleatex Corporation is maintaining proper records as required by Priorities Regulation No. 1.

Issued this 31st day of January 1945.

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

[F. R. Doc. 45-2225; Filed, Feb. 7, 1945;  
10:59 a. m.]

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[Supp. Order 105]

CHANGES IN REFERENCES TO REV. SR 14

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

§ 1305.131 *Changes in references to Revised Supplementary Regulation 14.* (a) The references to Revised Supplementary Regulation 14 or sections thereunder in any price regulation shall be construed to refer to the applicable regulation and section set forth in the table below.

Former section of Revised Supp. Reg. 14:	Corresponding section in new Supplementary Regulation
1.1	(Revoked; see MPR 249, 250 & 319)
1.2	Sec. 2.1 of Supp. Reg. 14C
1.3	Sec. 1.1 of Supp. Reg. 14C
1.4	Sec. 2.2 of Supp. Reg. 14C
1.5	Sec. 5.1 of Supp. Reg. 14C
1.6	(Revoked; covered by MPR 291)
1.7	Sec. 1.2 of Supp. Reg. 14C
1.8	(Revoked)
1.9	Sec. 1.3 of Supp. Reg. 14C
1.10	Sec. 5.2 of Supp. Reg. 14C
1.11	Sec. 5.4 of Supp. Reg. 14C
1.12	(Revoked; see Supp. Reg. 14B)
1.13	(Revoked; see MPR 355)
1.14	(Revoked; see Supp. Reg. 14B)
1.15	Sec. 3.1 of Supp. Reg. 14C
1.16	Sec. 1.4 of Supp. Reg. 14C
1.17	Sec. 5.3 of Supp. Reg. 14C
1.18	Sec. 4.1 of Supp. Reg. 14C
1.19	(Revoked; see Supp. Reg. 14B)
1.20	Sec. 2.3 of Supp. Reg. 14C
1.21	(Revoked; see MPR 495)
1.22	Sec. 3.2 of Supp. Reg. 14C
1.23	(Revoked; see Supp. Reg. 14B)
1.24	(Revoked; see Supp. Reg. 14B)
1.25	Sec. 2.4 of Supp. Reg. 14C
1.26	Sec. 2.5 of Supp. Reg. 14C
1.27	Sec. 4.2 of Supp. Reg. 14C
1.28	Sec. 1.5 of Supp. Reg. 14C
1.29	Sec. 1.6 of Supp. Reg. 14C
1.30	Sec. 3.3 of Supp. Reg. 14C
2.1	Sec. 6.1 of Supp. Reg. 14C
2.2	(Revoked; see MPR 445)
2.3	Do.
2.4	Do.
2.5	Do.
2.6	Do.
2.7	Do.
2.8	Do.
2.9	Do.

Former section of Revised Supp. Reg. 14:	Corresponding section in new Supplementary Regulation
2.10	(Revoked; see MPR 445)
2.11	Do.
2.12	Do.
2.13	Do.
2.14	Do.
2.15	Do.
2.16	Do.
2.17	Do.
2.18	Sec. 6.2 of Supp. Reg. 14C
3.1	(Obsolete)
3.2	Sec. 2.1 of Supp. Reg. 14E
3.3	Sec. 3.1 of Supp. Reg. 14E
3.4	Sec. 3.2 of Supp. Reg. 14E
3.5	Sec. 1.1 of Supp. Reg. 14E
3.6	Sec. 2.2 of Supp. Reg. 14E
3.7	Sec. 2.3 of Supp. Reg. 14E
3.8	Sec. 3.3 of Supp. Reg. 14E
3.9	Sec. 3.4 of Supp. Reg. 14E
3.10	Sec. 2.4 of Supp. Reg. 14E
3.11	(Revoked; see Sec. 2.7 of Supp. Reg. 14E)
3.12	(Revoked)
3.13	(Obsolete)
3.14	Sec. 1.2 of Supp. Reg. 14E
3.15	Sec. 3.5 of Supp. Reg. 14E
3.16	Sec. 2.5 of Supp. Reg. 14E
3.17	Sec. 3.6 of Supp. Reg. 14E
3.18	Sec. 3.7 of Supp. Reg. 14E
3.19	Sec. 3.8 of Supp. Reg. 14E
3.20	Sec. 2.7 of Supp. Reg. 14E
3.21	Sec. 2.8 of Supp. Reg. 14E
4.1	Sec. 2 of Supp. Reg. 14F
4.2	Sec. 3 of Supp. Reg. 14F
4.3	(Revoked; see MPR 472)
4.4	Sec. 1.4 of 2d Rev. Supp. Reg. 14
4.5	Sec. 4 of Supp. Reg. 14F
4.6	Sec. 5 of Supp. Reg. 14F
4.7	Sec. 1.5 of 2d Rev. Supp. Reg. 14
4.8	Sec. 6 of Supp. Reg. 14F
4.9	Sec. 7 of Supp. Reg. 14F
4.10	Sec. 8 of Supp. Reg. 14F
4.11	Sec. 9 of Supp. Reg. 14F
4.12	Sec. 10 of Supp. Reg. 14F
4.13	Sec. 11 of Supp. Reg. 14F
4.14	Sec. 12 of Supp. Reg. 14F
4.15	Sec. 13 of Supp. Reg. 14F
4.16	Sec. 14 of Supp. Reg. 14F
4.17	Sec. 15 of Supp. Reg. 14F
4.18	Sec. 16 of Supp. Reg. 14F
4.19	Sec. 17 of Supp. Reg. 14F
4.20	Sec. 18 of Supp. Reg. 14F
4.21	Sec. 19 of Supp. Reg. 14F
4.22	Sec. 20 of Supp. Reg. 14F
4.23	Sec. 21 of Supp. Reg. 14F
4.24	Sec. 22 of Supp. Reg. 14F
4.25	Sec. 23 of Supp. Reg. 14F
4.26	Sec. 24 of Supp. Reg. 14F
4.27	Sec. 25 of Supp. Reg. 14F
4.28	Sec. 26 of Supp. Reg. 14F
4.29	Sec. 27 of Supp. Reg. 14F
4.30	Sec. 28 of Supp. Reg. 14F
4.31	Sec. 29 of Supp. Reg. 14F
5.1	Sec. 1 of Supp. Reg. 14G
5.2	Sec. 1 of Supp. Reg. 14G
5.3	Sec. 2 of Supp. Reg. 14G
5.4	(Revoked; see MPR 198)
5.5	(Revoked; see MPR 198)
5.6	Sec. 3 of Supp. Reg. 14G
5.7	Sec. 4 of Supp. Reg. 14G
6.1	Sec. 1.1 of 2d Rev. Supp. Reg. 14
6.2	Sec. 4.3 of Supp. Reg. 14J
6.3	Sec. 1.1 of Supp. Reg. 14K
6.4	Sec. 1.1 of Supp. Reg. 14J
6.5	Sec. 2.1 of 2d Rev. Supp. Reg. 14
6.6	Sec. 1.6 of 2d Rev. Supp. Reg. 14
6.7	Sec. 1.3 of 2d Rev. Supp. Reg. 14
6.8	Sec. 7.1 of Supp. Reg. 14J
6.9	Sec. 1 of Supp. Reg. 14D
6.10	(Revoked; See MPR 463)
6.11	Sec. 3.2 of Supp. Reg. 14J
6.12	Sec. 30 of Supp. Reg. 14F

