

# FEDERAL REGISTER

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Washington, Wednesday, May 30, 1945

## The President

### EXECUTIVE ORDER 9559

**AUTHORIZING THE SECRETARY OF WAR TO TAKE POSSESSION OF AND OPERATE THE PLANTS AND FACILITIES OF THE GAFFNEY MANUFACTURING COMPANY, LOCATED AT GAFFNEY, SOUTH CAROLINA**

WHEREAS after an investigation I find and proclaim that the plants and facilities of the Gaffney Manufacturing Company, located at Gaffney, South Carolina, are equipped for the manufacture and production of articles and materials that are required for the war effort, or that are useful in connection therewith; that there are existing interruptions of the operation of said plants and facilities as a result of a labor disturbance; that the war effort will be unduly impeded or delayed by such interruptions; and that the exercise, as hereinafter specified, of the powers vested in me is necessary to insure, in the interests of the war effort, the operation of these plants and facilities;

NOW, THEREFORE, by virtue of the power and authority vested in me by the Constitution and laws of the United States, including Section 9 of the Selective Training and Service Act of 1940 (54 Stat. 892), as amended by the War Labor Disputes Act (57 Stat. 163), as President of the United States and Commander in Chief of the Army and Navy of the United States, it is hereby ordered as follows:

1. The Secretary of War is hereby authorized and directed, through and with the aid of any persons or instrumentalities that he may designate, to take possession of the plants and facilities of the Gaffney Manufacturing Company, located at Gaffney, South Carolina, and, to the extent that he may deem necessary, of any real or personal property and other assets, wherever situated, used in connection with the operation thereof; to operate or to arrange for the operation of the plants and facilities in any manner that he deems necessary for the successful prosecution of the war; to exercise any contractual or other rights of the Gaffney Manufacturing Company, and to continue the employment of, or

to employ, any persons, and to do any other thing that he may deem necessary for, or incidental to, the operation of the said plants and facilities and the production, sale and distribution of the products thereof; and to take any other steps that he deems necessary to carry out the provisions and purposes of this order.

2. The Secretary of War shall operate the said plants and facilities pursuant to the provisions of the War Labor Disputes Act, and during his operation of the plants and facilities shall observe the terms and conditions of the directive order, dated November 15, 1944, of the Fourth (Atlanta) Regional War Labor Board.

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

4. Possession, control, and operation of any plant or facility, or part thereof, taken under this Order, shall be terminated by the Secretary of War within 60 days after he determines that the productive efficiency of the plant, facility, or part thereof prevailing prior to the existing interruptions of production, referred to in the recitals of this Order, has been restored.

HARRY S. TRUMAN

THE WHITE HOUSE,  
May 28, 1945.

[F. R. Doc. 45-9210; Filed, May 29, 1945;  
11:30 a. m.]

## Regulations

### TITLE 7—AGRICULTURE

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

##### PART 900—GENERAL REGULATIONS

##### DISCLOSURES OF INFORMATION

By virtue of the authority vested in the War Food Administrator by Executive Orders 9322 (8 F.R. 3807) and 9334 (8 F.R. 5423) and Public Act No. 10, 73d Cong., as amended and as re-enacted

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Book 1: Titles 1-31, including Presidential documents in full text.

Book 2: Titles 32-50, with 1943 General Index and 1944 Codification Guide.

The complete text of the Cumulative Supplement (June 1, 1938-June 1, 1943) is still available in ten units at \$3.00 each.

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and amended by the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), the following amendment to Title 7, Chapter IX, Part 900, Code of Federal Regulations, is hereby promulgated:

Section 900.210 is amended by adding at the end thereof the following paragraph:

(f) Such information may be furnished to the duly constituted authorities of any State, pursuant to a written agreement made under authority of section 10 (i) of the act, to the extent that such information is relevant to transactions within the regulatory jurisdiction of such authorities.

Done at Washington, D. C., this 26th day of May 1945.

GROVER B. HILL,  
Acting War Food Administrator.

Approved: May 28, 1945.

HARRY S. TRUMAN,  
The White House.

[F. R. Doc. 45-9208; Filed, May 29, 1945;  
11:09 a. m.]

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

[WFO 2-3, Amdt. 2]

### PART 1401—DAIRY PRODUCTS

#### REPORTS REQUIRED FOR CERTAIN PRODUCERS AND AUTHORIZED RECEIVERS OF BUTTER

War Food Order No. 2-3, as amended (8 F.R. 13378; 9 F.R. 4802; 10 F.R. 103), is hereby further amended as follows:

#### § 1401.16 Reports—(a) Definitions.

(1) "War Food Order No. 2" means War Food Order No. 2, as amended (8 F.R. 253, 5696; 9 F.R. 3623, 4321, 4319, 9584; 10 F.R. 103, 3542).

(2) Each term defined in War Food Order No. 2 shall, when used herein, have the same meaning as set forth for such term in said War Food Order No. 2, unless otherwise distinctly expressed or manifestly incompatible with the intent hereof.

(b) *Reporting requirements.* (1) Each person who produced more than 12,000 pounds of butter in any calendar month from April 1944 to March 1945, inclusive, shall correctly complete form "Dairy Products Report No. 2—Butter (Creamery Set-aside Butter Report)" for May 1945 and for each subsequent calendar month thereafter during which such person has in his possession, or is obligated to have in his possession, any butter required to be set aside pursuant to the provisions of War Food Order No. 2, regardless of the quantity of butter produced by him during and after May 1945. Each such completed form shall be mailed to the United States Department of Agriculture, Box 6910-A, Chicago, Illinois, not later than the tenth day of the

month next succeeding the month for which such report is made.

(2) Each person who did not produce more than 12,000 pounds of butter in any calendar month from April 1944 to March 1945, inclusive, but who produces more than 12,000 pounds of butter in April 1945 or any subsequent calendar month shall correctly complete form "Dairy Products Report No. 2—Butter (Creamery Set-aside Butter Report)" for May 1945 and for each subsequent calendar month thereafter during which such person has in his possession, or is obligated to have in his possession, any butter required to be set aside pursuant to the provisions of War Food Order No. 2, regardless of the quantity of butter produced by the respective person during each such calendar month. Each such completed form shall be mailed to the United States Department of Agriculture, Box 6910-A, Chicago, Illinois, not later than the tenth day of the month next succeeding the month for which such report is made.

(3) Each person authorized to serve as an authorized butter receiver shall correctly complete form "Authorized Receiver's Report—Butter" for the calendar month during which he was first so authorized and for each calendar month thereafter while such authorization remains in effect and during any additional period during which the respective person has in his possession, or is obligated to have in his possession, or receives any butter required to be set aside pursuant to the provisions of War Food Order No. 2. Each such completed form shall be mailed to the United States Department of Agriculture, Box 6910-A, Chicago, Illinois, not later than the fifteenth day of the month next succeeding the month for which such report is made.

(4) After the effective time of this order, each producer of butter shall correctly complete form "Dairy Products Report No. 1" (U. S. D. A. Form No. O. E. 9-119), for May 1945 and each calendar month thereafter and shall mail such completed form to the United States Department of Agriculture, Box 6910-A, Chicago, Illinois, not later than the tenth day of the next succeeding calendar month.

This amendment shall become effective at 12:01 a. m., e. w. t., June 1, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 2-3, as amended, prior to the effective time of this amendment, all of the provisions of said War Food Order No. 2-3, as amended, in effect prior to the effective time of this amendment shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, appeal, right, or liability.

NOTE: All reporting 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; WFO 2, as amended, 8 F.R. 253, 5636; 9 F.R. 3623, 4321, 4319, 9584; 10 F.R. 103, 3542)

Issued this 26th day of May 1945.

C. W. KITCHEN,  
Director of Marketing Services.

[F. R. Doc. 45-9130; Filed, May 28, 1945;  
12:20 p. m.]

#### TITLE 14—CIVIL AVIATION

##### Chapter II—Administrator of Civil Aeronautics

[Amdt. 75]

#### PART 600—DESIGNATION OF CIVIL AIRWAYS MISCELLANEOUS AIRWAYS

MAY 19, 1945.

Acting pursuant to the authority vested in me by section 302 of the Civil Aeronautics Act of 1938, as amended, I hereby amend Part 600 of the regulations of the Administrator of Civil Aeronautics as follows:

*Redesignation of Civil Airways: Green Civil Airway No. 3; Red Civil Airway No. 11*

1. By deleting in § 600.10002 *Green civil airway No. 3 (San Francisco, Calif., to New York, N. Y.)* the words: "the intersection of the center lines of the on course signals of the east leg of the Phillipsburg, Pa., radio range and the west leg of the Allentown, Pa., radio range;"

2. By amending § 600.10210 *Red civil airway No. 11 (Tulsa, Okla., to Huntington, W. Va.)* to read as follows:

§ 600.10210 *Red civil airway No. 11 (Tulsa, Okla., to Albany, N. Y.)*. From the Tulsa, Okla., radio range station via Springfield, Mo., radio range station and the Vichy, Mo., radio range station to the intersection of the center lines of the on course signals of the northeast leg of the Vichy, Mo., radio range and the west leg of the St. Louis, Mo., radio range. From the intersection of the center lines of the on course signals of the east leg of the St. Louis, Mo., radio range and the west leg of the Evansville, Ind., radio range via the Evansville, Ind., radio range station; Louisville, Ky., radio range station and the intersection of the center lines of the on course signals of the east leg of the Louisville, Ky., radio range and the southwest leg of the Huntington, W. Va., radio range to the Huntington, W. Va., radio range station. From the Elmira, N. Y., radio range station to the Albany, N. Y., radio range station.

This amendment shall become effective 0001 e. w. t., June 1, 1945.

C. I. STANTON,  
Acting Administrator,  
of Civil Aeronautics.

[F. R. Doc. 45-9186; Filed, May 29, 1945;  
9:30 a. m.]

[Amdt. 104]

#### PART 601—DESIGNATION OF CERTAIN CONTROL AIRPORTS

##### MISCELLANEOUS AIRWAYS

MAY 19, 1945.

Acting pursuant to the authority vested in me by section 308 of the Civil Aeronautics Act of 1938, as amended, and Special Regulation No. 197 of the Civil Aeronautics Board, I hereby amend Part 601 of the regulations of the Administrator of Civil Aeronautics as follows:

*Redesignation of Airway Traffic Control Areas: Red Civil Airway No. 11. Redesignation of Radio Fixes: Green Civil Airway No. 2. Amber Civil Airway No. 7. Red Civil Airway No. 11.*

1. By amending § 601.10211 *Red civil airway No. 11 airway traffic control areas (Tulsa, Okla., to Huntington, W. Va.)* to read as follows:

§ 601.10211 *Red civil airway No. 11 airway traffic control areas (Tulsa, Okla., to Albany, N. Y.)*. All of Red civil airway No. 11.

2. By deleting in § 601.4002 *Green civil airway No. 2 (Seattle, Wash., to Boston, Mass.)* the words: "the intersection of the center lines of the on course signals of the southeast leg of the Westfield, Mass., radio range and the northeast leg of the Hartford, Conn., radio range;"

3. By amending § 601.4017 to read as follows:

§ 601.4017 *Amber civil airway No. 7 (Miami, Fla., to Caribou, Maine)*. Miami, Fla., radio range station; Morrison Field, West Palm Beach, Fla., radio range station; Melbourne, Fla., radio range station; Daytona Beach Fla., radio range station; Savannah, Ga., radio range station; Charleston, S. C., radio range station; Florence, S. C., radio range station; Raleigh, N. C., radio range station; the intersection of the center lines of the on course signals of the northeast leg of the Washington, D. C., radio range and the west leg of the Baltimore, Md., radio range; Newark, N. J., radio range station; Port Chester, N. Y., fan type radio marker station or the intersection of the center lines of the on course signals of the southeast leg of the Stewart Field, N. Y., radio range and the northeast leg of the Newark, N. J., radio range; Hartford, Conn., radio range station; the intersection of the center lines of the on course signals of the northeast leg of the Hartford, Conn., radio range and the northwest leg of the Boston, Mass., radio range; Portland, Maine radio range station; Augusta, Maine radio range station; Bangor, Maine radio range station; Presque Isle, Maine radio range station; Caribou, Maine radio range station.

4. By amending § 601.40211 *Red civil airway No. 11 (Tulsa, Okla., to Huntington, W. Va.)* to read as follows:

§ 601.40211 *Red civil airway No. 11 (Tulsa, Okla., to Albany, N. Y.)*. Springfield, Mo., radio range station; Vichy,

Mo., radio range station; Evansville, Ind., radio range station.

This amendment shall become effective 0001 e. w. t., June 1, 1945.

C. I. STANTON,  
Acting Administrator of  
Civil Aeronautics.

[F. R. Doc. 45-9187; Filed, May 29, 1945;  
9:30 a. m.]

#### TITLE 16—COMMERCIAL PRACTICES

##### Chapter I—Federal Trade Commission

[Docket No. 4333]

#### PART 3—DIGEST OF CEASE AND DESIST ORDERS

PARKER PEN CO.

§ 3.6 (a 10) *Advertising falsely or misleadingly—Comparative data or merits:* § 3.6 (h) *Advertising falsely or misleadingly—Fictitious or misleading guarantees:* § 3.6 (t) *Advertising falsely or misleadingly—Qualities or properties of product or service:* § 3.72 (k5) *Offering deceptive inducements to purchase or deal—Repair or replacement guarantee.* In connection with the offering for sale, sale, and distribution of respondent's fountain pens in commerce, (1) using the words "Guaranteed for Life", "Life Guaranteed", "Guaranteed Life Contract", "Life Contract Guarantee", or any word or words of similar import, alone or in conjunction with any other word or words, to designate, describe, or refer to respondent's pens, or otherwise representing, directly or by implication, that such pens are unconditionally guaranteed for life, unless respondent does in fact make, without expense to the owner, any repairs or replacement of parts which may be necessitated during the life of the owner by any cause other than wilful damage or abuse; (2) representing, directly or by implication, that respondent's pens are unconditionally guaranteed for any designated period of time, unless respondent does in fact make, without expense to the owner, any repairs or replacement of parts which may be necessitated during such designated period by any cause other than wilful damage or abuse; (3) representing, directly or by implication, that respondent's pens contain fourteen less parts than other self-filling fountain pens; or that respondent's pens contain any smaller number of parts than other pens, when such is not the fact; or (4) representing, directly or by implication, that the points on respondent's pens are "Scratch-proof"; prohibited, subject to the provision, however, that nothing contained in the order shall be construed as prohibiting respondent from representing truthfully that the service on its pens (as distinguished from the pens themselves) is guaranteed for life or other designated period of time, even though a charge is imposed by respondent in connection with such servicing, provided the terms of such guarantee, including the amount of such charge,



are clearly and conspicuously disclosed in immediate conjunction with such representation. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, The Parker Pen Company, Docket 4338, May 3, 1945]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 3d day of May, A. D. 1945.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the answer of respondent, testimony and other evidence taken before a trial examiner of the Commission theretofore duly designated by it, report of the trial examiner upon the evidence and the exceptions to such report, briefs in support of and in opposition to the complaint, and oral argument; and the Commission having made its findings as to the facts and its conclusion that the respondent has violated the provisions of the Federal Trade Commission Act:

It is ordered, That the respondent, The Parker Pen Company, a corporation, and its officers, agents, representatives, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale, and distribution of respondent's fountain pens in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Using the words "Guaranteed for Life," "Life Guaranteed," "Guaranteed Life Contract," "Life Contract Guarantee," or any word or words of similar import, alone or in conjunction with any other word or words, to designate, describe, or refer to respondent's pens, or otherwise representing, directly or by implication, that such pens are unconditionally guaranteed for life, unless respondent does in fact make, without expense to the owner, any repairs or replacement of parts which may be necessitated during the life of the owner by any cause other than wilful damage or abuse.

2. Representing, directly or by implication, that respondent's pens are unconditionally guaranteed for any designated period of time, unless respondent does in fact make, without expense to the owner, any repairs or replacement of parts which may be necessitated during such designated period by any cause other than wilful damage or abuse.

3. Representing, directly or by implication, that respondent's pens contain fourteen less parts than other self-filling fountain pens; or that respondent's pens contain any smaller number of parts than other pens, when such is not the fact.

4. Representing, directly or by implication, that the points on respondent's pens are "Scratch-proof."

Nothing contained in this order, however, shall be construed as prohibiting respondent from representing truthfully that the service on its pens (as distinguished from the pens themselves) is guaranteed for life or other designated

period of time, even though a charge is imposed by respondent in connection with such servicing, provided the terms of such guarantee, including the amount of such charge, are clearly and conspicuously disclosed in immediate conjunction with such representation.

It is further ordered, That the respondent shall, within sixty (60) days after service upon it of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which it has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,  
Secretary.

[F. R. Doc. 45-9209; Filed, May 29, 1945;  
11:16 a. m.]

Department of Commerce Schedule B No.	Commodity	Gen. lic. country group	GLV dollar value limits country		G-Post dollar value limits
			K	G 4	
	<i>Photographic and projection goods</i>				
	Motion-picture films, not exposed:				
	Sensitized, 16 mm.:				
9117.30	Positive film	None	25	125	None
9117.40	Negative film	None	25	125	None
	Sensitized, 8 mm.:				
9117.50	Positive film	None	25	125	None
9117.60	Negative film	None	25	125	None
	Other sensitized films, not exposed:				
9125.00	Cartridges or rolls	None	25	125	None
	Packs of sheets:				
9126.10	X-ray	None	25	125	None
9126.90	Other	None	25	125	None

<sup>1</sup> GLV value limit for shipments to Argentina \$1.

Shipments of any of the above commodities removed from general license, or whose GLV dollar value limits have been reduced, which were on dock, on lighter, laden aboard an exporting carrier, or in transit to a port of exit pursuant to an actual order for export prior to the effective date of this amendment may be exported under the previous general license provisions. Shipments of such commodities moving to a vessel subsequent to the effective date of this amendment pursuant to Office of Defense Transportation permits issued prior to such date may also be exported under the previous general license provisions. Shipments of any of the above commodities whose G-Post dollar value limits have been reduced and which were mailed prior to the effective date of this amendment may also be exported under the G-Post general license provisions previously in effect.

This amendment shall become effective on June 2, 1945.

(Sec. 6, 54 Stat. 714; Pub. Law 75, 77th Cong.; Pub. Law 638, 77th Cong.; Pub. Law 397, 78th Cong.; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; Delegation of Authority No. 20, 8 F.R. 16235; Delegation of Authority No. 21, 8 F.R. 16320)

Dated: May 22, 1945.

WALTER FREEDMAN,  
Acting Director,  
Requirements and Supply Branch,  
Bureau of Supplies.

[F. R. Doc. 45-9131; Filed, May 28, 1945;  
2:46 p. m.]

## TITLE 32—NATIONAL DEFENSE

### Chapter VIII—Foreign Economic Administration

#### Subchapter B—Export Control

[Amdt. 13]

#### PART 801—GENERAL REGULATIONS

##### PROHIBITED EXPORTATIONS; PHOTOGRAPHIC GOODS

Section 801.2 *Prohibited exportations* is hereby amended in the following particulars:

The group and country designation in the column headed "Gen. Lic. Country Group" and the dollar value limits in the columns headed "GLV Dollar Value Limits" and "G-Post Dollar Value Limits" set opposite each of the commodities listed below are hereby amended to read as follows:

[Amdt. 14]

#### PART 802—GENERAL LICENSES

##### PERSONAL BAGGAGE

Section 802.11 *Personal baggage* is hereby amended in the following particulars:

Subparagraph (2) of paragraph (b) is amended to read as follows:

(2) Subject to examination by or under the authority of the Office of Censorship, unexposed photographic films, plates, and photographic paper may be exported under this general license: *Provided*, That the quantity of such commodities which may be taken or exported to any destination as personal baggage by a person leaving the United States may not exceed a total value of \$25.00.

This amendment shall become effective June 2, 1945.

(Sec. 6, 54 Stat. 714; Pub. Law 75, 77th Cong.; Pub. Law 638, 77th Cong.; Pub. Law 397, 78th Cong.; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; Delegation of Authority No. 20, 8 F.R. 16235; Delegation of Authority No. 21, 8 F.R. 16320)

Dated: May 22, 1945.

WALTER FREEDMAN,  
Acting Director,  
Requirements and Supply Branch,  
Bureau of Supplies.

[F. R. Doc. 45-9132; Filed, May 28, 1945;  
2:46 p. m.]



[Amdt. 15]

PART 811—LIMITED PRODUCTION LICENSE  
FOR FILM "LPL"

Sec.  
811.1 Destinations.  
811.2 General provisions.  
811.3 Clearance for export.  
811.4 Period of validity.

AUTHORITY: §§ 811.1 to 811.4, inclusive, issued under sec. 6, 54 Stat. 714; Pub. Law 75, 77th Cong.; Pub. Law 638, 77th Cong.; Pub. Law 397, 73rd Cong.; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; Delegation of Authority No. 20, 8 F.R. 16235; Delegation of Authority No. 21, 8 F.R. 16320.

§ 811.1 *Destinations.* The provisions of this part apply only to exportations to destinations included in Country Group K as set forth in paragraph (a) of § 802.3 of this subchapter.

§ 811.2 *General provisions.* (a) There is hereby established a limited production license, designated "LPL", authorizing, subject to the other provisions of this part, the exportation to Group K destinations of any of the following types of unexposed photographic film manufactured for export under the provisions of War Production Board Order L-233 and classified under one of the following Schedule B numbers:

Commodity:	Schedule B Nos.
Motion picture film not exposed:	
(a) Positive and negative:	
16-mm. sensitized.....	9117.30
8-mm. sensitized.....	through
	9117.60
Other sensitized film not exposed:	
(b) Cartridges or rolls.....	9125.00
(c) X-ray packs of sheets.....	9126.10
(d) Other packs of sheets.....	9126.90

(b) Any person, who is a manufacturer, or the agent of a manufacturer, authorized under the provisions of War Production Board Order L-233 to produce for export any of the types of photographic film described in paragraph (a) of this section, may, as an alternative procedure to the filing of applications for individual licenses, file an "Application for Limited Production License" accompanied by an application for "Distribution Schedule for Photographic Film" on the forms prescribed by the Foreign Economic Administration. All of the terms, conditions, provisions and instructions contained in such forms are hereby incorporated as a part of the regulations in this subchapter. All such applications shall contain such information as may be required by the Foreign Economic Administration, subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(c) A separate and complete application and distribution schedule, in triplicate, shall be filed for the quantity of each type of photographic film, described in paragraph (a) of this section, which the applicant desires to export to Group K destinations during each calendar quarter, commencing with the calendar quarter beginning July 1, 1945. Applications for limited production licenses for export of photographic film during the calendar quarter beginning July 1, 1945, shall be filed with the Requirements and Supply Branch, Foreign Economic

Administration, Washington 25, D. C., on or before June 15, 1945, and applications for succeeding calendar quarters shall be filed on or before the 15th day of the month immediately preceding the calendar quarter for which the application is made.

(d) Any exporter whose application for a limited production license and related application for a distribution schedule for photographic film has been approved by the Foreign Economic Administration may, during the period of validity of the license, export under such license to each country or group of countries listed in the related distribution schedule not more than the quantity and type of photographic film approved by the Foreign Economic Administration for export to each such country or group of countries in said distribution schedule.

(e) Limited production licenses and related distribution schedules for photographic film may be amended by the Foreign Economic Administration upon application of the holder of such license in the form of a letter addressed to the Requirements and Supply Branch, Foreign Economic Administration, Washington 25, D. C. Amendments will be issued by the Foreign Economic Administration by letter which shall be considered a part of the limited production license and distribution schedule for photographic film to which the amendment is applicable.

§ 811.3 *Clearance for export.* (a) The provisions of § 801.7 of this subchapter shall not apply to exportations under any limited production license for photographic film. In lieu of the presentation of an original export license or other document issued by the Foreign Economic Administration, any exporter making an exportation of photographic film under a limited production license shall present to the United States Collector of Customs at the port of exit or the United States Postmaster at the place of mailing a Shipper's Export Declaration bearing the symbol "LPL" and the number of the limited production license for photographic film pursuant to which such exportation is being made.

(b) The use by any exporter of the symbol "LPL" on a Shipper's Export Declaration for the purpose of clearing an exportation of photographic film constitutes a certification by the exporter (1) that the exportation of the commodities described in such Shipper's Export Declaration is authorized under the limited production license therein identified to the destination specified; (2) that the type and quantity of such commodities are within the limitations set by the distribution schedule for photographic film related to such license; and (3) that all of the other provisions and conditions of said license have been met.

§ 811.4 *Period of validity.* Limited production licenses for photographic film shall be valid for the calendar quarter for which issued and for a further period of 60 days after the expiration of such calendar quarter unless the period of validity is reduced or extended by the Foreign Economic Administration. All limited production licenses for photographic film are subject to revocation or revision at any time by the Foreign Economic Administration.

This amendment shall become effective on June 2, 1945.

Dated: May 22, 1945.

WALTER FREEDMAN,  
Acting Director,  
Requirements and Supply Branch,  
Bureau of Supplies.

[F. R. Doc. 45-9133; Filed, May 28, 1945; 2:47 p. m.]

## 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, 56 Stat. 177, 58 Stat. 827; 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-743, Amdt. 1]

Lonnie L. Daniel, residing at 233 Pioneer Street, East Gadsden, Alabama, engaged in the business of construction, sale, and repair of houses has appealed from the provisions of Suspension Order No. S-743. The Chief Compliance Commissioner has reviewed the case and has directed that paragraph (a) of the suspension order be revoked and that paragraph (b) be amended.

In view of the foregoing, it is hereby ordered, that; § 1010.743 *Suspension Order No. S-743* be amended by revoking paragraph (a) and by adding to paragraph (b) the following: "except only deliveries of such materials as have been or may hereafter be authorized by virtue of any approval by the Federal Housing Administration or War Production Board for the completion of the houses on premises located at 115 Pioneer Street, 117 Pioneer Street, 219 Pioneer Street, 221 Pioneer Street, 223 Pioneer Street, 102 West Kentucky Avenue, 316 9th Street and premises located at the corner of Allen and Kentucky Avenues."

Issued this 28th day of May 1945.

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

[F. R. Doc. 45-9156; Filed, May 28, 1945; 4:33 p. m.]

## PART 1293—HAND TOOLS SIMPLIFICATION

[Limitation Order L-157, Revocation of Schedule I]

HAND SHOVELS, SPADES, SCOOPS, TELEGRAPH SPOONS AND SNOW SHOVELS

Section 1293.2 *Schedule I to Limitation Order L-157* is hereby revoked. This revocation does not affect any liabilities incurred under the schedule. The manufacture and delivery of hand shovels, spades, scoops, telegraph spoons, and snow shovels remain subject to all other applicable regulations and orders of the War Production Board.

Issued this 28th day of May 1945.

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

[F. R. Doc. 45-9151; Filed, May 28, 1945; 4:32 p. m.]



**PART 1293—HAND TOOLS SIMPLIFICATION**  
[Limitation Order L-157, Revocation of Schedule II]

FORGED AXES, HATCHETS, BROAD AXES, ADZES AND LIGHT HAMMERS

Section 1293.3 *Schedule II to Limitation Order L-157* is hereby revoked. This revocation does not affect any liabilities incurred under the schedule. The manufacture and delivery of forged axes, hatchets, broad axes, adzes, and light hammers remain subject to all other applicable regulations and orders of the War Production Board.

Issued this 28th day of May 1945.

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

[F. R. Doc. 45-9152; Filed, May 28, 1945; 4:32 p. m.]

**PART 1293—HAND TOOLS SIMPLIFICATION**  
[Limitation Order L-157, Revocation of Schedule IV]

HEAVY FORGED HAND TOOLS

Section 1293.5 *Schedule IV to Limitation Order L-157* is hereby revoked. This revocation does not affect any liabilities incurred under the schedule. The manufacture and delivery of heavy forged hand tools remain subject to all other applicable regulations and orders of the War Production Board.

Issued this 28th day of May 1945.

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

[F. R. Doc. 45-9153; Filed, May 28, 1945; 4:33 p. m.]

**PART 1293—HAND TOOLS SIMPLIFICATION**  
[Limitation Order L-157, Revocation of Schedule V]

FORKS, HOOKS, RAKES, HOES, EYE HOES AND CULTIVATORS

Section 1293.6 *Schedule V to Limitation Order L-157* is hereby revoked. This revocation does not affect any liabilities incurred under the schedule. The manufacture and delivery of forks, hooks, rakes, hoes, eye hoes and cultivators remain subject to all other applicable regulations and orders of the War Production Board.

Issued this 28th day of May 1945.

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

[F. R. Doc. 45-9154; Filed, May 28, 1945; 4:33 p. m.]

**PART 1293—HAND TOOLS SIMPLIFICATION**  
[Limitation Order L-157, Revocation of Schedule VII]

WHEELBARROWS

Section 1293.8 *Schedule VII to Limitation Order L-157* is hereby revoked. This revocation does not affect any

liabilities incurred under the schedule. The manufacture and delivery of wheelbarrows remain subject to all other applicable regulations and orders of the War Production Board.

Issued this 28th day of May 1945.

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

[F. R. Doc. 45-9155; Filed, May 28, 1945; 4:33 p. m.]

**PART 3284—BUILDING MATERIALS**  
[Limitation Order L-326, Revocation of]

POWER DRIVEN SAW BLADES OTHER THAN METAL CUTTING SAW BLADES

Section 3284.116 *Limitation Order L-326* is hereby revoked. This revocation does not affect any liabilities incurred under the order. The manufacture and delivery of power driven saw blades formerly covered by Order L-326 remain subject to all other applicable regulations and orders of the War Production Board.

Issued this 28th day of May 1945.

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

[F. R. Doc. 45-9148; Filed, May 28, 1945; 4:32 p. m.]

**PART 3284—BUILDING MATERIALS**  
[Limitation Order L-326, Revocation of Schedule I]

SOLID TOOTH CIRCULAR SAWS FOR CUTTING WOOD

Section 3284.117 *Schedule I to Limitation Order L-326* is hereby revoked. This revocation does not affect any liabilities incurred under the schedule. The manufacture and delivery of solid tooth circular saws for cutting wood remain subject to all other applicable regulations and orders of the War Production Board.

Issued this 28th day of May 1945.

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

[F. R. Doc. 45-9150; Filed, May 28, 1945; 4:32 p. m.]

**PART 3284—BUILDING MATERIALS**  
[Limitation Order L-326, Revocation of Schedule II]

WIDE BAND SAWS

Section 3284.118 *Schedule II to Limitation Order L-326* is hereby revoked. This revocation does not affect any liabilities incurred under the schedule. The manufacture and delivery of wide band saws remain subject to all other applicable regulations and orders of the War Production Board.

Issued this 28th day of May 1945.

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

[F. R. Doc. 45-9149; Filed, May 28, 1945; 4:32 p. m.]

**PART 3284—BUILDING MATERIALS**  
[Limitation Order L-326, Revocation of Schedule III]

NARROW BAND SAWS

Section 3284.119 *Schedule III to Limitation Order L-326* is hereby revoked. This revocation does not affect any liabilities incurred under the schedule. The manufacture and delivery of narrow band saws remain subject to all other applicable regulations and orders of the War Production Board.

Issued this 28th day of May 1945.

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

[F. R. Doc. 45-9147; Filed, May 28, 1945; 4:32 p. m.]

**PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM**  
[Priorities Reg. 8, as Amended May 29, 1945]

REPORTS

Section 944.29 *Priorities Regulation 8* is amended to read as follows:

§ 944.29 *Priorities Regulation 8—(a) Purpose of this regulation.* This regulation explains the methods and conditions under which the War Production Board requires persons to file reports. Many safeguards exist, including the need for Bureau of the Budget approval, to insure that the information requested in reports is really needed. If you are required to file a report in one of the ways explained below, a failure to do so is a violation of this regulation and of any other regulation or order which requires it.

(b) *What "reports" are; difference from applications.* When used in this regulation, the term "report" means any information which must be filed with the War Production Board or its agent by specific persons or classes of persons at specified times or under specified conditions. It does not include information which the War Production Board asks you to furnish in connection with any application you make for priorities assistance, for specific authorization, for relief from provisions of orders or regulations or for any other purpose. In such cases the War Production Board is likely to refuse to act upon your application if you do not file the information in the form specified, but you do not violate any regulation or order by failing to do so.

(c) *Reports under War Production Board orders and regulations.* (1) If a published regulation or order of the War Production Board requires the filing of a report by a specified class of persons you must file the report in accordance with any applicable instructions if you belong to that class. The instructions may be in the regulation or order itself, or on a form or separate instruction sheet. As explained in paragraph (e) below, Bureau of the Budget approval is required and is indicated in the regulation, or order, or on the form or instruction sheet.

(2) When a published regulation or order requiring you to file any reports is revoked, you do not need to file any more



reports due after that date unless they are required by another published regulation or order or unless you are notified to continue to file them in accordance with the rules stated in paragraph (d) below. This does not, however, excuse you from filing any reports due before the regulation or order was revoked.

(d) *Reports not specified in an order or regulation.* The War Production Board frequently needs information which is not required under a specific regulation or order. In such cases you must file reports when you receive a written notice to do so from the War Production Board in one of the following ways:

(1) A letter or other written instrument specifically addressed to you issued in the name of the War Production Board, countersigned or attested by the Recording Secretary, or in accordance with War Production Board Regulation No. 1 (§ 903.0); or

(2) A report form or instruction sheet with an official form number in the "WPB" series bearing your name or enclosed in an envelope specifically addressed to you.

Approval of the Bureau of the Budget will be indicated on the notice or on a report form or instruction sheet referred to in the notice. The rules governing Bureau of the Budget approval are explained in paragraph (e) below.

(e) *Bureau of the Budget approval.* The War Production Board obtains the approval of the Bureau of the Budget before reports are required, in accordance with the Federal Reports Act of 1942. It is easy to tell when this approval has been obtained, as all War Production Board reporting forms or instructions bear a Bureau of the Budget approval number and generally specify the date on which Bureau of the Budget approval expires. In all cases where the date of expiration is shown you need file the report only up to the date specified, unless new or revised forms or instructions are issued having a later expiration date for Bureau of the Budget approval. This does not mean, however, that you are excused after that date from filing a report which was due before it. Where no special form is to be used, the order, regulation or letter will indicate Bureau of the Budget approval.

Issued this 29th day of May 1945.

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

[F. R. Doc. 45-9241; Filed, May 29, 1945;  
11:23 a. m.]

#### PART 1075—CONSTRUCTION

[Conservation Order L-41, as Amended May 29, 1945]

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of materials and facilities required for construction for defense, for private account and for export, and the following order is deemed necessary and appropriate in the public interest and to promote the national defense.

#### § 1075.1 Conservation Order L-41—

(a) *What this order does.* This order forbids most kinds of construction by any person who has not received specific authorization from the War Production Board. The prohibition on construction applies whether or not priorities assistance is necessary to get materials for the construction. It may therefore be necessary to apply for permission to do a job for which all materials are on hand. It may also be necessary to apply for priorities assistance even though the work is not forbidden by this order. Other orders of the War Production Board place restrictions on the use of certain kinds of scarce materials. The provisions of these other orders must be observed even though the work does not require permission under L-41.

(b) *What is meant by construction.* The word "construction" as used in this order means putting up, altering, remodeling, rehabilitating, reconstructing or repairing any structure such as a building, road, bridge, dam, sewer or the like. The installation of equipment or fixtures in a building is considered construction if the equipment or fixture is attached to the building and used as a part of the building or is so firmly attached that removal would result in material injury to the building or the fixture. The erection of a prefabricated or portable building is considered construction except where the use to which the building is put requires that it be moved about so frequently that the building is left upon skids or wheels.

(c) *Prohibited construction.* No person shall begin or carry on any construction which has not been specifically authorized under this order unless the construction is of a kind described in and permitted under paragraph (d) or paragraph (e) of this order. This prohibition applies to a person who does his own construction work, to a person who gets a contractor to do it for him and to any contractor, subcontractor, architect, or engineer who works on the job or gets others to work on it or to supply materials for it. No person shall accept an order for, sell, deliver or cause to be delivered materials which he knows or has reason to believe will be used in violation of the terms of this order.

(d) *Permitted construction.* (1) It is not necessary to get War Production Board permission under this order for construction jobs done on a unit if the total cost of all of the construction jobs begun on that unit in the same calendar year does not exceed the appropriate allowance indicated below. If a building is used for more than one purpose and might therefore fall within more than one of the classes indicated, the use to which the greatest part of the floor area is or will be put will determine the allowance.

(i) \$1,000 for a house designed for occupancy by one family (including a farmhouse, i. e., a building on a farm used for residential purposes); \$2,000 for a residential building designed for occupancy by two families; \$3,000 for a residential building designed for occupancy by three families; \$4,000 for a residential building designed for occupancy by four families; \$5,000 for a residential building

designed for occupancy by five families. Note that paragraph (e) (1) does not give an exception for maintenance and repair for residential buildings covered by this subparagraph. Accordingly, the limits given above apply to repair jobs and maintenance work as well as to alterations and new construction.

(ii) \$1,000 for a farm, excluding the farmhouses which are covered by paragraph (d) (1). A "farm" means a place used primarily for raising crops, livestock, dairy products, poultry, etc., for the market.

(iii) \$1,000 for an irrigation or drainage system serving more than one farm.

(iv) \$5,000 for a hotel, apartment building or other residence for six or more families. Note that paragraph (e) (1) limits the amount of maintenance and repair work which may be done in these buildings.

(v) \$5,000 for an office, bank, store, laundry, garage, restaurant, theatre, warehouse or other retail or wholesale service establishment, including a frozen food locker plant. Note that paragraph (e) (1) limits the amount of maintenance and repair work which may be done in these buildings.

(vi) \$10,000 for a church, hospital, school, college, USO club, public playground for children, for a publicly owned building or group of buildings used for public purposes, for an orphanage or other building used exclusively for charitable purposes, for a military exchange situated on a reservation of the Army or Navy, or for a canal, storm sewer, dam, levee or for a jetty or retaining wall needed for shore protection.

(vii) \$25,000 for a factory, plant or other industrial unit which is used for the manufacture, processing or assembling of any goods, including logging and lumber camps, or for a bridge, overpass, underpass, tunnel, dock, pier, commercial airport, bus terminal, truck terminal operated by a common or contract carrier by truck, or for a railroad or street railway building or group of buildings, or for a research laboratory or pilot plant.

(viii) \$1,000 for any other kind of unit.

(2) The word "unit" means a single independently operated structure or building, or a group of buildings or structures (including roadways, pipelines, etc.) which are situated near to each other and which serve the same general purpose or closely related purposes. For example, each of the following is a unit: a suburban house together with a detached garage, tennis court, swimming pool, etc., a farm including the barns, hen houses, dairy, etc., but excluding the farm house, a manufacturing plant with a number of buildings used for the same or different processes together with administration buildings, cafeterias, etc. On the other hand, every separate house or building used for residential purposes constitutes a separate unit. If a person owns several different houses and apartment houses, each one must be treated as a separate unit and the appropriate allowance for each must be determined under paragraph (d). In no case may a single building or structure be treated as more than one unit.



(3) For the purpose of determining whether a construction job may be started without getting permission from the War Production Board, "cost" means the cost of the entire construction job including the cost of all paid labor regardless of who pays for it and including the cost or value of new machinery, equipment, fixtures and materials incorporated in the construction, whether or not obtained without paying for them, excluding, however, the cost or value of previously used machinery, equipment, fixtures and materials, the value of unpaid labor and the cost of architects' and engineers' fees. A construction job which would ordinarily be done as a single piece of work may not be subdivided for the purpose of coming within the exemptions given by this paragraph (d).

(e) *Exceptions for special kinds of construction.* It is not necessary to get War Production Board permission under this order for the following kinds of construction and the cost of such construction need not be charged against the annual limits stated in paragraph (d);

(1) Maintenance and repair on units other than houses or residential property covered by paragraph (d) (1) (i) above. "Maintenance and repair" means the minimum work necessary to keep a building or structure in sound working condition or to fix it when it has become unsafe or unfit for service because of wear and tear. Changes in material are permitted in doing maintenance and repair work where it is necessary to replace materials which have become unsafe or unfit for service because of wear and tear. The following kinds of work are not permitted as maintenance and repair: the construction of an addition to a building, the completion of an unfinished part of a building, a structural alteration to a building, a non-structural alteration except where the only alteration is a permitted change in materials, and the remodeling of a building either for the purpose of modernizing or improving it or for the purpose of converting it to a new use. Maintenance and repair work on a building covered by paragraph (d) (1) (iv) (hotels, apartment houses, etc.) or paragraph (d) (1) (v) (offices, banks, stores, etc.) is further limited in any calendar year to the amount obtained by multiplying by 20 cents the gross floor area (in square feet) of the building. If maintenance or repair work costing more than this amount is necessary, permission under L-41 must be obtained from the War Production Board, unless the maintenance and repair work can be done within the appropriate annual allowance under paragraph (d) (1) (iv) or (d) (1) (v), in which case the cost must be charged against the annual allowance. CMP Regulation 5 and other regulations and orders provide priorities assistance for materials for maintenance and repair work. The limitations contained in these regulations must be observed. For example, Interpretation 8 to CMP Regulation 5 indicates situations where that regulation does not apply.

(2) The minimum work necessary to prevent more damage to a building or

structure (or its contents) which has been damaged by fire, flood, tornado, earthquake, acts of war or the like. However, rebuilding or restoring a building or structure after being damaged by these causes is not permitted under this subparagraph.

(3) The rebuilding or restoring of a house (including a farmhouse) or other residential building damaged or destroyed after July 1, 1943, by fire, flood, tornado, earthquake, acts of war, or the like, if the cost of rebuilding or restoring is less than \$5,000.

(4) The rebuilding or restoring of farm buildings damaged or destroyed by fire, flood, tornado, earthquake, acts of war or the like, if the cost of rebuilding or restoring is less than \$5,000, where the immediate reconstruction is determined by the War Food Administration to be essential to the agricultural program.