Former section of Revised Supp. Reg. 14:	Corresponding section in new Supplementary Regulation
6.13	(Revoked; see MPR 501)
6.14	Sec. 2.6 of Supp. Reg. 14E
6.15	Sec. 5.1 of Supp. Reg. 14J
6.16	Sec. 2.1 of Supp. Reg. 14J
6.17	Sec. 3.1 of 2d Rev. Supp. Reg. 14
6.18	Sec. 2.2 of Supp. Reg. 14K
6.19	Sec. 2 of Supp. Reg. 14D
6.20	Sec. 2.2 of 2d Rev. Supp. Reg. 14
6.21	Sec. 3 of Supp. Reg. 14D
6.22	Sec. 4.1 of 2d Rev. Supp. Reg. 14
6.23	Sec. 5.3 of 2d Rev. Supp. Reg. 14
6.24	Sec. 3.4 of Supp. Reg. 14J
6.25	Sec. 5.1 of 2d Rev. Supp. Reg. 14
6.26	Sec. 6.1 of Supp. Reg. 14J
6.27	Sec. 2.4 of Supp. Reg. 14J
6.28	Sec. 2.3 of 2d Rev. Supp. Reg. 14
6.29	Sec. 4.4 of Supp. Reg. 14J
6.30	Sec. 3.2 of 2d Rev. Supp. Reg. 14
6.31	Sec. 4.2 of 2d Rev. Supp. Reg. 14
6.32	Sec. 5.2 of Supp. Reg. 14J
6.33	Sec. 4.1 of Supp. Reg. 14K
6.34	Sec. 1.2 of Supp. Reg. 14K
6.35	Sec. 3.3 of 2d Rev. Supp. Reg. 14
6.36	Sec. 2.5 of Supp. Reg. 14J
6.37	Sec. 3.4 of 2d Rev. Supp. Reg. 14
6.38	Sec. 3.5 of 2d Rev. Supp. Reg. 14
6.39	Sec. 2.4 of 2d Rev. Supp. Reg. 14
6.40	Sec. 3.10 of Supp. Reg. 14E
6.41	Sec. 4.3 of Supp. Reg. 14C
6.42	Sec. 4.5 of Supp. Reg. 14J
6.43	Sec. 2.1 of Supp. Reg. 14J
6.44	Sec. 1.3 of Supp. Reg. 14K
6.45	(Expired 12/31/44)
6.46	Sec. 5.2 of 2d Rev. Supp. Reg. 14
6.47	Sec. 2.5 of 2d Rev. Supp. Reg. 14
6.48	Sec. 3.3 of Supp. Reg. 14J
6.49	Sec. 3.1 of Supp. Reg. 14J
6.50	Sec. 3.1 of Supp. Reg. 14K
6.51	Sec. 4.1 of Supp. Reg. 14J
6.52	Sec. 4.2 of Supp. Reg. 14J
6.53	Sec. 5 of Supp. Reg. 14G
6.54	Sec. 2.2 of Supp. Reg. 14J
6.55	Sec. 2.3 of Supp. Reg. 14J
6.56	Sec. 4 of Supp. Reg. 14D
6.57	Sec. 3.9 of Supp. Reg. 14E
6.58	Sec. 3.6 of 2d Rev. Supp. Reg. 14
6.59	Sec. 5 of Supp. Reg. 14D
6.60	Sec. 1.2 of 2d Rev. Supp. Reg. 14
6.61	Sec. 1.7 of 2d Rev. Supp. Reg. 14
7.1	Sec. 1 of Supp. Reg. 14H
7.2	Sec. 2 of Supp. Reg. 14H
7.3	(Deleted; see MPR 566)
7.4	(Deleted; see MPR 566)
7.5	Sec. 3 of Supp. Reg. 14H
7.6	Sec. 4 of Supp. Reg. 14H
7.7	Sec. 5 of Supp. Reg. 14H
7.8	Sec. 6 of Supp. Reg. 14H
7.9	Sec. 7 of Supp. Reg. 14H
7.10	Sec. 8 of Supp. Reg. 14H
7.11	Sec. 9 of Supp. Reg. 14H
7.12	(Expired 10/31/43)
7.13	Sec. 10 of Supp. Reg. 14H
7.14	(Expired 12/31/43)
7.15	Sec. 11 of Supp. Reg. 14H
7.16	(Expired 12/31/43)
7.17	(Deleted; see MPR 566)
7.18	Do.
7.19	Sec. 12 of Supp. Reg. 14H
7.20	(Deleted; see MPR 566)
7.21	Do.

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

Former section of Revised Supp. Reg. 14:	Corresponding section in new Supplementary Regulation
8.1.....	Sec. 7 of Supp. Reg. 14I
8.2.....	Secs. 2, 4 and 5 of Supp. Reg. 14I
8.3.....	Sec. 3 of Supp. Reg. 14I
8.4.....	Sec. 6 of Supp. Reg. 14I
8.5.....	Sec. 7 of Supp. Reg. 14I
9.1.....	Sec. 6.1 of 2d Rev. Supp. Reg. 14
9.2.....	Sec. 6.3 of 2d Rev. Supp. Reg. 14
9.3.....	Sec. 6.4 of 2d Rev. Supp. Reg. 14
9.4.....	Sec. 6.2 of 2d Rev. Supp. Reg. 14

(b) "Price regulation" as used in this order means a price schedule effective in accordance with the provisions of section 206 of the Emergency Price Control Act of 1942, as amended, a maximum price regulation or temporary maximum price regulation issued by the Price Administrator, or any amendment or supplement thereto or order issued thereunder.

This supplementary order shall become effective February 12, 1945.

Issued this 7th day of February 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-2235; Filed, Feb. 7, 1945; 11:47 a. m.]

**PART 1340—FUEL**

[MPR 120, Corr. to Amdt. 125<sup>1</sup>]

**BITUMINOUS COAL DELIVERED FROM MINE OR PREPARATION PLANT**

In § 1340.226 (b) (2), the maximum price "325" for coals of Size Group No. 4 produced by mines in Production Group No. 1 is corrected to read "335".

This correction to Amendment No. 125 shall become effective as of January 22, 1945.

(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 7th day of February 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-2228; Filed, Feb. 7, 1945; 11:47 a. m.]

**PART 1340—FUEL**

[MPR 120,<sup>2</sup> Amdt. 128]

**BITUMINOUS COAL DELIVERED FROM MINE OR PREPARATION PLANT**

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

Maximum Price Regulation No. 120 is amended in the following respects:

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

<sup>1</sup> 10 F.R. 701, 860.

<sup>2</sup> 9 F.R. 5042, 5375, 5587.

1. The headnote § 1340.232 (b) (1) is amended to read as follows:

(1) *Maximum prices in cents per net ton for shipment to all destinations for all uses, including railroad fuel for all uses, and by all methods of transportation, except as otherwise specifically provided in this appendix.*

2. The following list of prices and exceptions is inserted below the table of prices and size group numbers in § 1340.232 (b) (1):

Exceptions: (The following maximum prices are applicable to Railroad Mine Run

	1 to 6 inclusive	Prices and size group numbers					
		7 and 8	9	10	11	12	15
Subdistrict No. 1.....	465	350	325	215	180	155	295

4. The list of exceptions in subparagraph (2) of § 1340.232 (b) is amended by inserting after the exceptions for Mine Index No. 104, Subdistrict No. 7, and before the exceptions for Mine Index Nos.

and double-screened coals, top size not exceeding 6", when sold by the following mines for railroad locomotive fuel use only.)

Mine Index Nos. 4 and 310.....	255
Mine Index No. 8.....	220
Mine Index No. 6.....	190
Mine Index No. 12.....	130

3. Section 1340.232 (b) (2) is amended by inserting in the table of prices and size group numbers "Subdistrict No. 1" and the following maximum prices for the respective size groups immediately above "Subdistrict No. 3" and the prices for coals thereof as follows:

	1 to 6 inclusive	Prices and size group numbers					
		7 and 8	9	10	11	12	15
"Mine Index No. 128, Subdistrict No. 9, when its coals are shipped from Mine Index No. 7, Subdistrict No. 1".....	465	350	325	215	180	155	295

148, 175 and 215, Subdistrict No. 12, the words and numerals "Mine Index No. 128, Subdistrict No. 9, when its coals are shipped from Mine Index No. 7, Subdistrict No. 1" as follows:

5. Subparagraph (3) of § 1340.232 (b) is deleted, and subparagraphs (4) and (5) thereof are redesignated (3) and (4) respectively.

This amendment shall become effective February 12, 1945.

(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 7th day of February 1945

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-2229; Filed, Feb. 7, 1945; 11:47 a. m.]

**PART 1340—FUEL**

[MPR 323, Amdt. 9]

**ASPHALT AND ASPHALT PRODUCTS**

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

Maximum Price Regulation No. 323 is amended in the following respects:

f. The footnote "3" to Table No. 1 in § 1340.353 (c) is amended to read as follows:

\* For refineries within the State of Montana using Cody as a reference point when the materials are sold for use within the State of Montana the maximum bulk price f. o. b. refinery for M. C. or R. C. grade is \$.0560 per gallon and on and after February 1, 1945 for S. C. grade is \$.0425 per gallon.

2. Section 1340.366 is amended to read as follows:

§ 1340.366 *Adjustable pricing.* Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of delivery.