(5) The rebuilding or restoring of a building or structure damaged or destroyed by disaster, where the Red Cross has been given priority assistance to restore the disaster area, and where the rebuilding or restoring has been determined by the Red Cross to be essential.

(6) Construction necessary to prevent threatened loss of farm products, where immediate construction is determined by the War Food Administration to be essential to the agricultural program.

(7) Putting up wire fencing on farms, and the erection of farm silos which were manufactured by a "producer" as defined in Order L-257.

(8) Drilling and casing water wells, not including any use of pipe to conduct water on the surface.

(9) Grading, ditch-digging or similar earth-moving operations, if no lumber or other building materials are permanently installed, except drainage pipe. This applies only to jobs to the extent that they can be carried on without the permanent installation of any other materials.

(10) The use by any logger or lumber manufacturer of lumber, nails, gravel, or clay products in construction needed to change the site of logging or lumbering operations.

(11) Construction of public highways and public streets by a government agency (construction of this kind is controlled by Order L-41-e).

(12) Construction of structures which are to be used directly in the discovery, development or depletion of mineral deposits; also minor capital additions given priorities assistance under Order P-56 (relating to mines and smelters).

(13) Construction which is regulated by any petroleum administrative order or other order issued or administered by the Petroleum Administration for War.

(14) Construction of facilities which will be used directly in furnishing wire communications services and which will be owned by an operator as defined in Orders U-3 and U-4.

(15) Construction of facilities which will be used directly in furnishing electric, gas, water or central steam heating utility services and which will be owned by a utility producer as defined in Order U-1.

(16) Construction of facilities which will be used directly for a sewerage system and which will be owned by a sewerage system operator as defined in Order P-141.

(17) The laying of railroad tracks and the construction of other necessary railroad operating facilities.

(18) Construction jobs which are classed as minor capital additions under CMP Regulation 5 when done in industrial plants, or under CMP Regulation 5A.

(19) Construction given priorities assistance under paragraph (e) (2) of Order P-43 (relating to laboratories), Order P-47 (relating to civilian aircraft facilities), Order P-68 (relating to facilities for the manufacture of steel), Order P-89 (relating to facilities for the manufacture of chemicals), and Direction 23 to CMP Regulation 5 (relating to facilities for international point-to-point radio communication carriers).

(20) The installation in an existing building, or the erection outside of a building, of any piece of machinery or equipment which is to be used for the manufacture, processing or assembling of any goods or materials. The installation in an existing building, or the erection outside of a building, of any piece of machinery or equipment for which a special authorization was given to the person making the installation. In connection with such an installation of such machinery or equipment, all building alterations required for the installation or operation of the machinery or equipment may be made. However, no new buildings or additions to existing buildings may be built under the exemption given by this subparagraph.

(21) Construction of buildings or structures owned by the United States Army, Navy, Maritime Commission, War Shipping Administration, Coast Guard, Marine Corps, Veterans' Administration, Civil Aeronautics Administration, Coast and Geodetic Survey or Panama Canal.

(22) Facilities to house prisoners of war assigned by the Army to the builder when priorities assistance for the construction has been granted on Form CMPL-593 Navy (Army).

(23) Construction jobs which began before this order originally became effective (April 9, 1942) or at a time when the job was not limited by this order and which have gone on without interruption.

(f) *Applications and authorizations.*

(1) Applications may be filed for permission to do construction jobs which may not be done under paragraph (d) or paragraph (e) of this order, or for priorities assistance for materials for construction jobs whether or not permission for the job is needed. If the construction to be done is housing covered by WPB Directive 24, application Form WPB-2896 should be filed with the FHA field office having jurisdiction over the site. If the application is for farm construction, including farm dwellings, application Form WPB-617 should be filed with the County Agricultural Conservation Committee having jurisdiction over the site. Applications for other kinds of construction restricted by this order



should be made on Form WPB-617 and filed with the local War Production Board district office. (The application forms specified in this paragraph have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.)

(2) In case of emergency, application may be made by wire or in person. Application should be made to the office where the written application form would otherwise be filed. The emergency application should state the cause of the emergency (fire, flood, etc.), the use to which the building will be put, the type of construction, the estimated cost of construction and the reasons why immediate construction is necessary.

(3) The issuance of certain preference rating orders or certificates constitutes authorization under L-41 even though the order or certificate does not specifically state that construction is authorized. If you receive or have in the past received one of the following orders or certificates you are authorized under L-41 to perform the work covered by the authorization: orders in the P-14 series, orders in the P-19 series, P-41, orders in the P-55 series, P-110, PD-3, PD-3A, WPB-542, CMPL-593 Navy (Army), CMPL-224, GA-1456 and WPB-2774. The issuance of preference rating orders or certificates other than those listed in this subparagraph does not authorize construction under these orders, except to the extent covered by paragraph (e) (20) of this order.

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

Issued this 29th day of May 1945.

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

INTERPRETATION 1: Revoked Nov. 1, 1943.

#### INTERPRETATION 2 MOTION PICTURE SETS

Conservation Order L-41 (§ 1075.1) does not apply to the construction or erection of temporary motion picture sets of a kind which may be stored between the taking of pictures, nor to the incorporation of such temporary sets into permanent sets for the taking of a single motion picture. However, it does apply to the construction of permanent outdoor motion picture sets and foundations for sets of a kind which are designed for use in more than a single picture at one location (Issued Nov. 13, 1943).

INTERPRETATION 3: Revoked Sept. 28, 1944.  
INTERPRETATION 5: Revoked Sept. 28, 1944.  
INTERPRETATION 7: Revoked Sept. 28, 1944.  
INTERPRETATION 8: Revoked Aug. 19, 1944.  
DIRECTION 1: Revoked Nov. 1, 1943.

#### DIRECTION 5

#### CONSTRUCTION PROJECTS FOR STARTING CIVILIAN PRODUCTION

Applications for permission under § 1075.1, Order L-41, to do construction which is nec-

essary to the setting up of workable lines of production for civilian products may now be filed and may be approved if the construction will not substantially interfere with the war effort. Approval will not be given unless the following conditions are shown to exist:

1. It is necessary to do the construction or acquire the facilities before the civilian production can be started, and postponement of construction would result in unduly delaying production when restrictions are removed.

2. The construction and facilities are a relatively minor addition to or alteration of the applicant's plant.

3. The construction and facilities are no more than what is needed for production at the minimum economic rate.

4. The construction and facilities are not for replacement or improvement of existing facilities which are adequate though less efficient.

5. The product which the applicant will manufacture must generally be one which is needed for the civilian economy.

An application for such construction on Form WPB-617, clearly marked on the face of the application "Reconversion Preparation" should be filed in the regular manner. A complete statement regarding each of the above items must be given. (Issued April 27, 1945.)

[F. R. Doc. 45-9227; Filed, May 29, 1945;  
11:19 a. m.]

#### PART 1075—CONSTRUCTION

[Conservation Order L-41, Revocation of Interpretation 4]

Interpretation 4 to Conservation Order L-41 is superseded by paragraph (b) of L-41 as amended May 29, 1945, which incorporates the substance of the interpretation.

Issued this 29th day of May 1945.

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

[F. R. Doc. 45-9221; Filed, May 29, 1945;  
11:19 a. m.]

#### PART 1075—CONSTRUCTION

[Conservation Order L-41, Revocation of Interpretation 6]

Interpretation 6 to Conservation Order L-41 is superseded by paragraph (e) (1) of L-41 as amended May 29, 1945, which incorporates the substance of the interpretation.

Issued this 29th day of May 1945.

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

[F. R. Doc. 45-9222; Filed, May 29, 1945;  
11:19 a. m.]

#### PART 1075—CONSTRUCTION

[Conservation Order L-41, Interpretation 9, as Amended May 29, 1945]

#### INSTALLATION OF EQUIPMENT AND FIXTURES

The following interpretation is issued with respect to conservation Order L-41:

Paragraph (b) of L-41 provides that the installation of equipment or fixtures in a building is construction if the equipment or fixture is attached to the building and is used as a part of the building or is so firmly

attached that removal would result in material injury to the building or the fixture.

The following kinds of installations are construction under L-41:

The installation of any piece of equipment or fixture which is attached to the plumbing system of a building; the installation of any piece of equipment or fixture which involves putting new wiring in a building; the installation of any piece of equipment or fixture for which a base or foundation must be built; the installation of any piece of equipment or fixture cemented to a floor or wall of a building; the installation of a furnace or stoker connected by pipes or flues or wiring to the building; cementing linoleum, tiles or the like to a building.

The following kinds of installations are not construction under L-41:

The installation of a counter, table or booth which is attached to the building only by nails or screws and which can be removed as a unit and will only make it necessary to fill up the holes left by the nails or screws (however, if the counter contains equipment which is attached to the plumbing system, construction is involved); the installation of a piece of equipment or fixture which requires only making a connection to an existing wiring outlet (if new wires must be run or a new outlet built into the wall or ceiling, construction is involved).

These examples illustrate the general principles. In case of doubt as to a particular installation, consult the nearest WPB office or file an application for permission to do the work, if the cost of the work plus the cost of other construction already done on the building during the calendar year exceeds the allowance given under the applicable subparagraph of paragraph (d) (1) of L-41 and if the installation is not permitted under paragraph (e) (1) or paragraph (e) (20) of L-41.

Issued this 29th day of May 1945.

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

[F. R. Doc. 45-9223; Filed, May 29, 1945;  
11:20 a. m.]

#### PART 1075—CONSTRUCTION

[Conservation Order L-41, Revocation of Interpretation 10]

Interpretation 10 to Conservation Order L-41 is revoked.

Issued this 29th day of May 1945.

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

[F. R. Doc. 45-9224; Filed, May 29, 1945;  
11:20 a. m.]

#### PART 1075—CONSTRUCTION

[Conservation Order L-41, Interpretation 11 as Amended May 29, 1945]

#### INSTALLATION OF MACHINERY AND EQUIPMENT UNDER PARAGRAPH (e) (20) OF L-41 (FORMERLY DIRECTION 2 TO L-41)

The following amended interpretation is issued with respect to Conservation Order L-41:

Paragraph (e) (20) of L-41 exempts from the restrictions of L-41 the installation in an existing building or the erection outside of a building of any piece of machinery or equipment which is to be used in the manufacturing, processing or assembling of any goods or materials. This exception applies regardless of how the equipment is obtained.



It also applies when the equipment is on hand already. Paragraph (e) (20) also exempts from L-41 the installation in an existing building or the erection outside of a building of other machinery or equipment, such as service equipment or building service equipment, when the equipment was obtained on a special form.

Building alterations may be made when required for the installation or operation of the machinery or equipment being installed or relocated under paragraph (e) (20). Building alterations which are not required for the installation or operation of the equipment, or new buildings or additions or extensions to existing buildings, may not be made under paragraph (e) (20). For example, in installing a piece of processing machinery, foundations may be placed under it, walls may be demolished or moved in order to install it and new walls or partitions may be put in where the operation of the equipment requires a wall or partition, as in the case of a machine which must operate in a dust-free or quiet location. Pipes to run water to the equipment, power lines to the equipment and fixtures to provide light to run the equipment may also be installed where necessary. On the other hand, the installation of processing machinery does not make it permissible under paragraph (e) (20) to install offices or office partitions, storage rooms or facilities for the operators of the machines, such as cafeterias, toilets, etc. When equipment other than processing equipment is installed under paragraph (e) (20), i. e., after approval on a special form, all building alterations normally required for the use or installation of such equipment are permitted. For example, if a new furnace obtained on a special form is being installed, the necessary changes in the plumbing system, electric system and the like may be made and if necessary partitions or other enclosures may be put up. On the other hand, if a furnace is obtained without approval by the War Production Board on a special form, an application for permission under L-41 to make the installation is necessary unless the cost of the work plus the cost of other jobs started on the building during the calendar year is within the allowance given under the applicable subparagraph of paragraph (d) of L-41 or unless the installation is permitted under paragraph (e) (1) of L-41.

When equipment is being erected outdoors, foundations may be built and pipes and wiring may be run, where necessary to the installation or operation of the equipment, but no new buildings or additions may be built to shelter the equipment.

If the installation of equipment in an existing building is part of a single construction job, the balance of which requires specific authorization for example, an addition to the building, the application must cover the entire job, including both the installation in the existing building and the construction of the addition. However, if the installation and the new addition are separate jobs, the installation may be made under paragraph (e) (20) and the addition may be applied for separately without reference to the installation.

Direction 15 to CMP Regulation 5 and other regulations and orders give priorities assistance to get installation materials and building materials for such work under certain circumstances. These regulations should be consulted.

Issued this 29th day of May 1945.

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

[F. R. Doc. 45-9225; Filed, May 29, 1945;  
11:20 a. m.]

#### PART 1075—CONSTRUCTION

[Conservation Order L-41, Revocation of Interpretation 12]

Interpretation 12 to Conservation Order L-41 is revoked.

Issued this 29th day of May 1945.

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

[F. R. Doc. 45-9226; Filed, May 29, 1945;  
11:20 a. m.]

#### PART 1075—CONSTRUCTION

[Conservation Order L-41, Revocation of Direction 2]

Direction 2 to Conservation Order L-41 is superseded by paragraph (e) (20) of Conservation Order L-41, as amended May 29, 1945. Any references to Direction 2 in any War Production Board directive, regulation, order, direction or interpretation shall be deemed a reference to said paragraph (e) (20) of L-41 as amended May 29, 1945.

Issued this 29th day of May 1945.

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

[F. R. Doc. 45-9216; Filed, May 29, 1945;  
11:20 a. m.]

#### PART 1075—CONSTRUCTION

[Conservation Order L-41, Direction 3 as Amended May 29, 1945]

#### BLANKET PERMISSION FOR MISCELLANEOUS CONSTRUCTION

The following amended direction is issued pursuant to Conservation Order L-41:

(a) Blanket authorizations will be issued only in cases where it appears that the filing of individual project applications will interfere with the war effort or cause extreme hardship.

(b) Applications for blanket authorization may be made on Form WPB-617. Separate applications must be made for each "unit" as defined in paragraph (d) (2) of L-41. The applicant will prepare his application in the same way he would prepare an application to do a single job and in accordance with the instructions to Form WPB-617. The need for a blanket authorization must be firmly established.

(c) Blanket authorizations will permit the builder to do miscellaneous routine construction. While the blanket authorization will cover a number of jobs, no one job costing more than \$10,000 will be authorized, and in certain cases a lower cost limit per job may be fixed. No job for which tax amortization privileges will be requested may be included in a blanket application. A separate application should be filed for each such job at the time the request for tax amortization is made.

Issued this 29th day of May 1945.

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

[F. R. Doc. 45-9217; Filed, May 29, 1945;  
11:20 a. m.]

#### PART 1075—CONSTRUCTION

[Conservation Order L-41, Revocation of Direction 4]

Direction 4 to Conservation Order L-41 is superseded by paragraph (e) (22) of Conservation Order L-41, as amended May 29, 1945.

Issued this 29th day of May 1945.

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

[F. R. Doc. 45-9218; Filed, May 29, 1945;  
11:20 a. m.]

#### PART 1075—CONSTRUCTION

[Supplementary Conservation Order L-41-d, Revocation]

Section 1075.11 *Supplementary Conservation Order L-41-d* is revoked.

Issued this 29th day of May 1945.

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

[F. R. Doc. 45-9228; Filed, May 29, 1945;  
11:21 a. m.]

#### PART 3133—PRINTING AND PUBLISHING

[Limitation Order L-245, Supp. 1, as Amended May 29, 1945]

#### BOOKS AND BOOKLETS

§ 3133.17a *General Limitation Order L-245, Supplement No. 1*—(a) Purpose of appeal clause. The serious shortage in the supply of print paper available for books makes it necessary for publishers to reduce their consumption substantially, as provided in Order L-245. Such reductions may create serious hardships—which, however, are unavoidable in time of war. Appeals are not granted to ameliorate, in individual cases, hardships applicable to an entire industry. They are granted only to provide relief, subject to the provisions of paragraph (b) to (g), from certain undue and excessive hardships which would be created if the order were applied without modification to an exceptional set of circumstances. Appeals which do not establish such hardships shall be denied.

(b) *No automatic adjustments.* Paragraph (f) of this supplement describes the types of hardship for which quota adjustments shall be made by the War Production Board on appeal. These adjustments, however, are not automatic. A publisher who believes that his case is covered by one of the subparagraphs of paragraph (f) may not make his own adjustment of his consumption quota. No publisher may use any paper in excess of his consumption quota, computed in accordance with paragraphs (j) and (k) of Order L-245, unless he files an appeal for such relief and a grant is made in writing signed by the Recording Secretary of the War Production Board.

(c) *Adjustment of base tonnages.* Wherever appropriate, grants on appeal shall be made in the form of adjustments of a publisher's base tonnage



which shall continue to be effective in future quarters, subject to re-examination and modification at any time by the War Production Board.

(d) *Effective date of base tonnage adjustments.* Adjustments of base tonnages are not retroactive. A publisher whose base tonnage is adjusted on appeal does not receive, by virtue of such adjustment, a "carry-over of unused tonnage" from any year before the issuance of the appeal grant.

(e) *Application of curtailments.* Constructive base tonnages granted on appeal are subject to the curtailments required by paragraph (j) of Order L-245 as amended from time to time.

(f) *Types of hardship for which relief shall be granted.* In passing upon appeals under Order L-245 the following standards shall govern:

(1) *Incomplete base period.* If a person entered the book publishing business in 1942 by causing paper to be put into process in the production of books for the first time in that year, he shall be granted a constructive base tonnage. This shall be determined by averaging his consumption of paper in each of the calendar quarters of 1942 in which he caused paper to be put into process. This average shall be multiplied by the number of calendar quarters in 1942 prior to the quarter in which he first caused paper to be put into process. The total shall be added to his actual consumption in 1942, to determine his constructive base tonnage. However, ex-quota tonnage shall not be granted under this subparagraph to a publisher whose business is of such a nature that he would normally cause paper to be put into process in only a portion of a calendar year.

(2) *"Intermittent" publications.* "Intermittent" publications are those which, as a matter of established business practice, are produced less frequently than annually and were not produced in the base year 1942. Examples of this type of publication are encyclopedias and multi-volume sets. Ex-quota tonnage shall be granted to permit the continued issuance of such publications if they will consume an excessive portion of the publisher's consumption quota.

(3) *Abnormal base period.* A publisher who demonstrates that in 1942 he consumed an abnormally low tonnage of paper shall be granted a constructive base tonnage. This shall be determined by averaging his consumption in the years 1940, 1941, and 1942. If he consumed no paper in one of these three years, the adjustment shall be based on his average consumption in the remaining two years.

(4) *Temporary suspension.* A publisher whose consumption of paper in 1942 was reduced by temporary suspension of publication as the result of strikes, fires or similar conditions shall receive a compensatory increase in his base tonnage, to the extent that it was impracticable to continue operations at another plant.

(5) *Disproportionate commitments made prior to the issuance of Order L-245.* Appeal tonnage shall be granted to a publisher who demonstrates that his base tonnage is inequitable because of the following circumstances existing prior to the issuance of L-245 on January 8, 1943:

- (i) Capital expenditures;
- (ii) Advances on author royalties and publishing rights;
- (iii) Expenditures in the manufacture of books;
- (iv) Administrative and advertising expenses.

Adjustments under this paragraph (f) (5) shall not be made unless the publisher demonstrates that his quota, upon the issuance of Order L-245, was inadequate to produce conservative first printings sufficient to liquidate such prior commitments.

(6) *Inter-company transfers.* Transfers of quotas under Order L-245 shall be permitted between corporations which have occupied the relationship of parent and wholly-owned subsidiary, or affiliates wholly owned by the same person, prior to January 8, 1943, and continuously thereafter.

(7) *Heavy weight paper.* A publisher who, since July 1, 1944, has held in "frozen inventory" paper heavier than the applicable basis weight "ceiling" specified in Order L-120, Schedule II, shall, on appeal be granted permission to consume such heavy paper and charge it against his consumption quota as if it were paper of the maximum basis weight applicable to that particular kind of paper and type of book under Order L-120, Schedule II. Such permission shall be granted only subject to the following conditions:

That the paper shall be put into process before September 30, 1945; and

That the tonnage of paper which the publisher is permitted to accept during the second quarter of 1945, in accordance with Order L-245, shall be reduced by the tonnage to be charged against his consumption quota pursuant to the appeal granted under this paragraph.

NOTE: Subparagraph (9) formerly subparagraph (7) redesignated May 29, 1945.

(8) *Primary and secondary grade textbooks.* A publisher whose consumption quota is inadequate to supply the demand on him for primary and secondary grade textbooks may be granted additional tonnage up to a maximum of 15% of his 1942 paper consumption for such books.

(9) *Extraordinary hardships.* Appeal tonnage shall not be recommended either by the administrator or the Division Appeals Committee or granted by the Appeals Board for causes other than those enumerated in subparagraphs (1) to (8) of this paragraph (f) except where unforeseen, unusual, extraordinary or emergency conditions constituting undue and excessive hardship are proved. Cer-

tain factors which shall not be recognized as grounds for the granting of appeal tonnage are described in paragraph (g).

(g) *Factors which shall not be considered as grounds for granting appeals.* The following is a list of some of the factors which shall not be considered as grounds for the granting of appeals. This list is not exclusive.