On and after January 1, 1945, where a petition for adjustment or amendment is pending, the buyer and seller may agree that prices for deliveries made during the pendency of the petition shall be determined in accordance with the disposition of the petition. Such change in prices will be allowed if the deliveries are necessary to promote distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended.

This amendment shall become effective February 12, 1945.

Issued this 7th day of February 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-2231; Filed, Feb. 7, 1945; 11:48 a. m.]

**PART 1346—BUILDING MATERIALS**

[MPR 224,<sup>3</sup> Amdt. 10]

**CEMENT**

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

<sup>1</sup> 7 F.R. 7296, 8650, 8944, 9495; 8 F.R. 8275; 9 F.R. 287, 540, 4089, 10424.



Section 1346.104 (a) (1) (d) is amended to read as follows:

(d) The maximum price determined pursuant to the above pricing method may be increased by a manufacturer by an amount not in excess of \$0.20 per barrel when the following conditions are met:

The sale is made f. o. b. a mill located within the geographical area defined herein; or

The sale is made on a delivered basis and the delivered destination point is within the geographical area defined herein.

The geographical area referred to herein is defined to be the States of Wisconsin, Illinois, Indiana, and that portion of Kentucky west of and including the counties of Gallatin, Owen, Scott, Fayette, Madison, Rockcastle, Laurel, and Whitley, the States of North Dakota, South Dakota, Minnesota, Iowa, and that portion of Missouri east of, and including the counties of Schuyler, Adair, Macon, Randolph, Boone, Cole, Miller, Pulaski, Laclede, Wright, Douglas, and Ozark.

This amendment shall become effective February 12, 1945.

Issued this 7th day of February 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-2230; Filed, Feb. 7, 1945;  
11:48 a. m.]

#### PART 1404—RATIONING OF FOOTWEAR

[RO 17, Amdt. 89]

##### SHOES

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

Ration Order 17 is amended in the following respects:

1. Section 2.14 is amended to read as follows:

Sec. 2.14 *Manufacturer's report; acquisition of shoes by manufacturers*—(a) *Acquisition of shoes by manufacturer.* A manufacturer may acquire shoes from another person or establishment and for this purpose may use any ration currency on deposit in his ration bank account or, if he is not a depositor, any ration currency which he has on hand.

(b) *Who must file reports and forms to be used.* Each manufacturer shall file on or before the 10th day of each month, a report for each of his manufacturing establishments (including in the same report all factories, warehouses, storage places, salesrooms and distributing agencies) whose inventories were included in the same inventory, OPA Form R-1701, filed pursuant to Ration Order

17. Manufacturers who receive Form M-68A shall file their reports on such form with the Bureau of the Census. All other manufacturers shall file their reports on OPA Form R-1707 with the Inventory and Control Branch, Empire State Building, New York City.

(c) *What shall be reported.* The manufacturer shall furnish all information required by the form or by the accompanying instructions.

(d) *Surrender of currency to the Office of Price Administration.* There shall be attached to each report the manufacturer's certified ration check drawn to the account of the Office of Price Administration for the net number of pairs of rationed shoes of its own manufacture which it transferred during the period for which the report is made, to persons or establishments required to surrender ration currency. If during this period, he transferred "purchased shoes" under Sec. 3.5 or 3.6 or without receiving ration currency because the "purchased shoes" were released from rationing, he shall deduct the number so transferred from the amount of the check. A manufacturer may not use for the purpose of payment of ration currency to the Office of Price Administration, ration currency received for shoes which he had not transferred by the end of the reporting period. If a manufacturer is unable to send a ration check for the full amount required, because of loss or destruction of ration currency, use of ration currency (over and above the amount received against which shoes have not been transferred) for the acquisition of "purchased shoes" or for other reasons, he shall submit a ration check for the amount of ration currency available which he is permitted to use. In such case he shall attach to his report an explanation of the deficiency. If a manufacturer receives ration currency for an item represented in a prior deficiency, he shall include the amount so received in the ration check sent with his next report and attach a statement designating the deficiency which is being liquidated. (If a manufacturer is not eligible for a ration bank account, he may send ration currency other than a ration check.)

2. The definition of "manufacturer" in section 3.13 is amended to read as follows:

"Manufacturer" means any person operating a manufacturing establishment.

3. Section 3.13 is amended by adding the following definitions:

"Purchased shoes" means shoes acquired by a manufacturer from other persons or establishments in a transaction separate from the return of shoes by customers in the ordinary course of business.

"Shoes of its own manufacture" means all shoes manufactured by the establishment except "purchased shoes", as defined above.

This amendment shall become effective February 9, 1945.

Note: The reporting provisions and record-keeping requirements of this amend-

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

Issued this 7th day of February 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-2233; Filed, Feb. 7, 1945;  
11:49 a. m.]

#### PART 1404—RATIONING OF FOOTWEAR

[RO 17, Amdt. 90]

##### SHOES

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

Ration Order 17 is amended in the following respects:

1. Section 2.7 (a) is amended by adding after the headnote and before the first sentence the following: "An establishment may acquire shoes only if its supplier has first received from it valid shoe ration currency in an amount equal to the number of pairs of shoes acquired."

2. The last sentence of section 2.11 (1) (2) (iii) is amended to read as follows: "The sale price of shoes transferred under section 2.11 (1) (2) (ii) may not exceed a price  $3\frac{1}{3}\%$  above the price paid by the owner of the establishment for such shoes."

3. Section 2.13 (b) is amended by deleting the following: "Each establishment shall keep the following records for at least two years:" and substituting the following: "Each establishment must keep the following records until further notice by amendment to the order:"

4. Section 3.5 (a) (2) is amended to read as follows:

(2) Shoes may be exported to any foreign country other than Canada under an individual or program license issued by the Foreign Economic Administration.

5. Section 3.5 (a) (4) is amended to read as follows:

(4) Shoes having a declared value of less than \$25 may be exported by a registered establishment without prior approval to any foreign country, if the shoes are exported by mail, parcel post, express or other common carrier or are shoes exported through the Department of State. This subdivision does not apply to an export to a G-Post destination (as defined in Comprehensive Export Schedule No. 16 of the Foreign Economic Administration), or to an address in Baja, California, Mexico within 90 kilometers of the border between Mexico and the United States, or any other part of Mexico within 20 kilometers of such border.

6. Section 3.5 (b) is amended to read as follows:

(b) Shoes having a declared value of less than \$25 for which ration currency

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

<sup>1</sup> 8 F.R. 15839, 16605, 16996, 9 F.R. 92, 573, 765, 2232, 2656, 2947, 2829, 3340, 3944, 4391, 5254, 5805, 6233, 6647, 6455, 7080, 7773, 8254, 8339, 8340, 8931, 9355, 9901, 10589, 10984, 10985, 11638, 11763, 12039, 12271, 12812, 13134, 13067, 13992, 14017, 14496, 10 F.R. 521.

has been obtained and surrendered by an individual consumer or by an agent for him, in a manner authorized by this order, may be exported without further approval, unless they are being exported to a G-Post destination (as defined in Comprehensive Export Schedule No. 16 of the Foreign Economic Administration). Shoes acquired by an exempt person or agency in a way permitted by section 3.6 may be exported without further approval.

This amendment shall become effective February 7, 1945.

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

Issued this 7th day of February 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-2234; Filed, Feb. 7, 1945;  
11:49 a. m.]

PART 1404—RATIONING OF FOOTWEAR  
[RO 17, Revocation of Supp. 1]

SHOES

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

Supplement No. 1 to Ration Order 17 and all amendments thereto is hereby revoked subject to the provisions of section 5.1 of General Ration Order 8.

This order shall become effective February 9, 1945.

Issued this 7th day of February 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-2232; Filed, Feb. 7, 1945;  
11:48 a. m.]

PART 1499—COMMODITIES AND SERVICES  
[Rev. SR 1, Amdt. 90]

FARM COMMODITIES

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

Paragraph (a) of section 3.2 of Revised Supplementary Regulation No. 1 is amended to read as follows:

(a) Sales and deliveries by a farmer, of commodities grown and processed on his farm, if the total of such sales or deliveries does not exceed \$75 in any one calendar month: *Provided, however,* That this exception shall not apply to the following commodities:

(1) Firewood—The sale and delivery of any wood or wood product for fuel purposes.

This amendment shall become effective February 12, 1945.