- (1) The nature of a book's contents.
- (2) Diminished base period consumption because of financial conditions.
- (3) Suspension of publishing activities, except as set forth in paragraph (f) (4).
- (4) Increased demand for books except as set forth in paragraph (f) (8), even though published by a membership organization whose constitution requires that a copy be sent to every member.
- (5) The fact that books are published by government departments.

NOTE: Subparagraphs (6) to (8) inclusive, formerly subparagraphs (5) to (7) inclusive, redesignated May 29, 1945.

(6) Request to use in a book publishing business commenced after May 24, 1944 more than 5 tons of paper per calendar year as provided in paragraph (j) (2) of Order L-245.

(7) The fact that additional tonnage was granted on appeal to a competitor.

(8) Consumption of paper in violation of L-245, whether or not such violation was wilful.

#### Procedure

(h) *How appeals are submitted.* Appeals from Order L-245 may be filed by addressing a letter to the War Production Board, Printing and Publishing Division, Washington 25, D. C.; Ref: L-245.

(i) *Form of appeal.* The letter of appeal need not follow any particular form. It should state informally, but completely, the particular provision appealed from, the precise relief desired, the subdivision of paragraph (f) upon which the appellant relies, and the reasons why denial of the appeal would result in undue and excessive hardship.

(j) *Denial by administrator.* Appeals may be denied in the first instance by the administrator of the order.

(k) *Re-appeal from denial by administrator.* When an appeal has been denied by the administrator of the order, the appellant may re-appeal, within 15 days after the letter of denial is mailed, by addressing a letter to the War Production Board, Printing and Publishing Division, Washington 25, D. C. Ref: L-245. This letter may contain simply a request that the case be forwarded to the Appeals Board of the War Production Board. Any additional information which the appellant cares to submit at this time will also be forwarded to the Appeals Board.

(l) *Grant of appeals.* Although the administrator of the order may deny an appeal in the first instance, only the Appeals Board has the power to grant relief in individual cases from the provisions of the order.

(m) *Recommendation of grant by the administrator.* The administrator of the order may recommend that an appeal be granted in whole or in part. In that event the case shall be forwarded to the Appeals Board with the written recommendation of the administrator and the



written concurrence or non-concurrence of each member of the Division Appeals Committee, consisting of himself, the administrators of orders L-240, L-241, and L-244, the Assistant Director of the Printing and Publishing Division for Labor, and representatives of the Office of Civilian Requirements and the Conservation Division.

(n) *Optional reference to Appeals Board by Administrator.* The administrator of the order may, if he desires, refer a case to the Appeals Board with a recommendation of denial or with no recommendation at all.

(o) *Hearings by Appeals Board.* If the Appeals Board desires to obtain additional facts not contained in the file it may, in its discretion, hold a public hearing on any appeal. To the extent consistent with the necessity for emergency relief, a schedule of hearings shall be made up in advance. Information concerning the time and place of any scheduled hearing shall be available at the office of the Appeals Board at any time during business hours.

(p) *Conduct of hearing.* Hearings by the Appeals Board are open to the public. All interested parties may attend and, in the discretion of the Board, may be heard. The hearings are informal and the Board is not bound by legal rules of evidence. It is not necessary for an appellant to be represented by counsel, although he may do so if he wishes.

(q) *Decision by Appeals Board.* The Appeals Board may grant or deny an appeal in whole or in part. It may also attach conditions to a grant.

(r) *Finality of decision.* The decisions of the Appeals Board shall be final, unless that Board elects to reopen the case.

(s) *Publication of grants.* Grants on appeals shall be announced publicly at least every two weeks.

(t) *Announcement of grounds of decision.* Whenever a grant is made on the basis of "unforeseen, unusual, extraordinary or emergency conditions" under paragraph (f) (7), a brief memorandum of the basis of the decision shall be made public by the Appeals Board within two weeks, and the decision shall be treated as a precedent in future situations of an identical character.

(u) *Amendment of supplement.* Whenever a new standard is developed, the supplement shall be amended to set forth that standard.

(v) *Public files.* Public files shall be set up in all cases, including those filed before as well as after October 7, 1943 whether or not they resulted in a grant. They shall be available for public inspection at any time during the business hours of the War Production Board. The public files shall include:

1. All papers filed by the appellant in support of the appeal except those portions which contain confidential data.
2. All memoranda by War Production Board officials containing recommendations for or against the allowance of the appeal.
3. Copies of all letters of grant or denial.
4. A transcript of the record of any public hearing (or if the stenographic notes of the hearing have not been transcribed, a memorandum referring to the notes and stating how a transcript may be obtained).

(w) *False representations.* All grants on appeal are conditional upon the validity of the statements submitted in support thereof. Any person who wilfully conceals a material fact or furnishes false information in connection with an appeal, whether orally or in writing, is guilty of a crime and upon conviction may be punished by fine or imprisonment or both, as provided in section 35A of the United States Criminal Code.

Issued this 29th day of May 1945.

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

[F. R. Doc. 45-9229; Filed, May 29, 1945;  
11:19 a. m.]

#### PART 3175—REGULATIONS APPLICABLE TO THE CONTROLLED MATERIALS PLAN

[CMP Reg. 1, Revocation of Direction 58]

##### NOTICE BY BRASS MILLS REGARDING SCHEDULING "Z-1" ORDERS

Direction 58 to CMP Regulation 1 is hereby revoked.

Issued this 29th day of May 1945.

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

[F. R. Doc. 45-9211; Filed, May 29, 1945;  
11:23 a. m.]

#### PART 3175—REGULATIONS APPLICABLE TO THE CONTROLLED MATERIALS PLAN

[CMP Reg. 1, Revocation of Direction 60]

##### NOTICE BY COPPER WIRE MILLS REGARDING SCHEDULING OF "Z" ORDERS

Direction 60 to CMP Regulation 1 is hereby revoked.

Issued this 29th day of May 1945.

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

[F. R. Doc. 45-9212; Filed, May 29, 1945;  
11:23 a. m.]

#### PART 3175—REGULATIONS APPLICABLE TO THE CONTROLLED MATERIALS PLAN

[CMP Reg. 1, Revocation of Direction 65]

##### NOTICE BY ALUMINUM PRODUCERS REGARDING SCHEDULING OF "Z" ORDERS

Direction 65 to CMP Regulation 1 is hereby revoked.

Issued this 29th day of May 1945.

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

[F. R. Doc. 45-9213; Filed, May 29, 1945;  
11:23 a. m.]

#### PART 3208—SCHEDULED PRODUCTS

[General Scheduling Order M-293, Table 11, as Amended May 29, 1945]

##### SHIPBUILDING DIVISION

§ 3208.12 *Table for Shipbuilding Division.* (a) The following amended table is issued pursuant to the provisions of General Scheduling Order M-293:

Type of M-293 product	Designation	Applicable forms columns			
		1 Operations report	2 Shipping schedule <sup>1</sup>	3 Application and authorization	4 Cal. mo. frozen <sup>1</sup>
1. Diesel engines; marine:					
a. Main propulsion, Diesel-generator sets and auxiliaries	X	878	3003		8
2. Gears (marine):					
a. Main reduction gears (turbine propulsion)	X		1826		12
b. Main reduction and reverse gear units (Diesel and gasoline propulsion engine)		3002.33	3003		2
3. Turbines, main marine propulsion	X		1826		12
4. Valves, piping systems, including all valves such as industrial, marine, hydrant, sluice gate, drilling, flow line, cocks, etc. except refrigeration, aircraft, automotive, instrument, regulating and control valves, air brake equipment, plumbing fixture fittings and trim:					
a. Steel valves:					
(1) Safety and relief		3000.15			3
(2) Turbine (including astern, cross-over, maneuvering, manifold and throttle)		3000.15			3
(3) Other steel valves		3000.15			3
b. Iron valves:					
(1) Safety and relief		3000.15			3
(2) Other iron body valves		3000.15			3
c. Bronze valves:					
(1) Safety and relief		3000.15			3
(2) Compressed gas cylinder		3000.15			3
(3) Other bronze valves 100 lbs. S. W. P. and over		3000.15			3
5. Pipe fittings, except compression, flared, Parker type, bell and spigot:					
a. All steel fittings		3000.15			3

<sup>1</sup> For explanation of time during which shipping schedule is frozen see Paragraph (c) (3) of M-293.  
<sup>2</sup> Form WPB-3401 may be used instead of WPB-3003.

Issued this 29th day of May 1945.

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

[F. R. Doc. 45-9232; Filed, May 29, 1945; 11:22 a. m.]



## PART 3274—MACHINE TOOLS AND INDUSTRIAL SPECIALTIES

[General Preference Order E-10, as Amended May 29, 1945]

## ANTI-FRICTION BEARINGS

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of anti-friction bearings for defense, for private account, and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3274.61 *General Preference Order E-10—(a) Definitions.* For the purpose of this order: (1) "Person" means any individual, partnership, association, business trust, corporation, governmental corporation or agency, or any organized group of individuals, whether incorporated or not.

(2) "Producer" means any person who is engaged in the manufacture of anti-friction bearings.

(3) "Anti-friction bearing" means any bearing employing as rolling elements balls of any size or rollers of any size or shape.

(4) "Production order" means

(i) Any purchase order or contract for one or more anti-friction bearings of any one size having a total purchase price of \$500 or more, or

(ii) Any purchase order or contract for more than five hundred anti-friction bearings of any one size.

(5) "Miscellaneous order" means any purchase order or contract for anti-friction bearings other than production orders: *Provided, however,* That no person shall subdivide his purchase orders or contracts for anti-friction bearings for the purpose of coming within this definition.

(6) "Total quarterly production" means the total number of units of all types of anti-friction bearings to be manufactured by a producer in any given quarter.

(7) "Total monthly deliveries" means the total number of units of all types of anti-friction bearings to be delivered by a producer in any given month.

(8) "Continental United States" means the territory comprising the several States and the District of Columbia.

(9) "User" means any person who uses anti-friction bearings for production, construction, operating supplies or maintenance or repair.

(b) *Scheduling of total quarterly production.* (1) Each producer shall schedule his total quarterly production of anti-friction bearings in such manner as to make available during such quarter 85% of his production for delivery against production orders and 15% of his production for delivery against miscellaneous orders; however, these percentages allocated to production orders and miscellaneous orders, respectively, may be varied by any producer to the extent that he does not have enough unfilled purchase orders and estimated rated future orders reasonably anticipated to be received within the next ninety days to absorb one or the other of such percentage allocations.

(2) Notwithstanding the provisions of Priorities Regulation No. 1, any producer who shall schedule the production of a given size of anti-friction bearings to fill an order or orders therefor, delivery of which is required during any given quarter, may schedule the production of additional bearings of such size either

(i) When necessary to bring the quantity scheduled to a minimum practicable production run, or

(ii) To meet rated orders therefor not yet actually received but reasonably to be anticipated within the next 90 days; however, in no event shall the additional quantity of bearings to be scheduled for production to meet such anticipated rated orders exceed the average quarterly quantity of such bearings sold by such producer during 1942.

(c) *General Scheduling Order M-293.* Anti-friction bearings now appear on Table 12 of General Scheduling Order M-293. Therefore, in addition to complying with the provisions of General Preference Order E-10, producers are subject to the provisions of General Scheduling Order M-293 including the requirement contained in that order that they file operations reports on Form WPB-1314.

(d) [Deleted Nov. 10, 1943]

(e) *Effect of request to hold up work on rated orders.* No producer who receives any instruction from a purchaser to withhold work on, or delivery under, any rated purchase order for anti-friction bearings shall retain such order in his schedule as a rated order for more than ten days. Whenever any such order has been deleted from such schedule as a rated order the producer shall immediately notify the purchaser of such action. In the event the purchaser later withdraws the instruction to withhold work on, or delivery under, the rated purchase order, notice of such withdrawal may be treated by the producer as the placing of a new rated purchase order for the same amount, type and size of anti-friction bearings as covered by the unfilled portion of the original purchase order, and the producer shall schedule it in the same way as a new rated purchase order.

(f) *Allocation of deliveries against production orders and miscellaneous orders.* Each producer shall allocate 85% of his total monthly deliveries to production orders and 15% of his total monthly deliveries to miscellaneous orders: *Provided, however,* That the percentage of total monthly deliveries allocated to production orders and miscellaneous orders, respectively, by this paragraph (f), may be varied by any producer to the extent that such producer does not have sufficient unfilled purchase orders to absorb one or the

other of such percentage allocations. The sequence of deliveries against production orders and miscellaneous orders within the respective percentage limitations on such deliveries imposed by this paragraph (f) shall be scheduled according to the terms of Priorities Regulation No. 1 and other applicable regulations of the War Production Board: *Provided, however,* That notwithstanding paragraph (d) of § 944.7 of Priorities Regulation No. 1, material specifically produced for an order for anti-friction bearings rated AA-5 or higher shall not be diverted and delivered under a higher rated order subsequently accepted if such material is completed at the time of the acceptance of the higher rated order or is in production and scheduled for completion within thirty days thereafter, unless such diversion is specifically directed by the War Production Board or unless the subsequently accepted order bears a rating of AAA.

(g) [Revoked May 29, 1945.]

(h) *Limitation on users' inventories.*

No user shall accept delivery of any anti-friction bearings of any type and size if his inventory of such type and size of bearings is, or will, by virtue of such acceptance, become greater than the quantity of such item he will be required by his current practices to put into use during the succeeding sixty-day period for production, construction, operating supplies, or maintenance or repair, or greater than a minimum practicable working inventory, whichever is smaller; however, any person may receive, in anticipation of starting or resuming civilian production, the minimum amount of anti-friction bearings he would need during the first thirty days of such production, providing no priorities assistance is used to get such material. Records of such receipts and the basis on which they were computed must be preserved as required by Section 944.15 of PR-1.

The restrictions of this paragraph do not apply to the acceptance of delivery by the Army, Navy or Maritime Commission of anti-friction bearings required for bases or supply depots outside the continental United States, or for bases or supply depots within the continental United States which are maintained for emergency purposes, or to supply such bases or supply depots outside the continental United States.

(i) *Information as to end use.* In applying or extending a preference rating to an order for anti-friction bearings, the purchaser must furnish a statement of the product, if any, into which he intends to incorporate the bearings. If the bearings are not to be incorporated into a product being produced by the purchaser he must state that fact.

(i-1) *Restrictions on disposal of excess bearings.* Anti-friction bearings appear on Lists A and B of Priorities Regulation



13. That Regulation should be consulted to determine the conditions under which special sales of bearings may be made.

(j) *Changes in schedules.* Notwithstanding any other provision of this order, the War Production Board may direct or change any schedule of production or delivery of anti-friction bearings or component parts thereof, allocate any order for anti-friction bearings or component parts thereof to any other producer of anti-friction bearings or component parts thereof, or direct the delivery of any anti-friction bearings or component parts thereof, to any other person in accordance with prices and terms regularly established for sales by the supplying producer to such a purchaser.

(k) *Applicability of other orders and regulations.* All transactions affected by this order are subject to applicable provisions of the regulations of the War Production Board, as amended from time to time, except to the extent that any provision hereof may be inconsistent therewith, in which case the provisions of this order shall govern.

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

(m) *Reports.* All producers affected by this order shall execute and file with the War Production Board such reports and questionnaires as the War Production Board shall from time to time prescribe.

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

(o) *Communications.* All reports to be filed, appeals and other communications, concerning this order, should be addressed to: War Production Board, Tools Division, Washington 25, D. C. Ref: E-10.

Issued this 29th day of May 1945.

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

[F. R. Doc. 45-9214; Filed, May 29, 1945;  
11:24 a. m.]

#### PART 3285—LUMBER AND LUMBER PRODUCTS [Order L-335, Direction 18]

##### DISTRIBUTION YARDS WITH COMMON OWNERSHIP

The following direction is issued pursuant to Order L-335:

A person who buys lumber for two or more retail distribution yards which he either owns or controls may, if he so desires, pool the cer-

tified orders that his yards receive from the sale of lumber under Order L-335 and any lumber that he obtains as a result of having extended such orders may be delivered to any one of his yards without regard to the amount of certified orders that yard contributed to the pool.

Issued this 29th day of May 1945.

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

[F. R. Doc. 45-9231; Filed, May 29, 1945;  
11:22 a. m.]

#### PART 3287—GOVERNMENT SERVICES

[Preference Rating Order P-141, as Amended  
May 29, 1945]

##### PUBLIC SANITARY SEWERAGE FACILITIES

§ 3287.26 *Preference Rating Order P-141—(a) Definitions.* For the purpose of this order:

(1) "Operator" means any individual, partnership, association, corporation, governmental corporation or agency, or any organized group of persons, whether incorporated or not, located in the United States, its territories, or possessions, engaged in or constructing facilities for the purpose of engaging in, the operation of a public sanitary sewerage system or a public sanitary sewerage system combined with a storm sewerage system, whether or not such operator has applied the preference ratings herein assigned.

(2) "Controlled material" means steel—both carbon (including wrought iron) and alloy—copper (including copper base alloys) and aluminum, in each case only in the forms and shapes indicated in Schedule I of CMP Regulation No. 1.

(3) "Material" means any commodity, equipment, accessory, part, assembly or product of any kind.

(4) "Maintenance" means the minimum upkeep necessary to continue an operator's property and equipment in sound working condition.

(5) "Repair" means the restoration of an operator's property and equipment to sound working condition after wear and tear, damage, destruction of parts or the like, have made such property or equipment unfit or unsafe for service.

(6) "Operating supplies" means material which is essential to the operation of the system specified in paragraph (a)

(1) and which is generally charged to operating expense account.

(7) Material for "maintenance", "repair" and "operating supplies" includes any material which is essential to minimum service standards, and does not include material for the improvement of an operator's property or equipment through the replacement of material which is still usable.

(8) "Plant addition" means the addition or installation of new facilities or the replacement of existing facilities with facilities of greater capacity. A plant addition may have a net material cost of not more than \$25,000. No job

or project may be subdivided to come within this limit.

NOTE: Subparagraphs (9), (10), and (11) formerly (8), (9), and (10) redesignated May 29, 1945.

(9) "Supplier" means any person with whom a purchase order or contract has been placed for delivery of material to an operator, or to another supplier.

(10) "Calendar quarterly period" means the several three months of the year commencing January 1, April 1, July 1, and October 1, or the operator's customary accounting period closest to such period.

(11) "Inventory" means all new or salvaged material in the operator's possession, unless physically incorporated in plant, without regard to its accounting classification, excluding, however, material which is segregated for use in additions and expansions specifically authorized under paragraphs (g) (1) and (g)

(2) of this order or by an operative preference rating order or certificate issued by the War Production Board.

(b) *Preference ratings.* (1) A preference rating of AA-1 is hereby assigned to orders to be placed by an operator for material to be used for maintenance or repair, and for operating supplies.

(2) A preference rating of AA-3 is hereby assigned to orders to be placed by an operator for material to be used for plant additions.

(c) *Controlled materials; steel, copper and aluminum.* Subject to the quantity restrictions contained in paragraph (f) of this order, any operator requiring delivery of any controlled material for maintenance, repair, operating supplies or plant additions may obtain the same by placing on his delivery order the certification required in paragraph (e) (1) hereof. An order bearing such certification shall constitute an authorized controlled material order.

(d) *Restrictions on use of symbol and ratings.* (1) The allotment symbol and preference ratings hereby assigned shall not be used by an operator or supplier to obtain deliveries of scarce material, the use of which could be eliminated without serious loss of efficiency by substitution of less scarce material or by change of design.

(2) The preference ratings assigned by paragraph (b) shall not be used to obtain any item included in Lists A or B of Priorities Regulation No. 3.

(e) *Application and extension of ratings; application of CMP allotment symbol—(1) Certification.* The ratings assigned by paragraph (b) of this order and the CMP Allotment Symbol MRO-P-141 may be applied by an operator only by use of a certification in substantially the following form:

Preference rating ———. CMP Allotment Symbol MRO-P-141. The undersigned purchaser certifies, subject to the penalties of section 35 (A) of the United States Criminal Code, to the seller and to the War Production Board, that to the best of his knowledge and belief the undersigned is authorized under applicable War Production Board regulations or orders to place this delivery order, to re-



ceive the item(s) ordered for the purpose for which ordered, and to use any preference rating or allotment number or symbol which the undersigned has placed on this order.

-----  
Name of operator

-----  
Signature of designated official

Such certification shall be signed manually or as provided in Priorities Regulation No. 7.

(2) The ratings assigned by this order may be extended by a supplier in the manner provided in Priorities Regulation No. 3, and CMP Regulation No. 3.

(f) Restrictions on deliveries, inventory and withdrawals—(1) Deliveries and withdrawals. No operator shall, during any calendar quarterly period, accept delivery of any material or withdraw from inventory any material, to be used for maintenance or repair or as operating supplies, the aggregate dollar value of which shall exceed the aggregate dollar value of materials used for maintenance or repair or as operating supplies, during the corresponding calendar quarterly period of the year 1942, or at the operator's option, twenty-five per cent of the aggregate dollar value of materials used for said purpose during the operator's fiscal year ending closest to December 31, 1942.

(2) Inventory. No operator shall at any time, accept delivery of any material if the operator's inventory will, by virtue of such acceptance, be in excess of a practical working minimum.

(3) Exceptions. The provisions of paragraph (f) (1) of this order are subject to the following exceptions:

(i) An operator who, during the calendar year 1942 (or fiscal year ending closest to December 31, 1942), used for maintenance, repair, and as operating supplies, materials of the aggregate value of not exceeding \$5,000, and whose estimated requirements for materials to be used for maintenance, repair and as operating supplies during any calendar year (or corresponding fiscal year) do not exceed \$5,000 may, during such year, exceed the quantity restrictions prescribed by paragraph (f) (1) of this order. If the actual requirements of material for maintenance, repair and operating supplies for such year should prove to be in excess of \$5,000, such operator shall not accept any deliveries of material or withdraw from inventory any material to be used for maintenance, repair or as operating supplies if such deliveries or withdrawals, when taken together with other deliveries or withdrawals within such year, would, in the aggregate, exceed \$5,000. In such case the operator may apply for specific authorization to exceed such quantity restrictions pursuant to the provisions of paragraph (f) (4) hereof.

(ii) An operator may, in any calendar quarterly period, increase scheduled deliveries, and withdrawals of material required for maintenance or repair or as operating supplies over the limits prescribed in paragraph (f) (1) of this order, in proportion to the increase in

the load on the system during the preceding calendar quarterly period of the year 1942 corresponding to the calendar quarterly period in question, determined by a measurement of the average daily flow for the two comparative periods: *Provided*, That in determining the average daily flow of sewage, any flow of surface storm water which enters the system shall not be taken into account.

(iii) An operator may, in any calendar quarterly period, accept deliveries of material or make withdrawals from inventory of material, necessary for the maintenance or repair of the operator's property or equipment which is damaged by acts of the public enemy, sabotage, explosion, or fire or by flood, storm or other similar climatic conditions.

(iv) An operator may, in any calendar quarterly period, accept delivery of material, having in the aggregate, a dollar value of not more than the dollar value of material of the same class taken from the operator's inventory for delivery to other persons authorized to accept delivery under applicable regulations of the War Production Board but only if, and to the extent that such taking has reduced the operator's inventory of material below a practical working minimum.

(v) An operator may, during any calendar year (or his fiscal year), withdraw from inventory, material, having in the aggregate, a dollar value of not more than the dollar value of usable material of the same class salvaged from plant during such year.

(vi) The provisions of paragraph (f) (1) and (f) (2) shall not apply to fuel or to chemicals for sewage treatment.

(4) The War Production Board, on its own initiative, or on application of any operator by letter, addressed to the Government Bureau, War Production Board, Washington 25, D. C., Ref: P-141, may modify the limitations on practical working minimum inventory, and on scheduling or accepting deliveries, or on use or withdrawals, set forth in this paragraph (f).

(g) Restrictions on construction of sewerage facilities. No operator shall construct any sewerage facilities, including but not limited to sewer pipelines, manhole structures, pumping stations, sewage disposal or treatment plants and connections, and no operator shall, in case of contract construction, accept deliveries of material for such purposes except as follows:

(1) An operator may construct an addition to or an expansion of, sewerage system or works: *Provided*, That such addition or expansion shall not include any work order, job or project in which the cost of material shall exceed \$25,000: *And provided*, That no single construction project shall be subdivided into parts in order to come below these limits.

(2) An operator may construct an extension of sewerage facilities to serve

premises which are being built or remodeled under authority of any Preference Rating order of the P-55 series, a specific authorization issued pursuant to Conservation Order L-41 or pursuant to any Petroleum Administrative Order issued by the Petroleum Administrator for War if all of the following conditions are satisfied:

(i) The cost of material for such extension does not exceed \$25,000.

(ii) The extension does not duplicate an adequate service already installed.

(iii) No other operator can render the same service with lesser amounts of critical material.

(iv) The extension will not cause an overload on system including sewage disposal plants.

(v) [Deleted May 29, 1945.]

(3) In addition to the authorization contained in paragraphs (g) (1) and (g) (2) an operator may construct sewerage facilities of any kind if such construction is specifically authorized by the War Production Board. Application should be made on Form WPB-617 (formerly PD-200) or on such other form as may be prescribed. The following preference rating orders or certificates include permission for construction under this order although they do not say so: P-19-h, CMPL-127, CMPL-224. In all other cases a preference rating is not enough unless the instrument which assigns the rating also states that construction is permitted. However, any operator who prior to January 15, 1944, has been specifically authorized in writing by the War Production Board to use the lowest rating assigned to a rated project to obtain material to construct sewerage facilities to serve such project may use such rating to obtain material required for that purpose within the limits of said authorization.

(h) Assignment of preference rating and CMP allotment symbol for extensions authorized under paragraph (g) (2). (1) The preference rating AA-3 is hereby assigned to orders for material other than controlled material, and the abbreviated allotment number S2 is hereby assigned to orders for controlled material to be placed by an operator for use in the construction of extensions of facilities authorized by paragraph (g) (2) of this order or to replace in inventory material so used.

(2) The preference ratings and allotment number assigned by paragraph (h) (1) may be applied by an operator by using the certification provided in CMP Regulation No. 7. An order for controlled material bearing such certification and allotment number shall constitute a controlled material order.

(i) Sales of material from inventory. Any operator may sell to another operator, material from seller's inventory in excess of a practical minimum working inventory: *Provided*, That (1) a preference rating of AA-5 or higher assigned by this order or by any preference rating certificate, or (2) a specific direction issued by the War Production Board, is applied or extended to the operator selling such material.



(j) *Audits and reports.* (1) Each operator and each supplier who applies the preference ratings or allotment symbol hereby assigned, and each person who accepts a purchase order or contract for material to which a preference rating or symbol is applied, shall submit from time to time to an audit and inspection by duly authorized representatives of the War Production Board.

(2) Each operator and each such supplier shall execute and file with the War Production Board, such reports and questionnaires as said Board shall from time to time request, subject to approval by the Bureau of the Budget as required under the Federal Reports Act.

(3) Each operator shall maintain a continuing record of inventory and of segregated material in his possession and all material used by him for maintenance, repair or as operating supplies.

(k) *Communications to the War Production Board.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise directed by the War Production Board be addressed to the War Production Board, Government Bureau, Washington 25, D. C., Ref: P-141.

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

(m) *Revocation or amendment.* This order may be revoked or amended at any time as to any operator or any supplier. In the event of revocation, deliveries already rated pursuant to this order shall be completed in accordance with said rating, unless the rating has been specifically revoked with respect thereto. No additional applications of the ratings to any other deliveries shall thereafter be made by the operator or supplier affected by such revocation.

(n) *Applicability of regulations.* (1) Preference Rating Order P-141 is issued in lieu of Preference Rating Order P-46 in so far as it affects public sanitary sewerage systems as defined in paragraph (a) (1) hereof and any reference in any order or regulation of the War Production Board to said Preference Rating Order P-46 shall constitute a reference to orders in the P-141 series.

(2) This order and all transactions affected hereby, except as herein otherwise provided, are subject to all applicable regulations of the War Production Board as amended from time to time, *Provided*, That none of the provisions of CMP Regulations No. 5 or No. 5A shall apply to operators as defined in paragraph (a) (1) hereof, and no such operator shall obtain any material under the provisions of either of said regulations.

Issued this 29th day of May 1945.

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

[F. R. Doc. 45-9240; Filed, May 29, 1945;  
11:25 a. m.]

#### PART 3288—PLUMBING AND HEATING EQUIPMENT

[Limitation Order L-23-c, as Amended  
May 29, 1945]

#### DOMESTIC COOKING APPLIANCES AND DOMESTIC HEATING STOVES

The fulfillment of requirements for the defense of the United States has created a shortage of materials used in the manufacture of domestic cooking appliances and domestic heating stoves for defense, for private account, and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3288.66 *Limitation Order L-23-c—*  
(a) *Definitions.* For the purpose of this order:

(1) "Domestic cooking appliances" means the following non-electric appliances: Gas ranges, cook stoves and hot plates for household use; coal and wood ranges and cook stoves for household use; fuel oil ranges, cook stoves, table stoves and hot plates for household use; combination ranges (including dual oven types, ranges with built-in kitchen heaters, and bungalow types) for household use; camp and trailer stoves for cooking purposes; fuel oil conversion range burners; and drum and portable ovens.

(2) "Domestic heating stoves" means any device (except electric) for the direct heating of the space in and adjacent to that in which the device is located, designed for use without heat distribution pipes or ducts as integral parts of such heating devices, and includes but is not limited to circulating, radiant and portable heaters; trailer and caboose stoves; and laundry stoves (except water jacketed and permanently built-in coil types). Domestic heating stoves shall not include floor or wall furnaces.

(3) "Stove" means any domestic cooking appliance or domestic heating stove.

(4) "Burner valves" means any top burner valves, oven burner valves and two-way oven burner valves for use in gas ranges, gas cook stoves, gas hot plates and gas combination or bungalow ranges.

(5) "Thermostat" means any device designed for the control of temperatures and manufactured for installation on a stove.

(6) [Deleted May 29, 1945.]

(b) *General restrictions on the production of stoves, burner valves and thermostats.* (1) No person shall manufacture, fabricate or assemble any stoves, burner valves or thermostats except to the extent authorized on Form GA-1850.

(2) [Deleted May 29, 1945.]

(3) A person wishing to obtain authorization on Form GA-1850 to make stoves under paragraph (b) (1), or burner valves or thermostats under paragraph (b) (2) should apply for authorization by letter addressed to the War Production Board, Plumbing and Heating Division, Washington 25, D. C., Ref: L-23-c. The letter pertaining to stoves should state the proposed production in units per quarter by models and types. The letter pertaining to valves should state the proposed production in units of top burner valves, oven burner valves and two-way oven burner valves. The letter pertaining to thermostats should state the proposed production in units per quarter. Before sending this letter the applicant should consult his War Production Board field office regarding the necessity for submitting Form WPB-3820. Where the applicant will need controlled materials to produce the stoves, valves or thermostats, the letter requesting authorization should be accompanied by an application on Form CMP-4B for the controlled materials. Authorizations will be granted on the basis of the applicant's proposed use of labor, possibility of interference with war production, and facilities available for this production. Applications from persons who have not previously been engaged in the production of stoves, burner valves or thermostats will be accepted and processed on the same basis as all other applications.

(c) [Deleted May 29, 1945.]

(d) *Exceptions.* (1) The restrictions of this order do not apply to the production of repair and replacement parts. However, no person shall produce repair or replacement parts in excess of the quantity required to maintain a practicable minimum working inventory.

(2) [Deleted Aug. 29, 1944.]

(3) [Deleted Aug. 29, 1944.]

(e) *Reports.* Manufacturers of stoves shall report on or before the tenth day of each month on Form WPB-3249. This reporting requirement has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(f) *Applicability of regulations.* All persons and transactions affected by this order are subject to all applicable provisions of the regulations of the War Production Board, as amended from time to time.

(g) *Applicability of other orders.* Insofar as any other orders heretofore or hereafter issued by the War Production Board limit the use of any material in the production of stoves to a greater extent than the restrictions imposed by this order, the restrictions of such other order shall govern, unless otherwise specified therein.

(h) *Exceptions and appeals—(1) Production under Priorities Regulation*



25. Any person who wants to manufacture, fabricate or assemble more stoves, burner valves or thermostats than he has been authorized to make on Form GA-1850 (including a person who has no authorization) may apply for permission to do so under Priorities Regulation 25. He may still, of course, apply for authorization under paragraph (b) (3) if he desires.

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

(i) *Communications.* All communications concerning this order, except appeals, shall unless otherwise directed, be addressed to the War Production Board, Plumbing and Heating Division, Washington 25, D. C., reference L-23-c.

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

Issued this 29th day of May 1945.

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

SCHEDULE A: Deleted Oct. 23, 1944.

SCHEDULE B: Deleted Aug. 29, 1944.

INTERPRETATION 1: Superseded June 7, 1944.

INTERPRETATION 2: Revoked August 29, 1944.

[F. R. Doc. 45-9219; Filed, May 29, 1945; 11:19 a. m.]

#### PART 3288—PLUMBING AND HEATING EQUIPMENT

[Limitation Order L-23-c, Revocation of Interpretation 3]

#### CHROMIUM PLATING FOR REFLECTOR PLATES

Interpretation 3 to Limitation Order L-23-c is revoked.

Issued this 29th day of May 1945.

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

[F. R. Doc. 45-9220; Filed, May 29, 1945; 11:19 a. m.]

#### PART 3292—AUTOMOTIVE VEHICLES, PARTS AND EQUIPMENT

[Limitation Order L-331 as Amended May 29, 1945]

##### MOTORCYCLES

The fulfillment of requirements for the defense of the United States having cre-

ated a shortage in the supply of rubber, steel and other materials used in the production of motorcycles for defense, for private account and for export, the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3292.126 *Limitation Order L-331—(a) Definitions.* For the purposes of this order:

(1) "Motorcycle" means a complete two or three wheeled automotive vehicle, powered by an air-cooled internal combustion engine, having a piston displacement of not less than thirty (30) cubic inches.

(2) "Producer" means any individual, partnership, association, corporation or other form of business enterprise engaged in the manufacture or assembly of new motorcycles.

(3) "Agency" means the Foreign Economic Administration (formerly, Office of Economic Warfare and Office of Lend-Lease Administration), the Office of Civilian Requirements or the Canadian Division of the War Production Board.

(4) "Distributor" means any person not a producer whose business consists in whole or in part in the sale of motorcycles.

(b) [Deleted May 29, 1945.]

(c) *Restrictions on delivery of motorcycles.* Motorcycles may be delivered only on orders for distribution through an Agency and in one of the following methods:

(1) *Motorcycles for export except to Canada.* Motorcycles (i) to be exported to individuals, firms or corporations, may be delivered by the producer only when he has been supplied with an export license issued by the Foreign Economic Administration covering the order; (ii) to be exported for Lend-Lease or UNRRA account may be delivered by the producer only on orders for Lend-Lease or UNRRA account originating in the War Department or in the Procurement Division of the Treasury and which specify the country of destination.

(2) *Motorcycles for police and other civilian uses.* Motorcycles for public or private police usage or for other civilian usages may be delivered to a consumer by a producer or distributor only upon receipt by him of authorization from the War Production Board. Such authorization shall be applied for by the producer or distributor on form WPB-1319 and shall be filed with the Office of Civilian Requirements of the War Production Board at Washington, in accordance with instructions for the use of the form available at all War Production Board offices.

(3) *Motorcycles for Canada.* Motorcycles for individuals, firms or corporations located in Canada, or for the Canadian Government, may be delivered to a consumer by a producer or a distributor only upon receipt by him of authorization from the War Production Board. Such authorization shall

be applied for by the producer or distributor on form WPB-1319 and shall be filed with the Canadian Division of the War Production Board at Washington, in accordance with instructions for the use of the form available at all War Production Board offices. No authorizations under this paragraph will be approved by the Canadian Division or issued by the War Production Board unless the application on Form WPB-1319 is accompanied by the written approval of the Motor Vehicle Controller of Canada.

(d) *Army and Navy exempted.* The terms and restrictions of this order shall not apply to any motorcycle sold to or produced under contracts or orders for delivery to or for the account of the Army or Navy of the United States, the United States Maritime Commission or the War Shipping Administration.

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

(f) *Appeals.* Any appeal from the provisions of this order shall be made by filing a letter in triplicate with the Automotive Division of the War Production Board, Washington, D. C., referring to the particular provision appealed from and stating fully the grounds for appeal.

(g) *Applicability of War Production Board regulations.* This order and all transactions affected thereby are subject to all applicable provisions of the regulations of the War Production Board as amended from time to time except where otherwise stated.

(h) *Communications.* All communications concerning this order shall, unless otherwise directed, be addressed to: Automotive Division, War Production Board, Washington 25, D. C.; Ref.: Order L-331.

Issued this 29th day of May 1945.

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

[F. R. Doc. 45-9230; Filed, May 29, 1945; 11:22 a. m.]

#### PART 3293—CHEMICALS

[General Allocation Order M-300, Direction 1 as Amended May 29, 1945]

#### CHEMICALS AND ALLIED PRODUCTS—APPLICABILITY OF M-300 TO OTHER ORDERS

The following amended direction is issued pursuant to General Allocation Order M-300:

All orders which require applications to be filed on Form WPB-2945, 2946 or 2947 (PD-600, 601 or 602) and to be addressed to the Chemicals Bureau, Division or Branch,



are subject to the following provisions of Order M-300:

(a) Paragraph (s) (4), regarding small order exports.

(b) Subparagraphs (5) and (19) of Appendix E, but only with respect to the provision that only one copy need be certified (notarization is not necessary) in each set of identical applications on Forms WPB-2945, 2946 or 2947.

Issued this 29th day of May 1945.

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

[F. R. Doc. 45-9233; Filed, May 29, 1945;  
11:22 a. m.]

#### PART 3293—CHEMICALS

[General Allocation Order M-300, Direction 2  
as Amended May 29, 1945]

##### CHEMICALS AND ALLIED PRODUCTS—SPECIAL GROUPS OF PROTECTIVE COATING END USES

The following amended direction is issued pursuant to General Allocation Order M-300:

Applications for allocation of materials for protective coatings shall refer to the following end-use groups when filing under M-300 Schedules 65 (butyl acetate), 66 (butyl alcohol), 68 (maleic anhydride and maleic acid), 76 (ethyl acetate) and 77 (isopropyl acetate), or under any other M-300 Schedule issued or amended after December 20, 1944 which requires such applications to be filed in accordance with this direction. WPBI-1943, referred to in some of the above schedules, is revoked and superseded by this direction.

In the case of applications made on Form WPB-2945 pursuant to this direction, the end-use groups should be listed in Column 4 of the form. An aggregate quantity should be requested for all uses in each group, which should be referred to as "Group A—Direction 2 M-300" or "Group B—Direction 2 M-300", etc. (whichever group is applicable). The code numbers below refer to WPBI-217, which is the Primary Products and End Use List for the Protective Coatings Industry, issued by the War Production Board.

Group A (Military—1 and/or Lend-Lease—3). All specific end uses listed in WPBI-217 Major Class Codes 0100—Arms, Weapons, and Ammunition; 0200—Aircraft; 0300—Transportation; and 0400—Electrical and Communication.

Group B (Military—1 and/or Lend-Lease—3). All specific end uses listed in WPBI-217 Major Class Codes 0500—Industrial Machinery, Equipment, and Tools; 0800—Health, Safety, and Scientific Equipment; 0900—Photographic Material and Equipment; 1000—Printing Inks, Printing, Publishing, and Engraving; and 1500—Containers, Packages and Accessories.

Group C (Military—1 and/or Lend-Lease—3). All specific end uses listed in WPBI-217 Major Class Code 0700—Textiles and Leather.

Group D (Military—1 and/or Lend-Lease—3). All specific end uses listed in WPBI-217 Major Class Codes 1100—Office Supplies and Equipment; 1200—Furniture; 1300—Laundry, Kitchen and Refrigeration Equipment; 1400—Building Materials; and 1600—Miscellaneous.

Group E (Civilian—2 and/or Other Export—4). All specific end uses listed in WPBI-217 Major Class Codes 0100—Arms, Weapons, and Ammunition; 0200—Aircraft; 0400—Electrical and Communications Equipment; and 1500—Containers, Packages, and Accessories.

Group F (Civilian—2 and/or Other Export—4). All specific end uses listed in WPBI-217 Major Class Codes 0500—Industrial Machinery, Equipment, and Tools; 0800—Health, Safety and Scientific Equipment; 0900—Photographic Material and Equipment; and 1000—Printing Inks, Printing, Publishing, and Engraving Accessories.

Group G (Civilian—2 and/or Other Export—4). All specific end uses listed in WPBI-217 Major Class Codes 0300—Transportation, down to and including 0358, only.

Group H (Civilian—2 and/or Other Export—4). The following specific end uses listed in WPBI-217: 0704, 0708, 0713, 0714, 0715, 0716, 0718, 0729, 0733, 0736, 0737, 0738, 0747, 0753, 0755.

Group I (Civilian—2 and/or Other Export—4). The following specific end uses listed in WPBI-217: 1310, 1311, 1404, 1406, 1407, 1607, 1608, 1621, 1622, 1625.

Group J (Civilian—2 and/or Other Export—4). The following specific end uses listed in WPBI-217: 0359, 0360, 0362, 0365, 0367, 0368, 1105, 1108, 1201, 1202, 1208, 1209, 1214, 1215, 1301, 1308, 1309, 1427, 1609, 1612, 1613, 1615.

Group K (Civilian—2 and/or Other Export—4). All other end uses listed in WPBI-217, except those specified above. (Major Class Codes 0600 and 1700 not applicable)

End uses not listed in WPBI-217 are not included in the above groups. A separate quantity should be requested for each of these unlisted uses, which should be described specifically in the application.

The above end-use groupings apply to all regular monthly or interim allocation requests. Emergency requests should include more specific end-use information including applicable military contract and specification numbers.

The definition of "military order" in General Allocation Order M-300 shall govern for the purpose of this Direction 2 and for the purpose of WPBI-217, unless otherwise expressly provided in the applicable schedule.