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

† 8 F. R. 6966, 12180, 15183.

Issued this 7th day of February 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-2195; Filed, Feb. 7, 1945;  
11:47 a. m.]

Chapter XVIII—Office of Economic  
Stabilization

[Directive 32]

PART 4004—PRICE STABILIZATION; MAXI-  
MUM PRICES

MANUFACTURED DAIRY PRODUCTS

Correction

The last paragraph of Federal Register Document 45-2019, appearing on page 1549 of the issue for Tuesday, February 6, 1945, should read as follows:

Issued this 15th day of February 1944.

Notices

CIVIL AERONAUTICS BOARD.

[Docket No. 864, et al.]

ALASKA AIRLINES INC.; FAIRBANKS-AN-  
CHORAGE-KODIAK SERVICE

NOTICE OF ORAL ARGUMENT

In the matter of the applications of Alaska Airlines, Inc., and Woodley Airways for certificates and amendment of existing certificates of public convenience and necessity, under section 401 of the Civil Aeronautics Act of 1938, as amended; and in the matter of the certification by the Postmaster General, pursuant to section 401 (n) of the act, with respect to the transportation of mail by aircraft between Fairbanks and Kodiak via Anchorage, Alaska.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 401 and 1001 of said act, that oral argument in the above-entitled proceeding is assigned to be held on February 24, 1945, at 10 a. m. (eastern war time), in Room 5042 Commerce Building, 14th Street and Constitution Avenue NW., Washington, D. C., before the Board.

Dated Washington, D. C., February 5, 1945.

By the Civil Aeronautics Board.

FRED A. TOOMBS,  
Secretary.

[F. R. Doc. 45-2222; Filed, Feb. 7, 1945;  
10:46 a. m.]

[Docket No. 1666]

AMERICAN EXPORT AIRLINES, INC.

NOTICE OF HEARING

In the matter of the compensation for the transportation of mail by aircraft, the facilities used and useful therefor, and services connected therewith of American Export Airlines, Inc., between the terminal point New York, N. Y., and the terminal point Foynes, Eire.

Notice is hereby given pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 406 and 1001 of said act, in the above-entitled proceeding, that public hearing is assigned to be held on February 9, 1945, 10:00 a. m. (eastern war time) in the Foyer, Commerce Auditorium, Department of Commerce, 14th and Constitution Avenue NW., Washington, D. C., before an examiner of the Board.

Dated February 5, 1945.

By the Civil Aeronautics Board.

FRED A. TOOMBS,  
Secretary.

[F. R. Doc. 45-2223; Filed, Feb. 7, 1945;  
10:46 a. m.]

OFFICE OF ALIEN PROPERTY CUS-  
TODIAN.

[Vesting Order 4534]

JINZABURO KAWATSU

In re: Estate of Jinzaburo Kawatsu, deceased; File D-39-15299; E. T. sec. 12086; H-171.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Mrs. Dai Yamamoto in and to the Estate of Jinzaburo Kawatsu, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Japan, namely,

*National and Last Known Address*

Mrs. Dai Yamamoto, Japan.

That such property is in the process of administration by Stanley Morito, as Administrator of the Estate of Jinzaburo Kawatsu, acting under the judicial supervision of the Circuit Court, First Judicial Circuit, Territory of Hawaii;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

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

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be

determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 19, 1945.

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

[F. R. Doc. 45-2207; Filed, Feb. 7, 1945;  
10:43 a. m.]

[Vesting Order 4546]

HENRY BELLMAN

In re: Estate of Henry Bellman, an incompetent; File D-28-8897; E. T. sec. 11094.

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

That the property described as follows: All the property and estate of Henry Bellman of any nature whatsoever in the possession of George Bellman as Committee of the Estate of Henry Bellman, an incompetent, is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

*National and Last Known Address*

Henry Bellman, Germany.

That such property is in the process of administration by George Bellman, as Committee of the Estate of Henry Bellman, an incompetent, acting under the judicial supervision of the Supreme Court, County of New York, State of New York;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such a person be treated as a national of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

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

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indi-

cate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1945.

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

[F. R. Doc. 45-2208; Filed, Feb. 7, 1945;  
10:43 a. m.]

[Vesting Order 4547]

CARL D. BISCHOFF

In re: Estate of Carl D. Bischoff, deceased; File D-28-4287; E. T. sec. 7313.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Henry Bischoff, the child or children of Henry Bischoff, whose names are unknown, Ferdinand Bosch, the child or children of Ferdinand Bosch, whose names are unknown, Gesine Pape, and the child or children of Gesine Pape, whose names are unknown, and each of them, in and to the Estate of Carl D. Bischoff, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

*Nationals and Last Known Address*

Henry Bischoff, Germany.  
The child or children of Henry Bischoff, whose names are unknown, Germany.  
Ferdinand Bosch, Germany.  
The child or children of Ferdinand Bosch, whose names are unknown, Germany.  
Gesine Pape, Germany.  
The child or children of Gesine Pape, whose names are unknown, Germany.

That such property is in the process of administration by The Hackensack Trust Company and Anna B. Riegan, Co-executors, acting under the judicial supervision of the Bergen County Orphans' Court, Hackensack, New Jersey;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

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

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1945.

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

[F. R. Doc. 45-2209; Filed, Feb. 7, 1945;  
10:43 a. m.]

[Vesting Order 4548]

CATHARINA M. BLACE

In re: Estate of Catharina (Catherine) M. Blace, deceased; File No. D-28-8278; E. T. sec. 9446.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Fritz Naber, Bertha Kemmer, Alma Kemmer, and William Kemmer, and each of them, in and to the estate of Catharina (Catherine) M. Blace, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

*Nationals and Last Known Address*

Fritz Naber, Germany.  
Bertha Kemmer, Germany.  
Alma Kemmer, Germany.  
William Kemmer, Germany.

That such property is in the process of administration by Henry Blace, Executor, acting under the judicial supervision of the Bergen County Orphans' Court, Hackensack, New Jersey;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such

persons be treated as nationals of a designated enemy country, Germany;

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

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

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9095, as amended.

Executed at Washington, D. C. on January 29, 1945.

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

[F. R. Doc. 45-2210; Filed, Feb. 7, 1945;  
10:43 a. m.]

[Vesting Order 4549]

MAX BUCK

In re: Estate of Max Buck, deceased; File D-28-4151; E. T. sec. 7172.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Viktoria Widmann, Albertine Hermanutz, Richard Johannes Buck and Simon Buck, and each of them, in and to the estate of Max Buck, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

*Nationals and Last Known Address*

Viktoria Widmann, Germany.  
Albertine Hermanutz, Germany.  
Richard Johannes Buck, Germany.  
Simon Buck, Germany.

That such property is in the process of administration by Joseph C. Buck, 1514 Bellevue Avenue, Seattle, Washington, as administrator of the estate of Max Buck, deceased,

acting under the judicial supervision of the County Court of Campbell County, South Dakota;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

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

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1945.

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

[F. R. Doc. 45-2211; Filed, Feb. 7, 1945;  
10:43 a. m.]

[Vesting Order 4550]

JOHN BUMBAR

In re: Estate of John Bumbar, deceased; File No. D-57-255; E. T. sec. 6150.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Dochia Roman in and to the estate of John Bumbar, deceased, is property payable or deliverable to, or claimed by, a national of a designated enemy country, Rumania, namely,

*National and Last Known Address*

Dochia Roman, Rumania.

That such property is in the process of administration by the Treasurer of the City of New York, as depository, acting under the judicial supervision of the Surrogate's Court, County of New York, State of New York;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Rumania);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

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

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1945.

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

[F. R. Doc. 45-2212; Filed, Feb. 7, 1945;  
10:43 a. m.]

[Vesting Order 4551]

CHASE NATIONAL BANK AND CHARLES L. COBB

In re: Trust Indenture dated the 21st day of March, 1928 between the Chase National Bank of the City of New York and Charles L. Cobb; File D-28-8087; E. T. sec. 11214.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Bruno Reinicke, Jr., Elisabeth Reinicke, Bruno Carl Reinicke, Robert Hans Reinicke, Johanne Maria Margaret Elisabeth Reinicke, child or children, names unknown, of Bruno Reinicke, Jr. and Elisabeth Reinicke; Klaus Reinicke, Hans Egon Schwarzburger, Ilse Schwarzburger Roth, Hans Adolf Roth, Heide Roth, Hans Eberhardt Schwarzburger, Karla Maria Rott vom Baur, Fritz vom Baur, Gerd vom Baur, Roland Rott, Rose Lore Rott, Fritz Reinicke,

Gertrud Ernst, Ella Schwarzburger, Charlotte Rott, descendants of any deceased child or children, names unknown, of Bruno Reinicke, Jr. and Elisabeth Reinicke; issue, names unknown, of Fritz Reinicke; issue, names unknown, of Gertrud Ernst; issue, names unknown, of Ella Schwarzburger; issue, names unknown, of Charlotte Rott; heirs at law, names unknown, of Bruno Reinicke, Jr.; and each of them, in and to the trust established under a certain indenture of trust dated March 21, 1928 between Charles L. Cobb and The Chase National Bank of the City of New York,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

*Nationals and Last Known Address*

Bruno Reinicke, Jr., Germany.  
 Elisabeth Reinicke, Germany.  
 Bruno Carl Reinicke, Germany.  
 Robert Hans Reinicke, Germany.  
 Johanne Maria Margarete Elisabeth Reinicke, Germany.  
 Child or children, names unknown, of Bruno Reinicke, Jr. and Elisabeth Reinicke, Germany.  
 Klaus Reinicke, Germany.  
 Hans Egon Schwarzburger, Germany.  
 Ise Schwarzburger Roth, Germany.  
 Hans Adolf Roth, Germany.  
 Heide Roth, Germany.  
 Hans Eberhardt Schwarzburger, Germany.  
 Karla Maria Rott vom Baur, Germany.  
 Fritz vom Baur, Germany.  
 Gerd vom Baur, Germany.  
 Roland Rott, Germany.  
 Rose Lore Rott, Germany.  
 Fritz Reinicke, Germany.  
 Gertrud Ernst, Germany.  
 Ella Schwarzburger, Germany.  
 Charlotte Rott, Germany.  
 Descendants of any deceased child or children, names unknown, of Bruno Reinicke, Jr., and Elisabeth Reinicke, Germany.  
 Issue, names unknown, of Fritz Reinicke, Germany.  
 Issue, names unknown, of Gertrud Ernst, Germany.  
 Issue, names unknown, of Ella Schwarzburger, Germany.  
 Issue, names unknown, of Charlotte Rott, Germany.  
 Heirs at law, names unknown, of Bruno Reinicke, Jr., Germany.

That such property is in the process of administration by The Chase National Bank of the City of New York, as Trustee of the trust established under an indenture of trust dated March 21, 1928 between Charles L. Cobb and The Chase National Bank of the City of New York, acting under the judicial supervision of the Supreme Court of the State of New York, in and for the County of New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

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

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be

deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1945.

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

[F. R. Doc. 45-2213; Filed, Feb. 7, 1945;  
 10:43 a. m.]

[Vesting Order 4552]

J. P. MORGAN & Co., INC.

In re: J. P. Morgan & Co. Incorporated, as Administrator c. t. a. of the Estate of John Ridgely Carter, deceased Trustee and J. P. Morgan & Co. Incorporated, as Trustee of a Trust created by John Ridgely Carter for the benefit of Alice Morgan Carter and others, with remainders over, by trust indenture dated December 9, 1930, as amended, Plaintiffs, against Caroline Mildred Countess of Gosford, et al., Defendants; File No. D-28-9305; E. T. sec. 12229.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Camilla Mildred Nicola von Stauffenberg, Descendants, names unknown of Camilla Mildred Nicola von Stauffenberg, Johan Sebastian von Stauffenberg, Patrick von Stauffenberg and "Shirley" von Stauffenberg (first name "Shirley" being fictitious), and each of them, in and to the Trust established under a Trust Indenture dated December 9, 1930, as amended, between John Ridgely Carter, Grantor, and Thomas S. Lamont and John Ridgely Carter, Trustees,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

*Nationals and Last Known Address*

Camilla Mildred Nicola von Stauffenberg, Germany.  
 Descendants, names unknown of Camilla Mildred Nicola von Stauffenberg, Germany.  
 Johan Sebastian von Stauffenberg, Germany.  
 Patrick von Stauffenberg, Germany.  
 "Shirley" von Stauffenberg (first name "Shirley" being fictitious), Germany.

That such property is in the process of administration by J. P. Morgan & Co. Incorporated, as Administrator c. t. a. of the Estate of John Ridgely Carter, deceased, Trustee and J. P. Morgan & Co., Incorporated, Trustee, acting under the judicial supervision of the Supreme Court, New York County, State of New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

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

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1945.

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

[F. R. Doc. 45-2214; Filed, Feb. 7, 1945;  
 10:44 a. m.]

[Vesting Order 4553]

ANNA DITTRICH

In re: Estate of Anna Dittrich, deceased; File No. D-28-2948; E. T. sec. 5347.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Anna Guggi, Marie Dittrich and Louisa Maly, and each of them, in and to the Estate of Anna Dittrich, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

*Nationals and Last Known Address*

Anna Guggi, Germany.  
Marie Dittrich, Germany.  
Louisa Maly, Germany.

That such property is in the process of administration by the Treasurer of the City of New York, depositary, acting under the judicial supervision of the Surrogate's Court, County of Bronx, State of New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany;

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

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

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time, as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1945.

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

[F. R. Doc. 45-2215; Filed, Feb. 7, 1945;  
10:44 a. m.]

[Vesting Order 4554]

CARL DROLL

In re: Trust under the will of Carl Droll, deceased; File No. D-28-2131; E. T. sec. 2680.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Josephine Hettler, William Droll, Pauline Lempert, Otto Droll, Max Droll, Elise Droll, Leopold Droll, Josephine Strait, also known as Josephine Streit, Hermine Meier and Auguste Konig, and each of them, in and to the Trust created under the will of Carl Droll, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

*Nationals and Last Known Address*

Josephine Hettler, Germany.  
William Droll, Germany.  
Pauline Lempert, Germany.  
Otto Droll, Germany.  
Max Droll, Germany.  
Elise Droll, Germany.  
Leopold Droll, Germany.  
Josephine Strait, also known as Josephine Streit, Germany.  
Hermine Meier, Germany.  
Auguste Konig, Germany.

That such property is in the process of administration by The Howard Savings Institution, as Trustee, acting under the judicial supervision of the Essex County Orphans' Court, Newark, New Jersey;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

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

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1945.

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

[F. R. Doc. 45-2216; Filed, Feb. 7, 1945;  
10:45 a. m.]

[Vesting Order 4555]

PETER H. EDLEFSEN

In re: Estate of Peter H. Edlefsen, deceased; File D-28-3848; E. T. sec. 11792.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Anny Edlefsen, Mathies Peter Edlefsen and Anna M. Christiansen, and each of them, in and to the Estate of Peter H. Edlefsen, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

*Nationals and Last Known Address*

Anny Edlefsen, Germany.  
Mathies Peter Edlefsen, Germany.  
Anna M. Christiansen, Germany.

That such property is in the process of administration by Blanch Ann Graf, as Executrix of the Estate of Peter H. Edlefsen, acting under the judicial supervision of the Circuit Court of Multnomah County, Oregon;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

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

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1945.

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

[F. R. Doc. 45-2217; Filed, Feb. 7, 1945;  
10:45 a. m.]

[Vesting Order 4556]

ADELINE EGGERS

In re: Mortgage Participation Certificate No. 155255, having a face value of \$241.18, in Mortgage #F-1122, in the name of Adeline Eggers and guaranteed by Bond and Mortgage Guarantee Company under Guarantee No. 186,084. Mortgage Participation Certificate No. 155213, having a face value of \$251.56, in Mortgage #F-935, in the name of Adeline Eggers and guaranteed by Bond and Mortgage Guarantee Company under Guarantee No. 181,453. Mortgage Participation Certificate No. 168868, having a face value of \$119.71, in Mortgage #F-736, in the name of Adeline Eggers and guaranteed by Bond and Mortgage Guarantee Company under Guarantee No. 170,874. File F-28-7537; E. T. sec. 1960.

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

That the property described as follows: All right, title, interest, and claim of any kind or character whatsoever of Adeline Eggers in and to the Mortgage Participation Certificate No. 155255, having a face value of \$241.18, in Mortgage #F-1122, and guaranteed by Bond and Mortgage Guarantee Company under Guarantee No. 186,084.