Issued this 29th day of May 1945.

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

[F. R. Doc. 45-9234; Filed, May 29, 1945;  
11:22 a. m.]

#### PART 3293—CHEMICALS

[General Allocation Order M-300, Schedule 107]

##### THALLIUM CHEMICALS

§ 3293.1107 *Schedule 107 to General Allocation Order M-300*—(a) *Definition*. "Thallium chemicals" means the following compounds of the element thallium:

Thallium acetate ( $TlC_2H_3O_2$ )  
Thallium chloride ( $TlCl$ )  
Thallium formate ( $TlCHO_2$ )  
Thallium sulphate ( $Tl_2SO_4$ )

(b) *General provisions* (1) Thallium chemicals are subject to the provisions of General Allocation Order M-300 as Appendix B materials. The initial allocation date is June 1, 1945. The allocation period is the calendar month. The small order exemption without use certificate is as follows:

	Pound
Thallium acetate	1/8
Thallium chloride	1/8
Thallium formate	1/8
Thallium sulphate	1/8

(2) No person shall use any thallium chemical under the small order exemption except for laboratory reagent purposes.

(c) *Suppliers' application on WPB-2947*. Each supplier seeking authorization to use or deliver shall file application on Form WPB-2947. Filing date is the 20th day of the month before the proposed delivery month, except that application may be filed on or before May 25 for delivery or use during June 1945. File separate sets of forms for each thallium chemical. Send three copies (one certified) to the War Production Board, Chemicals Bureau, Washington 25, D. C., Ref: M-300-107. The unit of measure is pounds, commodity basis. An aggregate quantity may be requested, without specifying customers' names, for delivery or uncertified exempt small orders. Fill in Table II.

(d) *Certified statements of use*. Each person placing orders for delivery of more than the exempt small order quantity of any thallium chemical per month in the aggregate from all suppliers, shall furnish with each order a certified statement of proposed use, in the form prescribed in Appendix D of Order M-300. Proposed use shall be specified in terms of the primary product (such as rodenticide or catalyst) and the end use (applicable military contract numbers should be specified). Proposed use may also be specified as "for resale on further authorization", "for resale on exempt small orders", or "for export" (specify destination and export license or requisition number).

(e) *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.

(f) *Communications to War Production Board*. Communications concerning this schedule shall be addressed to: War Production Board, Chemicals Bureau, Washington 25, D. C., Ref: M-300-107.

Issued this 29th day of May 1945.

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

[F. R. Doc. 45-9235; Filed, May 29, 1945;  
11:23 a. m.]

#### PART 3305—PAPERBOARD

[Conservation Order M-378 as Amended  
May 29, 1945]

##### PAPERBOARD

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

§ 3305.1 *Conservation Order M-378*—(a) *What this order does*. This order deals with the production and use of paperboard. It requires producers of paperboard to set aside a reserve pro-



duction, subject to direction by the War Production Board and provides for credits against that reserve production. The order contains other restrictions including a limitation on the inventories of users of paperboard.

(b) *Definition.* For the purpose of this order "paperboard" means the types and grades of paperboard classified under caption numbers 221,000 through 269,000, except 224,001 through 224,005 (solid sulphite and sulphate pulp boards), 224,008 (milk bottle plug cap board), 241,000 through 249,000 (nonbending cardboards), 253,000 (pressboard), 261,100 (homogeneous wallboard), 261,200 (hard pressed wallboard), and 262,000 (insulating building board), in Form WPB-514, as currently revised, in sheet or roll form and whether or not lined, pasted or specially treated. It does not include containerboard as defined in Order M-290.

(c) *Reserve paperboard production.* Each manufacturer of paperboard shall reserve for each month, time and supplies sufficient to produce and deliver within each month, fifty per cent of his average monthly finished production of paperboard which he has reported to the War Production Board on Form WPB-514 for the corresponding quarter of 1944. The War Production Board may from time to time increase the percentage of reserve production for any manufacturer where facilities have been expanded since the base period, or increased production is expected for other reasons. On application from a manufacturer, the War Production Board may reduce the percentage of reserve production where breakdowns, work stoppages or raw material shortages justify a reduction.

(d) *Directions against reserve paperboard production.*—(1) *Paperboard directions.* On or before the 15th day of any month, the War Production Board may direct any manufacturer to employ his reserve to produce and deliver any grades of paperboard which the manufacturer is able to produce and in any quantity not exceeding the tonnage of his reserve production remaining uncredited as described in paragraph (e). Except as provided in paragraph (d) (3) below, any paperboard order accepted by a manufacturer at the direction of the War Production Board shall reduce his reserve production by the amount of finished production represented by that order.

(2) *Containerboard directions.* On or before the 15th day of any month, the War Production Board may direct any manufacturer to produce and deliver in that month, any grade of containerboard as defined in Order M-290, which the manufacturer is able to produce and in any tonnage not exceeding the tonnage of his reserve paperboard production remaining uncredited as described in paragraph (e). Such directions will not be inconsistent with any provision of Order M-290. These directions will provide

that the tonnage of finished production of containerboard produced by a manufacturer in any month pursuant to such directions, shall reduce such manufacturer's reserve production of paperboard for that month to the extent of the tonnage represented.

(3) *When directed tonnage is not credited.* Credit against the reserve paperboard production of a manufacturer shall not be given for the tonnage specified in any direction for paperboard production issued to a manufacturer when the following conditions prevail:

(i) Any one of the first four procurement activities listed in paragraph (e) (3) requests such manufacturer to bid on a contract or accept a purchase order from such activity, and

(ii) Although the manufacturer is able to produce the paperboard covered in the contract, he fails to bid on the contract or refuses to voluntarily accept the purchase order, and

(iii) The War Production Board records on the acceptance of contracts and purchase orders by such manufacturer against his reserve production as prescribed in paragraph (e) (1) and (e) (2), show that the acceptance of such contract or part thereof or such purchase order at the time the request was issued would not have caused him to produce in any month in excess of his reserve production for such month, and

(iv) Because of such failure to bid on the contract or refusal to accept the purchase order, a direction is issued to the manufacturer by the War Production Board.

(4) *Other rules including disposition of balance of reserve remaining undirected.* The various directions referred to above may require a manufacturer to sell and deliver his production to any person. The manufacturer may refuse to so produce, sell or deliver such reserve production only for the reasons specified for the refusal of rated orders in § 944.2 of Priorities Regulation No. 1. If a manufacturer is not directed by the War Production Board as to the disposition of part or all of his reserve paperboard production on or before the 15th day of the month in which such paperboard production is reserved, he may employ the production for which no directions have been received in any way he wishes that is consistent with the provisions of this and other orders of the War Production Board.

(e) *Production for certain agencies treated as credit against reserve.*—(1) *Certifying on Form WPB-3270.* Any manufacturer who has accepted an order for paperboard, directly or through another person, to be produced for the account of any of the agencies or uses listed in paragraph (e) (3), shall imme-

diately certify such acceptance in triplicate on Form WPB-3270 (Revised May 7, 1945) including the other information called for in that revised form. Thereafter any change in the certified order which involves cancellation or an alteration in the quantity or month of manufacture shall be certified immediately by the manufacturer to the War Production Board on Form WPB-3270 (Revised May 7, 1945). The manufacturer shall produce such orders according to his schedule as so reported to the War Production Board.

(2) *Credit against reserve paperboard production.* If a manufacturer accepts an order from one of the agencies or uses listed in paragraph (e) (3) and certifies that fact to the War Production Board as prescribed in paragraph (e) (1), the War Production Board will credit the tonnage in his order against any uncredited portion of his reserve paperboard production for the month in which the tonnage is to be produced and will notify him.

(3) *List of agencies or uses.* The agencies or uses referred to in paragraph (e) (1) are: Army; Navy; Marine Corps; Coast Guard; United States Maritime Commission and War Shipping Administration; Foreign Economic Administration (including Lend-Lease purchases); United States Government Printing Office; United States Bureau of Engraving and Printing; Procurement Division of the United States Treasury; United States Post Office; Rubber Reserve Company; and producers of products or parts thereof for any of the above-mentioned procurement activities to the extent that the paperboard is to be used exclusively as a component part of the product or part thereof, or is to be used exclusively for the necessary packaging of the product or part thereof, to be delivered on a contract or purchase order issued by such activity.

#### Miscellaneous

(f) *Inventory restrictions.* No person shall knowingly deliver to any person, and no person shall accept delivery of, any quantity of paperboard, if the total inventory in the hands of the person accepting delivery is, or by virtue of the acceptance will become, either (a) in excess of 60 tons, or (b) in excess of his reasonably anticipated requirements for the next sixty days, whichever is greater. No person shall order any quantity of paperboard for delivery to him, or for his account, on any future date, if receipt thereof on that date would increase his inventory of such paperboard to more than the amount permitted in the first sentence of this paragraph.

The restrictions of this paragraph apply equally to paperboard of foreign and domestic origin, and to intra-company deliveries as defined in § 944.12 of Priorities Regulation 1.



(g) *Delivery of waste.* No person shall require any customer to deliver waste in return for paperboard shipped on any order.

(h) *Records.* All persons affected by this order shall keep and preserve for not less than two years accurate and complete records concerning inventories, production and sales.

(i) *Audit and inspection.* All records required to be kept by this order shall upon request, be submitted to audit and inspection by duly authorized representatives of the War Production Board.

(j) *Reports.* The reporting requirement of paragraph (e) of this order has been approved by the Bureau of the Budget pursuant to the Federal Reports Act of 1942. All persons affected by this order shall execute and file with the War Production Board such other reports and questionnaires as may be required, subject to the approval of the Bureau of the Budget.

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

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

(m) *Appeals.* An appeal from the provisions of this order may be made by a letter stating informally, but completely, the particular provision appealed from, the precise relief desired, the reasons why denial of the appeal would result in undue and excessive hardship, and such other statistical and narrative information as may be pertinent.

(n) *Communications to War Production Board.* All reports required to be filed hereunder, all appeals and all other communications concerning this order shall, unless otherwise directed, be addressed to: War Production Board, Paperboard Division, Washington 25, D. C., Ref: M-378.

Issued this 29th day of May 1945.

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

[F. R. Doc. 45-9239; Filed, May 29, 1945;  
11:23 a. m.]

#### Chapter XI—Office of Price Administration

#### PART 1316—COTTON TEXTILES

[MPR 11,<sup>1</sup> Amdt. 24]

#### FINE COTTON GOODS

A statement of the considerations involved in the issuance of this Amendment has been issued simultaneously

<sup>1</sup> 9 F.R. 2661, 3577, 4879, 5162, 11531, 12020, 13056, 14850; 10 F.R. 1141, 3090.

herewith and filed with the Division of the Federal Register.

Exception (1) to § 1316.3 (b) (1) is amended to read as follows:

(1) Grey goods sold and delivered pursuant to contracts entered into during the three-month period commencing April 16, 1945 for use by price contractors in fulfilling contracts entered into with the War Department calling for delivery of any of the 29 finished fabrics designated in Schedule A of Direction No. 11, issued March 17, 1945 by the War Production Board under its General Conservation Order No. M-317.

This amendment shall become effective June 4, 1945.

Issued this 29th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9255; Filed, May 29, 1945;  
11:43 a. m.]

#### PART 1340—FUEL

[RMPR 122, Amdt. 31]

#### SOLID FUELS SOLD AND DELIVERED BY DEALERS

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.

Revised Maximum Price Regulation No. 122 is amended in the following respects:

1. Section 1340.256 (c) (1) and (2) is amended to read as follows:

(1) In the case of bituminous coal prepared at the dock as double-screened or lump sizes, the amount per net ton specified for the solid fuels following:

From mines in Districts Nos. 1, 2, 4, or 6.....	\$1.00
From mines in District No. 3 (except medium volatile in Price Classification A).....	1.00
From mines in District No. 3 and in Price Classification A: medium volatile.....	1.25
From mines in Districts Nos. 7 or 8: low volatile.....	1.55
From mines in Districts Nos. 7 or 8: medium or high volatile.....	1.25

The maximum price for each size and kind of dock-run bituminous coal shall be 50 cents per net ton lower than the maximum price for the same size and kind of coal when rescreened at the dock.

(2) In the case of bituminous coal in all other sizes, the amount per net ton specified for the solid fuels following:

From mines in Districts Nos. 7 or 8: low volatile screenings and run-of-mine.....	\$0.95
From mines in Districts Nos. 1, 2, 3, 4, 6, 7, or 8: high volatile screenings and run-of-mine.....	.85
From mines in Districts Nos. 1, 2, 3, 4, or 6: high volatile stoker size.....	.85
From mines in Districts Nos. 7 or 8: high volatile stoker size.....	1.15
From mines in Districts Nos. 7 or 8: low volatile stoker size.....	.95

2. Section 1340.256 (e) is added to read as follows:

(e) The maximum price for a sale of coal by a person operating a dock on

the United States bank of Lake Superior or on that part of the west bank of Lake Michigan north of and including Waukegan, Illinois, when the sale is made f. o. b. rail transportation facilities at another dock shall be the maximum price applicable to a similar sale made by the operator of the dock from which the said sale is made.

This amendment shall become effective May 28, 1945.

Issued this 28th day of May 1945.

CHESTER BOWLES,  
Administrator.

For the reasons set forth in the accompanying statement of considerations, and by virtue of the authority vested in me by the Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, I find that the issuance of this amendment to Maximum Price Regulation No. 122 is necessary to aid in the effective prosecution of the war.

WILLIAM H. DAVIS,  
Economic Stabilization Director.

[F. R. Doc. 45-9158; Filed, May 28, 1945;  
4:43 p. m.]

#### PART 1378—COMMODITIES OF MILITARY SPECIFICATIONS FOR WAR PROCUREMENT AGENCIES

[MPR 157,<sup>1</sup> Amdt. 18]

#### SALES AND FABRICATION OF TEXTILES, APPAREL AND RELATED ARTICLES FOR MILITARY PURPOSES

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

In section 1378.4, subparagraph (e) is added to read as follows:

(e) This Maximum Price Regulation No. 157 and the General Maximum Price Regulation shall not apply to:

(1) Any of the 29 finished fabrics designated in Schedule A of Direction No. 11, issued March 17, 1945 by the War Production Board under its General Conservation Order M-317 when sold and delivered to the War Department pursuant to prime contracts entered into during the three-month period commencing April 16, 1945.

(2) Grey goods sold and delivered pursuant to contracts entered into during the three-month period commencing April 16, 1945 for use by prime contractors in fulfilling contracts entered into with the War Department calling for delivery of any of the 29 finished fabrics designated in Schedule A of Direction No. 11, issued March 17, 1945 by the War Production Board under its General Conservation Order No. M-317.

This amendment shall become effective June 4, 1945.

Issued this 29th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9257; Filed, May 29, 1945;  
11:44 a. m.]

<sup>1</sup> 9 F.R. 11059; 10 F.R. 776, 1910, 2014.



**PART 1400—TEXTILE FABRICS: COTTON, WOOL, SILK, SYNTHETICS AND ADMIXTURES**

[MPR 127,<sup>1</sup> Amdt. 31]

**FINISHED PIECE GOODS**

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

Section 1400.78a (a) (15) is amended to read as follows:

(15) Any of the 29 finished fabrics designated in Schedule A of Direction No. 11, issued March 17, 1945 by the War Production Board under its General Conservation Order M-317 when sold and delivered to the War Department pursuant to prime contracts entered into during the three-month period commencing April 16, 1945.

This amendment shall become effective June 4, 1945.

Issued this 29th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9256; Filed, May 29, 1945; 11:43 a. m.]

**PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS**

[Rev. RO 13,<sup>2</sup> Amdt. 80]

**PROCESSED FOODS**

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

Revised Ration Order 13 is amended in the following respects:

1. Section 27.1 (a) (10) (i) is amended by amending the item "apples (including crabapples)" to read:

Apples (excluding crabapples).

2. Section 27.1 (a) (10) (iii) is amended by adding after the words "Vegetables and purees" the following: "(excluding purees in No. 10 or larger size containers)."

3. The following is added to Appendix A in its proper alphabetical order:

Crabapples.  
Vegetable purees in No. 10 or larger size containers.

This amendment shall become effective June 2, 1945.

Issued this 29th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9251; Filed, May 29, 1945; 11:42 a. m.]

<sup>1</sup> 9 F.R. 2464, 3041, 4029, 4879, 10088, 12020, 12636, 13067, 14014; 10 F.R. 412, 2014, 3093, 4816.

<sup>2</sup> 9 F.R. 3, 105, 574, 695, 765, 858, 1397, 1727, 1817, 1908, 2233, 2334, 2440, 2567, 2791, 3032, 3073, 3513, 3579, 3708, 3710, 3944, 3947, 4026, 3453, 4475, 4604, 5818, 4865, 5074, 5436, 5695, 5829, 6234, 6235, 6647, 6951, 7080, 7081, 7202, 7257, 7345, 7437, 7773, 8793, 9169, 9954, 10087, 10636, 1113, 11539, 11798, 11902, 12269, 12971, 12972, 13849, 13993, 14062, 14643, 15002, 15052; 10 F.R. 201, 431, 1538.

**PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS**

[Rev. RO 13,<sup>1</sup> Amdt. 57 to 2d Rev. Supp. 1]

**PROCESSED FOODS**

Section 1407.1102 (c) (19) is added to read as follows:

(19) For the reporting period beginning June 3, 1945 and ending June 30, 1945—4.

This amendment shall become effective June 2, 1945.

Issued this 29th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9250; Filed, May 29, 1945; 11:42 a. m.]

**PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES**

[MPR 426,<sup>2</sup> Amdt. 108]

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

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

Section 15, Appendix K, paragraph (f), Table 3, Maximum Prices for Apples is amended by adding footnote reference 4 to Items 1, 12, 23, 34, 45 and 54 in Column 5 and by adding footnote 4 to read as follows:

<sup>4</sup> During the period beginning May 29, 1945 and ending June 20, 1945, the Column 5 prices for apples of the 1945 crop shall be for Item 1 (apples graded and packed in standard box or bushel basket) \$3.53 per box or basket; for Item 12 (apples graded and packed in standard barrel) \$10.59 per barrel; for Item 23 (apples graded and packed in other containers) 7.8 cents per pound; for Item 34 (graded apples in bulk) 6.95 cents per pound; for Item 45 (ungraded apples (tree-run) loose in any containers) 6.4 cents per pound; and for Item 54 (ungraded apples (tree-run) in bulk) 6.0 cents per pound.

This amendment shall become effective 12:01 a. m., May 29, 1945.

Issued this 28th day of May 1945.

CHESTER BOWLES,  
Administrator.

Approved: May 26, 1945.

ASHLEY SELLERS,  
Assistant  
War Food Administrator.

[F. R. Doc. 45-9157; Filed, May 28, 1945; 4:43 p. m.]

<sup>1</sup> 9 F.R. 173, 908, 1181, 2091, 2290, 2553, 2830, 2947, 3580, 3707, 4542, 4605, 4607, 4883, 5956, 6103, 6151, 6450, 7844, 7423, 7433, 9169, 9170, 9266, 978, 9896, 10264, 10877, 10876, 11273, 11513, 11906, 11961, 12813, 12867, 14061, 14643, 15002, 15054; 10 F.R. 48, 776, 924.

<sup>2</sup> 8 F.R. 16409, 16294, 16519, 16423, 17372; 9 F.R. 790, 902, 1581, 2008, 2023, 2091, 2493, 4030, 4086, 4088, 4434, 4786, 4787, 5926, 5929, 6104, 6108, 6420, 6711, 7259, 7268, 7434, 7425, 7580, 7583, 7759, 7774, 7834, 8148, 9066, 9090, 9289, 9356, 9509, 9512, 9549, 9785, 9896, 9897, 10192, 10192, 10499, 10877, 10777, 10878, 11350, 11584, 11546, 12038, 12208, 12340, 12341, 12263, 12412, 12537, 12643, 12968, 12973, 13067, 13138, 13205, 13761, 13934, 14062, 13995, 14437, 14731, 15107, 15107; 10 F.R. 49, 256, 460, 923, 1540, 2160, 2188, 2245, 2515, 2521, 2965, 3054, 4156, 4266, 4665, 4718, 4817, 5045, 5101, 5458.

**PART 1499—COMMODITIES AND SERVICES**

[SR 14C,<sup>1</sup> Amdt. 4]

**ORANGE JUICE**

A statement of the considerations involved in the issuance of this amendment to Supplementary Regulation 14C has been issued simultaneously herewith and filed with the Division of the Federal Register.

Section 6.3 is added to read as follows:

Sec. 6.3 *Orange juice (reconstituted from Green Spot Condensed Orange Juice)*. (a) This section establishes maximum prices for sales and deliveries of orange juice reconstituted from Green Spot Condensed Orange Juice manufactured by Green Spot, Inc., 658 Mesquit Street, Los Angeles, California.