All right, title, interest and claim of any kind or character whatsoever of Adeline Eggers in and to the Mortgage Participation Certificate No. 155213, having a face value of \$251.56, in Mortgage #F-935, in the name of Adeline Eggers and guaranteed by Bond and Mortgage Guarantee Company under Guarantee No. 181,453.

All right, title, interest and claim of any kind or character whatsoever of Adeline Eggers in and to the Mortgage Participation Certificate No. 168868, having a face value of \$119.71, in Mortgage #F-736, in the name of Adeline Eggers and guaranteed by Bond and Mortgage Guarantee Company under Guarantee No. 170,874.

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

*National and Last Known Address*

Adeline Eggers, Germany.

That such property is in the process of administration by Manufacturers Trust Company, as Trustee, acting under the judicial supervision of the Supreme Court of the State of New York, County of Kings;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification and deeming it necessary in the national interest,

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

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Prop-

erty Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1945.

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

[F. R. Doc. 45-2218; Filed, Feb. 7, 1945; 10:45 a. m.]

[Vesting Order 4557]

BERTHA EISING

In re: Estate of Bertha Eising, deceased; File D-28-8412; E.T. sec. 9797.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Sophie Weiss in and to the Estate of Bertha Eising, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

*National and Last Known Address*

Sophie Weiss, Germany.

That such property is in the process of administration by Fritz Breitenbach, as Administrator, acting under the judicial supervision of the Surrogate's Court of New York County, New York;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

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

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Prop-

erty Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1945.

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

[F. R. Doc. 45-2219; Filed, Feb. 7, 1945; 10:45 a. m.]

[Vesting Order 4558]

DORA HATTENDORF

In re: Mortgage Participation Certificate No. 155207 in Mortgage No. F935 (181453) issued by Bond & Mortgage Guarantee Company to Dora Hattendorf; File No. F-28-18360; E. T. sec. 6154.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Dora Hattendorf in and to the Mortgage Participation Certificate No. 155207 in Mortgage No. F935 (181453) issued by Bond & Mortgage Guarantee Company,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

*National and Last Known Address*

Dora Hattendorf, Bremen, Germany.

That such property is in the process of administration by the Manufacturers Trust Company, as trustee, acting under the judicial supervision of the Supreme Court, County of Kings, State of New York;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the inter-

est and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1945.

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

[F. R. Doc. 45-2220; Filed, Feb. 7, 1945; 10:45 a. m.]

[Vesting Order 4559]

LOUISA DELIA HEMPEL

In re: Estate of Louisa Delia Hempel, deceased; File No. D-28-3602; E. T. sec. 3946.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Elisabeth Susanne Hempel, also known as Elizabeth Susanne Hempel and Eberhard Hempel, and each of them, in and to the estate of Louisa Delia Hempel, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

*Nationals and Last Known Address*

Elisabeth Susanne Hempel, also known as Elizabeth Susanne Hempel, Germany.  
Eberhard Hempel, Germany.

That such property is in the process of administration by Old Colony Trust Company and Standish Bradford, as executors of the estate of Louisa Delia Hempel, acting under the judicial supervision of the Probate Court, County of Suffolk, Commonwealth of Massachusetts;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including

appropriate consultation and certification, and deeming it necessary in the national interest,

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

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1945.

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

[F. R. Doc. 45-2221; Filed, Feb. 7, 1945; 10:45 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 88, Order 59]

PETROLEUM PRODUCTS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in the accompanying opinion and under the authority vested in the Administrator of the Office of Price Administration by section 1.9 (c) of Maximum Price Regulation No. 88, *It is hereby ordered:*

(a) That a seller's maximum price for a particular petroleum product meeting the specifications described below on sales made f. o. b. a refinery in the State of California (excluding the San Francisco Bay Area) may be adjusted to the maximum price hereinafter set forth:

[Cents per gallon]

Specifications	When loaded into transportation facilities in lots of 300 gallons or more		When loaded into transportation facilities in lots of less than 300 gallons	
P. S. 100 fuel oil.....	4.0		4.125	
P. S. 200 fuel oil.....	3.25		3.375	

(b) This order may be revoked, amended or corrected at any time.

This order shall become effective February 1, 1945.

Issued this 6th day of February 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-2183; Filed, Feb. 6, 1945; 11:50 a. m.]

[RMPR 506, Order 72]

ADVANCE WINDOW SHADE CO., INC., ET AL.

APPROVAL OF MAXIMUM PRICES

Order No. 72 under section 4 (b) of Revised Maximum Price Regulation 506. Maximum prices for staple work gloves. Granting maximum prices to the Advance Window Shade Co., Inc. and other sellers. Docket No. 60627-506.4 (a) (3)-6.

For the reasons set forth in an opinion issued simultaneously herewith, *It is ordered:*

(a) On and after February 7, 1945, the Advance Window Shade Co., Inc., 500-506 East Sixty-third Street, Chicago, Illinois, may sell and deliver to any purchaser, and such purchaser may buy from it, the staple work glove number enumerated in the following table at or below the prices set forth in Column A of this table. Wholesalers who purchase these numbers from the Advance Window Shade Co., Inc. may make "regular sales" at wholesale of such glove, at or below the prices set forth in Column B of the table. Ceiling prices for "special sales" at wholesale shall be determined in accordance with section 3 (b) of Revised Maximum Price Regulation 506.

Style No. and glove description	Column A Manufacturer's prices		Column B
	Group I ceiling	Group II ceiling	Wholesalers' prices
1 Men's extra large elite-cut 10½ ounce single thickness natural jersey, 6' knit twist.....	\$2.20	\$2.42½	\$2.62½

(b) The maximum prices authorized in paragraph (a) are subject to the following:

(1) The instructions for manufacturers and wholesalers which preface the tables in Appendix A of RMPR 506;

(2) The maximum prices listed above are for first quality gloves. The maximum price for "seconds" of Style No. 1 shall be the maximum price for "firsts" multiplied by 75%.

(3) The provisions in section 4 (a) of RMPR 506 with respect to a manufacturer's "wholesale percentage," and the quota of deliveries which must be made at Group I prices;

(4) The marking and informational requirements of section 6 of RMPR 506. In addition to these requirements, the Advance Window Shade Co., Inc., on all deliveries of the style number listed in paragraph (a), made pursuant to this order, on and after February 7, 1945, must place the letter "S" following the lot number or brand name stated on the



label, ticket, or other device used to mark the gloves.

(c) The definitions in RMPR 506 shall apply to this order.

(d) The Advance Window Shade Co., Inc. must furnish each of its customers, who, on or after February 7, 1945, purchased or purchases the style number listed in paragraph (a) for purposes of resale, a notice in the form set forth below. The Advance Window Shade Co., Inc. must also notify each such customer (other than a seller at retail) that he is required in turn to transmit to his customers a copy of the notice set forth below. The notice may be attached to the invoice or may be stamped or printed on the invoice.

This notice is sent to you as required by Order No. 72 under section 4 (b) of Revised Maximum Price Regulation 506 issued by the Office of Price Administration. It lists ceiling prices fixed by OPA for the work glove numbers enumerated in the table below, manufactured by the Advance Window Shade Co., Inc.

OPA has ruled that the Advance Window Shade Co., Inc. may sell these numbers at or below the prices listed in Column A below, subject to the provisions of section 4 (a) of RMPR 506 with respect to the quota of deliveries which must be made at Group I prices. Wholesalers in turn are authorized to make regular sales at wholesale of these numbers at or below the prices listed in Column B. Retailers will determine their ceiling prices on these numbers in accordance with section 2 of RMPR 506.

Style No.	Column A Manufacturer's prices		Column B Wholesalers' prices
	Group I ceiling	Group II ceiling	
1-S.....	\$2.20	\$2.42½	\$2.62½

You will note that the letter S follows the manufacturers' lot number or brand name. This letter indicates that these gloves have been specifically priced by OPA under section 4 (b).

(e) This order No. 72 under Revised Maximum Price Regulation 506 may be revoked or amended by the Price Administrator at any time.

This order shall become effective February 7, 1945.

(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 6th day of February 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-2188; Filed, Feb. 6, 1945; 11:50 a. m.]