(b) For all sales and deliveries, by any person, to the following classes of purchasers, the maximum prices are those set forth below:

Container size	Maximum prices for sales to—	
	Ultimate consumers other than commercial, industrial or institutional users	Commercial, industrial or institutional users, and any person who purchases for resale
Quart.....	\$0.50	\$0.40
Pint.....	.25	.20
Half-pint.....	.13	.10

(c) For sales of the commodity in returnable bottles, the seller may add to his ceiling price a deposit charge not in excess of (1) the amount charged by him for the same container during March 1942, or (2) if he made no such charge, the amount which his most closely competitive seller of the same class who made such a charge during March 1942 may add for the same container under this paragraph.

(d) For container-sizes not listed, the seller shall figure maximum prices in accordance with the provisions of section 6.1 of Second Revised Supplementary Regulation No. 14.

(e) At the time, or prior to, the first delivery of an invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices established by this order for sales by the purchaser. This notice may be given in any convenient form.

(f) The maximum prices established in this section supersede those established by any other price regulation or order issued by the Office of Price Administration. Except to the extent that this section modifies maximum prices established under the General Maximum Price Regulation, the provisions of that regulation shall apply to sales and deliveries under this section.

This amendment shall become effective June 4, 1945.

Issued this 29th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9254; Filed, May 29, 1945; 11:43 a. m.]

<sup>1</sup> 10 F.R. 1165, 1704, 2618.



## PART 1499—COMMODITIES AND SERVICES

[MPR 188, Amdt. 56]

## PUMPS FOR USE WITH PEAR AND WEED BURNERS

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

Maximum Price Regulation No. 188 is amended in the following respect:

Section 1499.167 *Appendix B*, is amended by adding the following article to the list of commodities:

Pumps exclusively for use with pear and weed burners

This amendment shall become effective on the 4th day of June 1945.

Issued this 29th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9258; Filed, May 29, 1945;  
11:44 a. m.]

## PART 1499—COMMODITIES AND SERVICES

[MPR 188, Amdt. 57]

## AUTOMOBILE STEERING WHEEL COVERS, ETC.

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

Maximum Price Regulation No. 188 is amended in the following respects:

1. Section 1499.166 *Appendix A*, is amended by adding the following articles to paragraph (b) (20):

Automobile steering wheel covers  
Christmas tree holders and stands  
Ladders

2. Section 1499.167 *Appendix B*, is amended by deleting the following words: Ladders manufactured for use in industrial plants.

3. Section 1499.167 *Appendix B*, is amended by adding the following words: Ladders for commercial, agricultural or industrial use.

This amendment shall become effective on the 4th day of June 1945.

Issued this 29th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9259; Filed, May 29, 1945;  
11:44 a. m.]

## Chapter XXIII—Surplus Property Board

[SPB Reg. 6]

## PART 8306—SALE OF GOVERNMENT-OWNED PLANT EQUIPMENT IN CONTRACTORS' PLANTS

Sec.

8306.1 Definitions.

8306.2 Scope.

8306.3 Applicability of War Production Board and Office of Price Administration Regulations.

8306.4 Owning agencies empowered to sell plant equipment to contractors in possession.

Sec.

8306.5 Pricing policy.

8306.6 Submission to Attorney General.

8306.7 Sales to subcontractors or sublessees in possession.

8306.8 Options.

8306.9 Inventories.

8306.10 Reports.

8306.11 Regulations by owning agencies to be reported to the Board.

8306.12 Amendment or repeal.

Exhibit A Items in short supply.

Exhibit B Classes of items to be inventoried.

Exhibit C Surplus War Property Administration Regulation No. 3.

Exhibit D Surplus Property Board Special Order No. 2.

AUTHORITY: §§ 8306.1 to 8306.12, inclusive, issued under Surplus Property Act of 1944, Pub. Law 457, 78th Cong., 2d Sess.; 58 Stat. 765.

§ 8306.1 *Definitions*. (a) "Act" means the Surplus Property Act of 1944 (Pub. Law 457, 78th Cong., 2d Sess.; 58 Stat. 765).

(b) "Board" means the Surplus Property Board.

(c) "Contract" includes subcontracts and subleases and "contractor" includes subcontractors and sublessees.

(d) "Contractor inventory" means (1) any property related to a terminated contract of any type with a Government agency or to a subcontract thereunder; and (2) any property acquired under a contract pursuant to the terms of which title is vested in the Government, and in excess of the amounts needed to complete performance thereunder; and (3) any property which the Government is obligated to take over under any type of contract as a result of any change in the specifications or plans thereunder.

(e) "Disposal agency" means any Government agency designated pursuant to the Surplus Property Act of 1944 to dispose of one or more classes of surplus property.

(f) "Facilities contract" means a lease, rental agreement or other contract or contract provision, specifically governing the acquisition, use, or disposition of Government-owned machinery, tools, building installations, or other property furnished to or acquired by a war contractor for any war production purpose except incorporation in end products.

(g) "Government agency" means any executive department, board, bureau, commission, or other agency in the executive branch of the Federal Government, or any corporation wholly owned (either directly or through one or more corporations) by the United States.

(h) "Owning agency" means the executive department, the independent agency in the executive branch of the Federal Government, or the corporation (if a Government agency) having control of property otherwise than solely as a disposal agency.

(i) "Plant equipment" means any property which is located in a war contractor's plant and is covered by a facilities contract, except land and buildings erected on land owned by or leased to the United States.

(j) "Property" means any interest, owned by the United States or any Government agency, in real or personal property, of any kind, wherever located.

§ 8306.2 *Scope*. This part is issued under the authority of section 14 (a) of the act, relating to contractor inventory. It applies only to Government-owned plant equipment that is located in privately owned plants. It authorizes only the disposal of such equipment to the contractor in possession for use in his production.

The Board has determined that such sales will not result in the concentration of plant equipment in the hands of large established enterprises, nor prevent the acquisition thereof by other contractors, small as well as large and new as well as established, since the equipment sold to contractors in possession will for the most part still be in war production, and accordingly not available for disposition to others. The disposal agencies have available as surplus, and will continue to have available in increasing amounts, equipment of the types to be disposed of hereunder. These will be available for general disposition as surplus to meet the demands of all other contractors at about the same time that the equipment to be sold hereunder would become available for general sale.

§ 8306.3 *Applicability of War Production Board and Office of Price Administration regulations*. All disposals hereunder shall be subject to applicable regulations of the War Production Board and of the Office of Price Administration.

§ 8306.4 *Owning agencies empowered to sell plant equipment to contractors in possession*. In order to further the objectives of the act by assuring the most effective use of Government-owned property for war purposes, aiding in facilitating the transition from wartime to peacetime production and employment, encouraging and fostering post-war employment opportunities, promoting production and disposing of surplus property as promptly as feasible without fostering monopoly or restraint of trade or unduly disturbing the economy or encouraging hoarding, the Board hereby empowers each owning agency to dispose of plant equipment (except such types of plant equipment as are listed on Exhibit A, as it may from time to time be revised) to contractors in possession thereof, as provided hereunder: *Provided*, That if any type of plant equipment listed on Exhibit A is in the plant of a contractor who employs less than 500 wage-earners, it may be sold to him hereunder. There shall be obtained in connection with each disposal of plant equipment hereunder a written representation from the contractor that he intends to use the equipment in his production and that he is not purchasing it for the purpose of reselling it, directly or indirectly, at a profit. Owning agencies may make such disposals at any time before they take possession of plant equipment or report such equipment as surplus to a disposal agency. Nothing herein affects the authority of owning agencies to sell nominal quantities or scrap or salvage in accordance with other regulations of the Surplus Property Board.

§ 8306.5 *Pricing policy*. Sales hereunder shall to the greatest extent possible be made at fixed prices rather than at negotiated prices. To this end, all



sales shall be made in accordance with the provisions of paragraphs (a) to (e) of this section.

(a) All sales of used standard general-purpose machine tools as defined in Surplus War Property Administration Regulation No. 3 (9 F.R. 9870), and all sales of used standard machines included in the following-listed classifications in the Standard Commodity Classification (exclusive of special machines) shall be made at prices determined in accordance with Surplus War Property Administration Regulation No. 3 and Surplus Property Board Special Order No. 2 (10 F.R. 4191):

Major Group 34, Code 34:

40,000 to, but not including, 47,000.

49,000 to, but not including, 70,000.

74,000 to, but not including 74,900.

Major Group 33, Code 33:

6300 through 6620, inclusive.

6800.

6910.

6920.

7210.

7220.

7260.

The pertinent provisions of Surplus War Property Administration Regulation No. 3 and Surplus Property Board Special Order No. 2 are set forth in Exhibit C and Exhibit D, respectively.

(b) Fixed price schedules for certain other classifications of plant equipment may be prepared by the Board and issued from time to time as orders hereunder.

(c) Sales of all readily severable plant equipment which is not governed by a fixed price schedule shall be made at prices that are fair and reasonable and not less than the net proceeds that could reasonably be expected to be obtained if the property were offered for general sale. In all cases where the estimated cost of such plant equipment is \$25,000 or more, the sales price shall be approved by an internal board of review. In fixing such prices consideration shall be given to such factors as original cost and reproduction cost (new) of the items, less reasonable depreciation and obsolescence.

(d) Sales of all plant equipment, not readily severable, shall be made at the fair value thereof. Fair value shall be determined by the owning agency (employing appraisers to the extent deemed necessary or desirable), and, in order to prevent windfalls, primary consideration shall be given to the value of the plant equipment to the owner of the premises for the purpose for which it is to be used.

(e) The Reconstruction Finance Corporation shall, upon request, furnish advice and assistance to the owning agencies in the establishment of fair and reasonable prices under paragraphs (c) and (d) of this section.

§ 8306.6 *Submission to Attorney General.* Whenever any owning agency shall begin negotiations hereunder for the disposition to a contractor of plant equipment which cost the Government \$1,000,000 or more, the owning agency shall promptly notify the Reconstruction Finance Corporation of the proposed disposition and the probable terms or conditions thereof. The Reconstruction Finance Corporation shall promptly

transmit such information to the Attorney General in order that the Attorney General may furnish the advice contemplated in section 20 of the act.

§ 8306.7 *Sales to subcontractors or sublessees in possession.* In any case where plant equipment is, in accordance with the terms of a facilities contract, located in the plant of a subcontractor or sublessee, such subcontractor or sublessee shall for the purpose hereof be considered as the contractor in possession, and owning agencies shall take all steps possible to sell such plant equipment to the sublessee or subcontractor, at his request, on terms and conditions as provided herein.

§ 8306.8 *Options.* All sales by owning agencies of plant equipment to contractors shall be made in accordance with the provisions hereof, except sales made in accordance with the terms, conditions and price provisions as stipulated in any valid option, and except sales for war production purposes. Any contractor purchasing plant equipment in accordance with the provisions hereof shall waive any purchase option, right of refusal, or similar privilege which he may have under the same facilities contract. Owning agencies are, however, authorized to make exceptions to meet unusual cases, but in each instance where an exception is made they shall maintain adequate records which shall be available to the Board upon request. No such exception shall be made unless it is approved by an internal board of review.

§ 8306.9 *Inventories.* The War Department, Navy Department, United States Maritime Commission and Defense Plant Corporation, as owning agencies, shall submit to the Reconstruction Finance Corporation on or before July 1, 1945, on or before November 1, 1945, and quarterly thereafter, inventory statements showing the number and cost of major items (costing \$350.00 or more) of plant equipment in their ownership which fall within the major groups of the Standard Commodity Classification shown on Exhibit B and subdivided in accordance with such groups. The data in the July 1, 1945, inventory statements shall be as of the most recent date feasible. The data in the November 1, 1945, and subsequent inventory statements shall be as of the close of the preceding quarter. All sales of items shown on the inventory statements shall be reported by numbers and costs to the Reconstruction Finance Corporation on August 1, 1945, and monthly thereafter, covering sales during the month next preceding. Such sales reports shall show the name of each purchaser, shall identify the relative facilities contract, and shall state whether or not a waiver of options was obtained from the purchaser. The Reconstruction Finance Corporation shall transmit to the Board summaries of such inventory statements and sales reports, in form satisfactory to the Board. The owning agencies shall maintain central records from which the approximate location or control point (by procurement district, project, or other appropriate method) of production equipment shown on the quarterly in-

ventory statements and the monthly sales reports can be promptly ascertained.

§ 8306.10 *Reports.* The owning agencies and the Reconstruction Finance Corporation shall make reports to the Board on forms and in the manner to be prescribed by the Board.

§ 8306.11 *Regulations by owning agencies to be reported to the Board.* Each owning agency shall file with the Board copies of all regulations, orders, and instructions of general applicability which it may issue in furtherance of the provisions, or any of them, of this part.

§ 8306.12 *Amendment or repeal.* This part, and any order issued under it shall be subject to amendment or repeal by the Board by any regulation, order, or other action of the Board duly published in the FEDERAL REGISTER.

This part shall become effective immediately.

NOTE: All reporting requirements of this part have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

SURPLUS PROPERTY BOARD,  
By A. E. HOWSE,  
Administrator.

MAY 21, 1945.

EXHIBIT A—ITEMS IN SHORT SUPPLY

Standard commodity classification:	Machine
34-14370	Gear planing generators (24" and over).
34-16122	Lathes 30"-36" swing.
34-16123	Lathes 36"-48" swing.
34-16124	Lathes 48"-60" swing.
34-16125	Lathes 60"-72" swing.
34-16126	Lathes 72"-84" swing.
34-16127	Lathes 84"-96" swing.
34-16129	Lathes 96" and over swing.
34-16719	Automatic screw machines, multi-spindle (bar) 6" and over.
34-16900	Locomotive engine wheel lathes.
34-41329	Press brakes 7' and over width; capacity, $\frac{3}{8}$ " and over, $\frac{1}{2}$ " x 10' press brakes, $\frac{1}{2}$ " x 12' press brakes, $\frac{3}{8}$ " x 12' press brakes, $\frac{3}{4}$ " x 14' press brakes, 1" x 12' press brakes.
Presses, 3,000 tons and up	
34-42118	Hydraulic, vertical, forming or drawing, straight side—3,000-6,000 tons.
34-42119	Hydraulic, vertical, forming or drawing, straight side—6,000 tons and over.
34-42128	Hydraulic, vertical, forming or drawing, open rod—3,000-6,000 tons.
34-42129	Hydraulic, vertical, forming or drawing, open rod—6,000 tons and over.
34-42318	Hydraulic, vertical, forging, straight side—3,000-6,000 tons.
34-42319	Hydraulic, vertical, forging, straight side—6,000 tons and over.
34-42328	Hydraulic, vertical, forging, open rod—3,000-6,000 tons.

<sup>1</sup>The Standard Commodity Classification is broader than the description. Only the machine described is to be considered as an Exhibit A item, and not the whole classification.



## EXHIBIT A—Continued

## Presses, 3,000 tons and up—Continued

Standard commodity classification:	Machine
34-42329 Hydraulic, vertical, open rod—6,000 tons and over.	forging,
34-42418 Hydraulic, vertical, steam pneumatic, straight side—3,000-6,000 tons.	forging,
34-42419 Hydraulic, vertical, steam pneumatic, straight side—6,000 tons and over.	forging,
34-42428 Hydraulic, vertical, steam pneumatic, open rod 3,000-6,000 tons.	forging,
34-42429 Hydraulic, vertical, steam pneumatic, open rod 6,000 tons and over.	forging,
34-42528 Hydraulic, horiz., wheel force or arbor, open rod—3,000-6,000 tons.	forging,
34-42529 Hydraulic, horiz., wheel force or arbor, open rod—6,000 tons and over.	forging,
34-42618 Hydraulic, horiz., piercing & drawing, straight side 3,000-6,000 tons.	forging,
34-42619 Hydraulic, horiz., piercing & drawing, straight side 6,000 tons and over.	forging,
34-42628 Hydraulic, horiz., piercing & drawing, open rod—3,000-6,000 tons.	forging,
34-42629 Hydraulic, horiz., piercing & drawing, open rod—6,000 tons and over.	forging,
34-43318 Mechanical presses 4 point vertical straight side—3,000-6,000 tons.	forging,
34-43319 Mechanical presses 4 point vertical straight side—6,000 tons and over.	forging,
*34-63200 Balancing machines, dynamic, Gisholt.	

## EXHIBIT B—CLASSES OF ITEMS TO BE INVENTORIED

## MAJOR GROUP 31—GENERAL PURPOSE INDUSTRIAL MACHINERY AND EQUIPMENT

31-1100	Steam engines.
31-1200	Steam turbines.
31-1300	Gas turbines—all types.
31-1400	Water wheels and water turbines—all types.
31-1500	Internal combustion engines.
31-2100	Compressors and dry vacuum pumps.
31-2210	Reciprocating pumps, steam-driven and power-driven—all types.
31-2220	Centrifugal pumps, power-driven—all types.
31-2230	Rotary pumps, power-driven—all types.
31-2240	Fluid-power-system pumps (hydraulic-power)—all types.
31-2250	Diaphragm pumps, power-driven.
31-3100	Crushers—all types.
31-3200	Pulverizers, grinders, granulators—all types.
31-3300	Shredders.
31-3400	Chippers.
31-3500	Knife Hogs.
31-3600	Screening machinery and equipment—all types.
31-3700	Mixing machinery.
31-5100	Cranes, railroad—all types.
31-5200	Overhead traveling cranes, except gantry and monorail—all types.
31-5300	Charging machines and manipulators—all types.
31-5400	Gantry type cranes and ore bridges—all types.
31-5500	Whirley cranes (include revolving and rotary cranes)—all types.

## EXHIBIT B—Continued

## MAJOR GROUP 31—continued

Standard commodity classification:	Machine
31-6100	Powered trucks, industrial—all types.
31-6200	Hand trucks—all types.
31-6300	Tractors, industrial—all types.
31-6400	Trailers for industrial tractors—all types.
31-6600	Stackers (portable platform—type elevators)—all types.

## MAJOR GROUP 32—ELECTRICAL MACHINERY AND APPARATUS

32-1110	Generators (dynamos), alternating current.
32-1120	Generators (dynamos), direct current.
32-1211	Generator-set units, steam engine powered, alternating current.
32-1212	Generator-set units, steam engine powered, direct current.
32-1221	Generator-set units, steam turbine powered, alternating current.
32-1222	Generator-set units, steam turbine powered, direct current.
32-1231	Generator-set units, Diesel engine powered, alternating current.
32-1232	Generator-set units, Diesel engine powered, direct current.
32-1241	Generator-set units, carburetor engine powered, alternating current.
32-1242	Generator-set units, carburetor engine powered, direct current.
32-1251	Generator-set units, gas turbine powered, alternating current.
32-1252	Generator-set units, gas turbine powered, direct current.
32-1261	Generator-set units, wind turbine powered, alternating current.
32-1262	Generator-set units, wind turbine powered, direct current.
32-1271	Generator-set units, mercury turbine powered, alternating current.
32-1272	Generator-set units, mercury turbine powered, direct current.
32-1281	Motor-generators, alternating current.
32-1282	Motor-generators, direct current.
32-1311	Motors, fractional horsepower, alternating current.
32-1312	Motors, fractional horsepower, direct current.
32-1313	Motors, fractional horsepower, universal.
32-1321	Motors, integral horsepower, alternating current.
32-1322	Motors, integral horsepower, direct current.
32-1400	Rotating converters.

## MAJOR GROUP 33—SPECIAL INDUSTRY MACHINERY

33-2100	Plant-to-fiber machinery—all types.
33-2200	Fiber-to-fabric machinery—all types.
33-5100	Rubber processing machinery—all types.
33-5200	Rubber fabricating machinery—all types.
33-5300	Rubber reclaiming machinery.
33-6100	Sawmills (complete units)—all types.
33-6200	Sawing machines, except sawmills—all types.
33-6300	Surfacing machines—all types.
33-6400	Lathes, woodworking, except veneer lathes—all types.
33-6500	Jointers, matchers and molders—all types.
33-6600	Mortisers and tenoners—all types.

## EXHIBIT B—Continued

## MAJOR GROUP 33—continued

Standard commodity classification:	Machine
33-6700	Wood treating equipment, except kilns—all types.
33-6800	Veneer and plywood machinery (include veneer lathes).
33-7210	Foundry core making machines.
33-7220	Foundry molding machines.
33-7230	Foundry shakeout equipment.
33-7240	Foundry tumbling barrels and mills.
33-7250	Foundry blast cleaning equipment (for castings), except barrels and mills.
33-7260	Foundry die casting machines.
33-7270	Foundry centrifugal casting machines.
MAJOR GROUP 34—METALWORKING MACHINERY	
34-11100	Horizontal boring, drilling and milling machines.
34-11200	Vertical boring and turning mills, including vertical turret lathes.
34-11300	Precision boring machines.
34-11400	Jig boring and grinding machines.
34-11900	Miscellaneous boring machines.
34-12100	Internal broaching machines.
34-12200	Surface broaching machines.
34-12300	Combination external and internal broaching machines.
34-12900	Broaching machines, not elsewhere classified.
34-13100	Deep hole drilling machines, all sizes (include rifle drilling machines and rifle drilling and reaming machines).
34-13200	Radial drilling machines, plain.
34-13300	Radial drilling machines, wall type.
34-13400	Radial drilling machines, except plain and wall type.
34-13500	Drilling machines, sensitive and power fed upright, except bench type (one and more columns with spindles independently fed).
34-13600	Drilling machines, bench type.
34-13700	Drilling machines, way and special.
34-13900	Drilling machines, not elsewhere classified.
34-14100	Gear hobbing machines.
34-14200	Gear shapers (spur, helical, and herringbone).
34-14300	Gear cutters and generators.
34-14400	Gear tooth grinding machines.
34-14500	Gear finishing machines, except grinders.
34-15100	External cylindrical grinding machines, except centerless.
34-15200	External cylindrical, centerless.
34-15300	Internal cylindrical grinding machines.
34-15400	Surface grinding machines.
34-15500	Thread grinding machines.
34-15600	Special tool and cutter grinding machines.
34-15700	Universal tool and cutter grinders.
34-15800	Disc, face and stand grinders.
34-15900	Grinding machines, miscellaneous (do not include abrasive cut-off machines).
34-16100	Lathes, engine and tool room.
34-16200	Bench type and light duty (less than 1 hp.) lathes (include bench turret lathes and bench hand screw machines).
34-16300	Turret lathes, ram type (include hand screw machines except bench type).
34-16400	Turret lathes, saddle type.
34-16500	Automatic chucking and between centers lathes.