[MPR 188, Amdt. 2 to Order 3261]

CERTAIN ARTICLES OF UPHOLSTERED FURNITURE

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.159b of Maximum Price Regulation No. 188 and section 9.3 of Revised Supplementary Regulation

No. 14, *It is ordered*, That Order No. 3261 under Maximum Price Regulation No. 188 be amended in the following respect:

Paragraph (f) is amended to read as follows:

(f) This order shall become effective as to "manufacturers" on March 1, 1945, and as to all other persons on March 15, 1945.

This amendment shall be effective as of February 1, 1945.

Issued this 6th day of February 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-2202; Filed, Feb. 6, 1945; 4:37 p. m.]

[2d Rev. Max. Export Price Reg., Order 63]

RUBBER FOOTWEAR

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the Second Revised Maximum Export Price Regulation, *It is ordered*:

(a) Notwithstanding any contrary provision in the Second Revised Maximum Export Price Regulation, the maximum price at which any exporter may sell or deliver to any purchaser in Alaska, any of the following types of rubber footwear which (except for the substitution of Buna-S for natural rubber) are the same as a type of footwear produced and sold for use in Alaska between April 1, 1941 and October 25, 1941, shall be the following price, f. a. s. vessel, Seattle, Washington:

	Per pair
Misses' short boot.....	\$1.65
Child's short boot.....	1.45

Less all discounts, allowances and other deductions that the exporter had in effect to purchasers of the same class on December 3, 1941.

(b) The exporter (manufacturer or wholesaler), on or before the first delivery of any footwear subject to this order, shall notify the purchaser that the maximum prices applicable to his (purchaser's) sales of such footwear to a consumer in Alaska are established by Order No. 2 under Maximum Price Regulation No. 194.

(c) This order may be revoked or amended at any time.

This order shall become effective February 8, 1945.

Issued this 7th day of February 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-2241; Filed, Feb. 7, 1945; 11:51 a. m.]

[MPR 132, Order 3]

RUBBER FOOTWEAR

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed

with the Division of the Federal Register, and pursuant to § 1315.70 (b) of Maximum Price Regulation 132; *It is ordered*:

(a) Manufacturers' maximum prices for sales to wholesalers of any of the following types of rubber footwear which are the same as a type of footwear produced and sold for use in Alaska between April 1, 1941, and October 25, 1941, except for the substitution of Buna-S for natural rubber, shall be as follows:

	Per pair
Misses' Short Boot.....	\$1.65
Child's Short Boot.....	1.45

These prices are subject to all discounts, allowances and trade practices that the manufacturer had in effect to purchasers of the same class on December 3, 1941.

(b) The credit charges, transportation costs and service charges provisions of § 1315.61a of Maximum Price Regulation 132 and all other provisions of Maximum Price Regulation 132, not inconsistent with this order, shall apply to all footwear sold under this order.

(c) With or prior to the first delivery of any footwear priced under this order, the manufacturer shall notify the purchaser in writing that the maximum wholesale prices applicable to sales of the footwear by such purchaser to a purchaser in Alaska are established by Order No. 68 under the Second Revised Maximum Export Price Regulation.

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

This order shall become effective February 8, 1945.

Issued this 7th day of February 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-2237; Filed, Feb. 7, 1945; 1:49 a. m.]

[MPR 194, Order 2]

RUBBER FOOTWEAR

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1418.52 (b) of Maximum Price Regulation 194, *It is ordered*:

(a) That the maximum retail price for the following types of rubber footwear which are the same as a type of footwear produced and sold for use in Alaska between April 1 and October 5, 1941, except for the substitution of Buna-S for natural rubber shall be as follows:

	Per pair
Misses' short boot.....	\$2.75
Child's short boot.....	2.50

(b) All provisions of Maximum Price Regulation 194 not inconsistent with this order shall apply to sales covered by this order.

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

This order shall become effective this 8th day of February 1945.

Issued this 7th day of February 1945.

JAMES P. DAVIS,  
Regional Administrator,  
Region IX.

[F. R. Doc. 45-2236; Filed, Feb. 7, 1945;  
11:49 a. m.]

## SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-1012]

OGDEN CORPORATION

### 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 5th day of February, A. D. 1945.

Notice is hereby given that an application or declaration (or both) has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935, by Ogden Corporation, a registered holding company; and

All interested persons are referred to the said filing which is on file in the office of the said Commission for a statement of the transactions therein proposed, which may be summarized as follows:

The order of the United States District Court for the Northern District of Illinois, Eastern Division, dated January 2, 1940, confirming, under section 77B of the Bankruptcy Act, the plan of reorganization of Utilities Power & Light Corporation, predecessor company of Ogden Corporation, provided that any shares of Ogden Corporation's preferred or common stocks not claimed by persons entitled thereto under the said plan of reorganization may, five years after the date of such order, be sold by Ogden Corporation for cash at public or private sale. The said order further provided that thereafter, those previously entitled to receive the shares of stock so sold shall be entitled to receive from Ogden Corporation only the net cash proceeds from such sale (together with dividends declared, and set apart for payment, on such shares); and that any such net cash proceeds, together with any such dividends, not claimed within six years after date of such sale, may be held by Ogden Corporation as part of its general funds, free of any claim of those previously entitled thereto.

As of December 31, 1944, approximately 54,000 shares of common stock remained unclaimed. Ogden Corporation proposes to sell at public auction, after advertisement thereof, all such common stock which shall remain unclaimed on the date set for such public auction. Ogden Corporation states that it will bid not less than \$3.75 per share for the shares to be auctioned. Following the sale, Ogden Corporation proposes to give notice to the persons entitled to the proceeds of such sale of common stock that unless their pro rata share of such proceeds is claimed within six years from the date of the proposed sale, they shall have no further right to claim any of such proceeds.

Ogden Corporation designates sections 7 and 12 (c) of the act as applicable to the filing.

It appearing to the Commission that it is appropriate in the public interest and the interest of investors and consumers that a hearing be held with respect to such matters;

It is ordered, That a hearing on such matters under the applicable provisions of said act and rules of the Commission thereunder be held on February 15, 1945, at 11:00 a. m., e. w. t., at the offices of the Securities and Exchange Commission, 18th and Locust 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.

It is further ordered, That Willis E. Monty or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearings in such matter. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That any person desiring to be heard in connection with the proceeding or proposing to intervene herein shall file with the Secretary of the Commission, on or before February 12, 1945, his request or application therefor, as provided by Rule XVII of the rules of practice of this Commission.

It is further ordered, That, without limiting the scope of the issues presented by said application or declaration (or both), particular attention will be directed at such hearing to the following matters:

1. Whether the proposed transactions are in the public interest and in the interest of investors and consumers;
2. Whether the fees, commissions, or other remunerations to be paid in connection with the proposed transactions are fair and reasonable;
3. Whether, if the proposed transactions are authorized, the imposition of terms and conditions is necessary and appropriate in the public interest or for the protection of investors and consumers, and, if so, what terms and conditions should be imposed.
4. 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 and regulations promulgated thereunder.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 45-2191; Filed, Feb. 6, 1945;  
3:00 p. m.]

[File No. 70-1021]

NORTHERN STATES POWER CO. (WIS.)

### NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 5th day of February 1945.

Notice is hereby given that an application or declaration (or both) has been filed with the Commission pursuant to the Public Utility Holding Company Act of 1935 by Northern States Power Company (Wisconsin), an operating public utility and a subsidiary of Northern States Power Company (Minnesota), a registered holding company and subsidiary of Northern States Power Company (Delaware), also a registered holding company.

Notice is further given that any interested person may not later than the 20th day of February, 1945, at 5:30 p. m., e. w. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, such application or declaration (or both), as filed or amended, may be granted or permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated pursuant to said act, or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed, Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said application or declaration (or both) which is on file in the office of the Commission for a statement of the transactions therein proposed, which are summarized as follows:

In accordance with a contract dated August 31, 1944, Northern States Power Company (Wisconsin) proposes to acquire all the property of the Willow River Power Company, a Wisconsin corporation, excepting cash on hand and a claim against the United States of America now in litigation, for a total consideration of \$840,000, subject to adjustments for date of closing. In addition to the electric properties of the Willow River Power Company, consisting of a steam electric generating plant, internal combustion electric generating plant, four hydro-electric generating plants, distribution system and transmission lines, this property includes a steam heating business serving 43 commercial customers in Hudson, Wisconsin. The Public Service Commission of Wisconsin and the Federal Power Commission have heretofore authorized and approved the acquisition of all the aforesaid property. Northern States Power Company (Wisconsin) now applies to this Commission for approval of its acquisition of the steam heating business in accordance with the provisions of sections 9 (a) and 10 of the Public Utility Holding Company Act of 1935, and does not request approval by this Commission for the acquisition of the electric plant and property by virtue of the exemption provided by section 9 (b) (1) of the act.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 45-2192; Filed, Feb. 6, 1945;  
3:00 p. m.]

## WAR PRODUCTION BOARD.

[C-261]

JOHN R LUMBER CO., AND JOHN R DEVELOPMENT CO.

## CONSENT ORDER

Wilfred L. Katz, Sarah Katz, and Donald J. Katz, individually and as co-partners doing business as John R Lumber Company, located at John R and Eleven-Mile Road, Royal Oak Township, Michigan, are engaged in the sales of lumber, builders' supplies, and general hardware. Donald Katz has taken no active part in the management of the business during the period involved, inasmuch as he is a member of the armed forces of the United States of America and was absent from the business. John R Development Company is a Michigan corporation, is the owner in fee of the real estate involved in this Order, and its officers are Sarah Katz, president, Wilfred L. Katz, vice president, and Donald J. Katz, secretary and treasurer.

Wilfred L. Katz, Sarah Katz, and Donald J. Katz, individually and as co-partners doing business as John R Lumber Company, and John R Development Company, a Michigan corporation, are charged by the War Production Board with having done construction of a new building at the aforesaid premises for use as a display and storage room, in violation of War Production Board Conservation Order L-41. They admit the violation as charged, do not desire to contest the charge, and have consented to the issuance of this order.

Wherefore, upon the agreement and consent of John R Lumber Company by Wilfred L. Katz and Sarah Katz, two of said co-partners, and upon the agreement and consent of John R Development Company, a Michigan corporation, the Regional Compliance Chief, and the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) Neither Wilfred L. Katz, Sarah Katz, Donald J. Katz, individually and as co-partners doing business as John R Lumber Company or otherwise, nor John R Development Company, a Michigan corporation, their successors or assigns, nor any other person, shall do any construction on the premises at John R and Eleven-Mile Road, Royal Oak Township, Michigan, including the putting up, altering or finishing of said structure, unless hereafter specifically authorized in writing by the War Production Board.

(b) Nothing contained in this order shall be deemed to relieve Wilfred L. Katz, Sarah Katz, Donald Katz, individually and as co-partners doing business as John R Lumber Company or otherwise, and John R Development Company, a Michigan corporation, their 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.

Issued this 6th day of February 1945.

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

[F. R. Doc. 45-2197; Filed, Feb. 6, 1945;  
4:26 p. m.]

[C-262]

RADIO DEALERS SUPPLY CO.

## CONSENT ORDER

Julius Liebling and Samuel Miller are partners doing business under the trade name and style of Radio Dealers Supply Co., 135 Liberty Street, in the City of New York, the business being that of wholesale dealers in electronic equipment. In the course of their business they advertised and sold a kit or combination of the component parts which could be readily assembled into a radio receiving set. Although the various component parts thus sold in combination could be used to replace a defective or exhaustive part as certified by several purchasers of the kits under General Limitation Order L-265, still the sale and delivery (except upon preferred orders as defined in General Limitation Order L-265) of all of the component parts in such combination is a plain evasion of the restrictions contained in the order, and, therefore, is deemed to constitute a violation of the order. Of the 118 kits sold by Radio Dealers Supply Co. during the period from July 1 to the end of October in 1944, 30 were sold without receiving any suppliers or dealers certificates whatsoever. This also was a violation of General Limitation Orders L-265. The partners were familiar with the provisions of General Limitation Order L-265 and admit that the sales and deliveries of electronic equipment in the form of kits, whether with or without suppliers certificates, constituted a violation of General Limitation Order L-265; the violations are deemed to have been wilful.

Wherefore, upon the agreement and consent of Julius Liebling and Samuel Miller and the Regional Attorney and the Regional Compliance Manager, and upon the approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) From February 6, 1945, to and including December 31, 1945, Julius Liebling and Samuel Miller, whether doing business under the trade name and style of Radio Dealers Supply Co. or otherwise, their successors and assigns, shall not directly or indirectly, sell, deliver or otherwise deal in kits or combinations of the component parts of electronic equipment suitable for assembling into radio receiving sets, unless hereafter specifically authorized in writing by the War Production Board, except that sales and deliveries of such kits may be made to or for the account of the Army or Navy of the United States, the United States Maritime Commission, the War Shipping Administration, the Veterans' Administration, the Panama Canal, the Coast and Geodetic Survey, the Coast Guard, the Civil Aeronautics Administration, the National Advisory Committee for Aeronautics, the Office of Scientific Research and Development, Defense Supplies Corporation, Metals Reserve Company, or 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).

(b) Nothing contained in this order shall be deemed to relieve Julius Liebling and Samuel Miller, whether doing business under the trade name and style of Radio Dealers Supply Co. or otherwise,

their successors and assigns, from any restriction, prohibition or provision contained in any other orders or regulations of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

(c) This order shall take effect February 6, 1945 and shall expire on December 31, 1945.

Issued this 6th day of February 1945.

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

[F. R. Doc. 45-2198; Filed, Feb. 6, 1945;  
4:26 p. m.]

[C-263]

WILLIAM L. GALVIN AND LEROY LAWRENCE

## CONSENT ORDER

William L. Galvin is architect and in charge of construction of a residence at 234 Brattle Street, Cambridge, Massachusetts. The owner of record of this property is Leroy Lawrence. Construction of the foundation of this residence was begun in the spring of 1942 but construction was not carried on as a continuous job and the walls of the residence were not erected until after March 1, 1944. William L. Galvin was in charge of this construction and was warned by the Manager of the Regional Compliance Department of the War Production Board on June 16, 1944 regarding violation of War Production Board Order L-41. In spite of this warning, considerable additional construction has been done on the property since June 16, 1944.

William L. Galvin admits the construction as aforesaid but denies that it was wilful and does not care to contest the issue of wilfulness. Wherefore upon the agreement and consent of William L. Galvin and Leroy Lawrence, the Regional Compliance Chief, the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) Neither William L. Galvin or Leroy Lawrence, their successors or assigns, nor any other person shall do any construction on the premises located at 234 Brattle Street, Cambridge, Massachusetts, including putting up or altering the structure, unless hereafter specifically authorized in writing by the War Production Board or the Federal Housing Authority.

(b) Nothing contained in this order shall be deemed to relieve William L. Galvin or Leroy Lawrence, their 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.

Issued this 6th day of February 1945.

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

[F. R. Doc. 45-2199; Filed, Feb. 6, 1945;  
4:26 p. m.]

## WAR SHIPPING ADMINISTRATION.

## "CARMELITA"

## DETERMINATION OF VESSEL OWNERSHIP

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

Whereas on September 18, 1942, title to the vessel "Carmelita" (234281) (including all spare parts, appurtenances and equipment) was requisitioned pursuant to section 902 of the Merchant Marine Act, 1936, as amended; and

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

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

and

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

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

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

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

Dated: February 6, 1945.

[SEAL]

E. S. LAND,  
Administrator.

[F. R. Doc. 45-2204; Filed, Feb. 7, 1945; 10:17 a. m.]

## "RETREAT"

## DETERMINATION OF VESSEL OWNERSHIP

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

Whereas on November 25, 1942 title to the vessel "Retreat" (235232) (including all spare parts, appurtenances and equipment) was requisitioned pursuant to section 902 of the Merchant Marine Act, 1936, as amended; and

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

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

and

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

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

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

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

Dated: February 6, 1945.

[SEAL]

E. S. LAND,  
Administrator.

[F. R. Doc. 45-2206; Filed, Feb. 7, 1945; 10:17 a. m.]

## "RUNAWAY"

## DETERMINATION OF VESSEL OWNERSHIP

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

Whereas on December 31, 1941 title to the vessel "Runaway" (230727) (including all spare parts, appurtenances and equipment) was requisitioned pursuant to section 902 of the Merchant Marine Act, 1936, as amended; and

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

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

and

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

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

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

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

Dated: February 6, 1945.

[SEAL]

E. S. LAND,  
Administrator.

[F. R. Doc. 45-2205; Filed, Feb. 7, 1945; 10:17 a. m.]