## EXHIBIT B—Continued

## MAJOR GROUP 34—continued

Standard commodity classification:	Machine
34-16600	Automatic screw machines, single-spindle (bar).
34-16700	Automatic screw machines, multi-spindle (bar).
34-16800	Artillery, ammunition and boring lathes.
34-16900	Lathes, not elsewhere classified.
34-17100	Milling machines, bed type.
34-17200	Milling machines, knee type horizontal.
34-17300	Milling machines, knee type, vertical.
34-17400	Milling machines, universal head and ram type.
34-17500	Milling machines, thread (thread hobbors).
34-17600	Milling machines, bench and hand.
34-17700	Profilers and contour; die sinkers; duplicators, cam and engraving millers.
34-17800	Milling machines, planer type.
34-17900	Miscellaneous milling machines.
34-18100	Planers, double housing (include convertible).
34-18200	Planers, open side.
34-18300	Crank planers and shaper planers.
34-18400	Plate planers.
34-18900	Planers, miscellaneous.
34-19100	Shapers and slotters, except gear shapers.
34-19200	Keyseating machines.
34-19300	Honing and lapping machines, except gear honing and lapping.
34-19400	Polishing and buffing machines.
34-19500	Cut-off and sawing; contour sawing and filing machines.
34-19700	Tapping and threading machines.
34-19800	Centering machines (all types and sizes).
34-19900	Machine tools, not elsewhere classified.

## Rolling mills and allied equipment

34-31100	Semi-finishing mills.
34-31200	Finishing mills for flat-rolled products.
34-31300	Finishing mills except for flat-rolled products.

## Drawing machines

34-32100	Wire-drawing machines.
34-32200	Draw benches.

## Primary metal forming machines and equipment not elsewhere classified

34-41100	Bending machines, plate and sheet roll bending.
34-41200	Bending machines, plate and sheet roll levelers (straightening).
34-41300	Bending machines, plate and sheet-press and apron brakes.
34-41400	Bending machines, plate and sheet forming rolls.
34-41500	Shape, bar, pipe, and tube bending machines (roll type and bending head type).
34-41600	Bending machines, pipe and tube flanging and expanding rolls.
34-41700	Bending machines—press type.

## Hydraulic presses

34-42100	Vertical—forming or drawing.
34-42200	Vertical—general utility.
34-42300	Vertical—forging (self-contained).
34-42400	Vertical—forging, steam pneumatic.
34-42500	Horizontal—wheel, force, arbor.
34-42600	Horizontal—piercing, drawing.

## EXHIBIT B—Continued

## MAJOR GROUP 34—continued

## Mechanical presses

Standard commodity classification:	Machine
34-43100	1 point vertical.
34-43200	2 point vertical.
34-43300	4 point vertical.
34-43400	End wheel vertical.
34-43500	Horizontal.
34-43600	Inclinable.

## Shearing and punching machines

34-44100	Alligator shears.
34-44200	Rotary disc shears (circle).
34-44300	Rotary slitting shears.
34-44400	Square shears.
34-44500	Combination punching and shearing machines (include single operation punching or shearing machines).
34-44600	Double housing multiple punch.
34-44700	Turret punches.
34-44800	Nibbling machines.

## Forging machinery

34-45100	Hammers.
34-45200	Headers and forging machines (upsetters).
34-45300	Rolls.
34-45400	Swagers.
34-45900	Miscellaneous forging machinery.

## Wire forming machines

34-46100	Die forming press for paper clips, safety pins, and similar products.
34-46200	Stranding, twisting and braiding machines.
34-46300	Winding machines for coiling springs.
34-46400	Wire straightening machines (include wire straightening and cutting machines).

## Miscellaneous secondary metal forming and cutting machines and equipment

34-49100	Thread rolling machines.
34-49200	Tube reducing machines.
34-49300	Shrinking machines (sheet metal).
34-49400	Marking machines.

## Welding machinery and equipment—Electric-welding equipment

34-51100	Arc-welding equipment.
34-51200	Resistance-welding equipment.

## Gas-welding machinery and equipment (oxy-acetylene, oxyhydrogen and related fuel gases)

34-52200	Acetylene generators.
34-52400	Flame cutting machines.

## Thermit welding equipment

34-53000	Thermit welding equipment.
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## Physical properties testing machines

34-61100	Hardness testing machines.
34-61200	Pressure testing machines (hydraulic).
34-61300	Spring testing and checking machines.
34-61400	Strength of material testing machines.
34-61900	Miscellaneous physical properties testing machines.

## Machines for testing structure and composition of metals

34-62100	Flourescent penetrating inspection machines.
34-62200	Magnetic inspection machines.
34-62300	X-ray machines.

## Balancing Machines

34-63100	Static.
34-63200	Dynamic.
34-63300	Combination static and dynamic.

## EXHIBIT B—Continued

## MAJOR GROUP 34—continued

## Inspection testing and measuring machines

Standard commodity classification:	Machine
34-64100	Comparators.
34-64200	Gear measuring and testing machines.
34-64300	Hob, worm and cutter measuring machines.

## Miscellaneous testing and measuring machines, not elsewhere classified

34-69100	Graduating machines (dividing).
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## Heat treating furnaces and devices (include hardening, annealing, tempering, normalizing, cyaniding, carburizing operations)

34-71100	Electric.
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## Electroplating and anodizing equipment

34-72100	Electroplating machines.
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## Riveting machines

34-74100	Helve hammer type.
34-74200	Rotary vibrating type.
34-74300	Spinning type.
34-74400	Squeeze type.

## Metal heating furnaces and devices

34-75200	Induction-heating devices.
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## Metal spraying equipment

34-76000	Metal spraying equipment.
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## EXHIBIT C—SURPLUS WAR PROPERTY ADMINISTRATION REGULATION 3

## STANDARD GENERAL-PURPOSE MACHINE TOOLS

## Scope of regulation. \* \* \*

Definition. "Standard general-purpose machine tools" are machine tools being currently produced and are types used in civilian production; they consist of those listed in the Standard Commodity Classification, Vol. I, Major Group 34, Code Number 34 11000 to 34 19900, inclusive, with the exception of special machine tools designed for and used exclusively in the production of war material, such as:

Special gun reaming, rifling and chambering machines.

Gun boring and turning lathes.

Shell turning lathes.

Shell tappers.

Small arms ammunition machinery.

Special military tank manufacturing machine tools.

Special aircraft manufacturing machine tools.

Special shipbuilding machine tools.

Other special war production machine tools.

Price policy. All sales of used standard general-purpose machine tools, which have been declared surplus to Reconstruction Finance Corporation as disposal agency, shall be made at prices computed as follows: *Provided*, That all sales shall be made in conformity with all applicable War Production Board and Office of Price Administration regulations:

(1) The original price of the manufacturer of the machine tool, inclusive of electrical equipment and standard accessories shall be computed f. o. b. the plant of such manufacturer. If special tooling is to be sold with the machine tool, its original price shall be included, on the same basis.

(2) The period of active use of the machine tool shall be computed on the basis of the best information reasonably available. This period shall run from the estimated date the machine tool was originally put in use to the date of sale, if the machine tool is then still in use. If the machine tool is not in use at the time of sale, the period shall run



to the estimated date when the machine tool became idle.

(3) The price computed pursuant to paragraph (1) above shall be used as a base. The price at which the machine tool shall be offered for sale shall be computed by applying to that base the percentage appearing in Exhibit I to this regulation opposite the period of active use of the machine tool computed pursuant to paragraph (2) above. The percentage appearing in column B of Exhibit I shall be applied where the buyer is the person who is using the machine tool at the time of sale or, if the machine tool is then idle, the person who last used it, and the percentage appearing in column A shall be applied where the sale is to any other buyer.

(4) The price computed pursuant to paragraph (3) above shall be the sale price f. o. b. cars or trucks at the location of the machine tool at the time of sale.

W. L. CLAYTON,  
Administrator.

AUGUST 9, 1944.

EXHIBIT I

Period of active use	A	B
	Percent	Percent
Less than 1 month.....	85.0	90.0
1 month.....	82.5	87.5
2 months.....	80.0	85.0
3 months.....	77.5	82.5
4 months.....	75.0	80.0
5 months.....	72.5	77.5
6 months.....	70.0	75.0
7 months.....	69.0	74.0
8 months.....	68.0	73.0
9 months.....	67.0	72.0
10 months.....	66.0	71.0
11 months.....	65.2	70.2
12 months.....	64.4	69.4
13 months.....	63.6	68.6
14 months.....	62.8	67.8
15 months.....	62.0	67.0
16 months.....	61.2	66.2
17 months.....	60.4	65.4
18 months.....	59.6	64.6
19 months.....	58.8	63.8
20 months.....	58.0	63.0
21 months.....	57.2	62.2
22 months.....	56.4	61.4
23 months.....	55.6	60.6
24 months.....	54.8	59.8
25 months.....	54.0	59.0
26 months.....	53.2	58.2
27 months.....	52.4	57.4
28 months.....	51.6	56.6
29 months.....	50.8	55.8
30 months.....	50.0	55.0
31 months.....	49.2	54.2
32 months.....	48.4	53.4
33 months.....	47.6	52.6
34 months.....	46.8	51.8
35 months.....	46.0	51.0
36 months.....	45.2	50.2

EXHIBIT D—SURPLUS PROPERTY BOARD SPECIAL ORDER 2

MACHINE TOOL PRICING POLICY

\* \* \* Pursuant to the authority of the Surplus Property Act of 1944 (Pub Law 457, 78th Congress, 2d Sess.; 5 Stat. 765), it is hereby ordered, That, in applying the provisions of Regulation No. 3 of the Surplus War Property Administration (9 F.R. 9870) relating to the sale of used standard general-purpose machine tools, the Reconstruction Finance Corporation may:

1. Use as an alternative base price for any machine tool manufactured prior to March 1, 1941, the March 1, 1941 price of the nearest equivalent new machine tool, and

2. Sell any such machine tool manufactured prior to January 1, 1936, at current market prices but not in excess of the applicable prices determined in accordance with SWPA Regulation No. 3 and this Special Order No. 2.

[F. R. Doc. 45-9207; Filed, May 29, 1945; 10:47 a. m.]

TITLE 31—MONEY AND FINANCE:  
TREASURY

Chapter I—Monetary Offices, Department of the Treasury

APPENDIX A—GENERAL RULINGS UNDER EXECUTIVE ORDER NO. 8389, APRIL 10, 1940, AS AMENDED, AND REGULATIONS ISSUED PURSUANT THERETO

TRADE OR COMMUNICATION WITH OR BY AN ENEMY NATIONAL

MAY 29, 1945.

Amendment to General Ruling No. 11 under Executive Order No. 8389, as amended, Executive Order No. 9193, sections 3 (a) and 5 (b) of the Trading with the Enemy Act, as amended by the First War Powers Act, 1941, relating to foreign funds control.

Paragraph (4) (b) of General Ruling No. 11 is hereby amended to read as follows:

(4) Definitions. \* \* \*

(b) The term "enemy territory" shall mean the following:

(i) The territory of Germany, Italy, Japan, Bulgaria, Hungary, and Rumania; and

(ii) The territory controlled or occupied by the military, naval, or police forces or other authority of Japan. Such territory shall be deemed to be those portions of Burma, China, French Indo-China, Hong Kong, British Malaya, the Netherlands East Indies, the Philippine Islands and Thailand occupied by Japan, and any other territory controlled or occupied by Japan.

(Sec. 3 (a), 40 Stat. 412; sec. 5 (b), 40 Stat. 415 and 966; sec. 2, 48 Stat. 1; 54 Stat. 179; 55 Stat. 838; E.O. 8389, Apr. 10, 1940, as amended by E.O. 8785, June 14, 1941, E.O. 8832, July 26, 1941, E.O. 8963, Dec. 9, 1941, and E.O. 8998, Dec. 26, 1941; E.O. 9193, July 6, 1942; Regs., April 10, 1940, as amended June 14, 1941, and July 26, 1941)

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

[F. R. Doc. 45-9267; Filed, May 29, 1945; 11:55 a. m.]

APPENDIX B—PUBLIC CIRCULARS UNDER EXECUTIVE ORDER NO. 8389, APRIL 10, 1940, AS AMENDED, AND REGULATIONS ISSUED PURSUANT THERETO

CERTAIN GENERAL LICENSES NOT APPLICABLE TO AUSTRIA

MAY 29, 1945.

Public Circular No. 28 under Executive Order No. 8389, as amended, Executive Order No. 9193, sections 3 (a) and 5 (b) of the Trading with the Enemy Act, as amended by the First War Powers Act, 1941, relating to foreign funds control.

Certain general licenses not applicable to Austria. The provisions of General Licenses Nos. 32 and 33 shall not be deemed to authorize any remittances to any person within the territory of Austria.

(Sec. 3 (a), 40 Stat. 412; sec. 5 (b), 40 Stat. 415 and 966; sec. 2, 48 Stat. 1; 54 Stat. 179; 55 Stat. 838; E.O. 8389, Apr. 10,

1940, as amended by E.O. 8785, June 14, 1941, E.O. 8832, July 26, 1941, E.O. 8963, Dec. 9, 1941, and E.O. 8998, Dec. 26, 1941; E.O. 9193, July 6, 1942; Regs. Apr. 10, 1940, as amended June 14, 1941, and July 26, 1941)

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

[F. R. Doc. 45-9263; Filed, May 29, 1945; 11:55 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—General Land Office

Appendix—Public Land Orders

[Public Land Order 278]

IDAHO

RESERVING CERTAIN PUBLIC LANDS IN CONNECTION WITH NORTH LAKE STATE MIGRATORY WATERFOWL REFUGE

Whereas the act of September 2, 1937, 50 Stat. 917 (16 U. S. C., secs. 669-669j), provides for Federal aid to States in wildlife-restoration projects; and

Whereas the State of Idaho has set up a Federal Aid Wildlife-restoration project and has acquired wildlife control over certain lands in Jefferson County, which lands are to be administered by the State of Idaho through its Fish and Game Department as the North Lake State Migratory Waterfowl Refuge; and

Whereas certain contiguous public lands possess wildlife value and could be administered advantageously in connection with the refuge; and

Whereas the act of March 10, 1934, 48 Stat. 401 (16 U. S. C., secs. 661-666), provides for cooperation with Federal, State, and other agencies in developing a Nation-wide program of wildlife conservation and rehabilitation:

Now, Therefore, by virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Subject to valid existing rights, the following-described public lands in Jefferson County, Idaho, are hereby withdrawn from all forms of appropriation under the public-land laws, including the mining laws, but not the mineral leasing laws, and reserved under the jurisdiction of the Department of the Interior for use by the Fish and Game Department of the State of Idaho in connection with the North Lake State Migratory Waterfowl Refuge, under such conditions as may be prescribed by the Secretary of the Interior:

BOISE MERIDIAN

T. 7 N., R. 34 E., Sec. 25, lots 3 and 4, S½NW¼, and W½SW¼.

T. 7 N., R. 35 E., Sec. 31, lots 1, 2, 4, and 5.

The areas described aggregate 313 acres.

This order shall take precedence over, but shall not modify, the order of the Acting Secretary of the Interior dated November 3, 1936, establishing Idaho Grazing District No. 3, so far as it affects the above-described lands.

ABE FORTAS,  
Acting Secretary of the Interior.

MAY 21, 1945.

[F. R. Doc. 45-9142; Filed, May 28, 1945; 4:27 p. m.]



## [Public Land Order 279]

## CALIFORNIA

WITHDRAWING PUBLIC LAND FOR USE OF NAVY  
DEPARTMENT IN CONNECTION WITH NAVAL  
AUXILIARY AIR STATION

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Subject to valid existing rights, the following-described public lands are hereby withdrawn from all forms of appropriation under the public-land laws, including the mining and mineral-leasing laws, and reserved for the use of the Navy Department in connection with the Naval Auxiliary Air Station:

## SAN BERNARDINO MERIDIAN

T. 14 S., R. 16 E.,  
Sec. 24.

The area described contains 640 acres.

This order shall take precedence over but not modify the withdrawal made by the Secretary of the Interior for reclamation purposes of April 9, 1909.

The jurisdiction granted by this order shall cease at the expiration of the six months' period following the termination of the unlimited national emergency declared by Proclamation No. 2487 of May 27, 1941 (55 Stat. 1647). Thereupon, jurisdiction over the land hereby reserved shall be vested in the Department of the Interior and any other Department or agency of the Federal Government according to their respective interests then of record. The land, however, shall remain withdrawn from appropriation as herein provided until otherwise ordered.

ABE FORTAS,

*Acting Secretary of the Interior.*

MAY 22, 1945.

[F. R. Doc. 45-9143; Filed, May 28, 1945;  
4:27 p. m.]

## [Public Land Order 280]

## ALASKA

WITHDRAWING PUBLIC LANDS FOR PROTECTION  
OF WATER SUPPLY FOR CITY OF  
ANCHORAGE AND FOR FORT RICHARDSON

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered, As follows:

Subject to valid existing rights and to the provisions of existing withdrawals, the public lands in the following-described area are hereby withdrawn from all forms of appropriation under the public-land laws, including the mining and mineral-leasing laws, and reserved for the protection of the water supply for the City of Anchorage and for Fort Richardson.

Beginning at the intersection of the Ship Creek-Indian Creek trail with the east boundary of T. 13 N., R. 2 W., Seward Meridian, at a point approximately 3.9 miles north of the southeast corner of the township.

From the initial point;

North, 4.3 miles to the divide between Eagle River and Ship Creek;

Southeasterly, 16 miles, along the divide between Ship Creek and Camp Creek;

Southerly, 3.3 miles, along the divide between Ship Creek and Camp Creek;

Westerly, 10.5 miles, along the divide between Ship Creek and Bird Creek to the north boundary of the Chugach National Forest;

Southerly, 1.6 miles, continuing along the divide, in the Chugach National Forest;

Northwesterly, 2 miles, along the divide between Ship Creek and Indian Creek, to the north boundary of the Chugach National Forest;

Northerly, 11.3 miles, along the Ship Creek-Indian Creek trail to the place of beginning.

The tract as described contains 35,000 acres.

The reservation made by this order shall be administered by the Secretary of the Interior, so far as it involves public lands outside of the Chugach National Forest and by the Secretary of Agriculture so far as it involves lands within that Forest.

ABE FORTAS,

*Acting Secretary of the Interior.*

MAY 22, 1945.

[F. R. Doc. 45-9144; Filed, May 28, 1945;  
4:27 p. m.]

## TITLE 46—SHIPPING

Chapter I—Coast Guard: Inspection and  
NavigationAppendix A—Waivers of Navigation and Vessel  
Inspection Laws and RegulationsMARINE ENGINEERING AND MATERIAL SPECIFICATIONS; FLANGES AND FITTINGS FOR  
CLASS II PIPING

Vessels engaged in business connected with the conduct of the war.

The Acting Secretary of the Navy having by order dated October 1, 1942 (7 F.R. 7979), waived compliance with the Navigation and Vessel Inspection Laws administered by the U. S. Coast Guard in the case of any vessel engaged in business connected with the conduct of the war to the extent and in the manner that the Commandant, U. S. Coast Guard, shall find to be necessary in the conduct of the war; and

The United States Maritime Commission, Washington, D. C., having indicated that the efficient prosecution of the war would be impeded by the application of certain vessel inspection regulations in 46 CFR, Part 55, as amended, which requires that manufacturers of flanges and fittings shall file with the Commandant an affidavit that their products furnished for use on vessels subject to the jurisdiction of the Coast Guard conform to all requirements of marine engineering regulations, that all flanges and fittings shall be made of materials conforming with the marine engineering regulations and material specifications, and that all flanges and fittings shall be legibly marked with the manufacturer's name or registered trade-mark and the primary service pressure rating;

Now, therefore, upon request of the United States Maritime Commission, I hereby find it to be necessary that for vessels engaged in business connected with the conduct of the war there be waived compliance with the vessel inspection regulations in 46 CFR, 55.19-3 (a) and (b) and (s) (1) to the extent neces-

sary to permit the installation of flanges and fittings used in connection with Class II piping only, which are not covered by manufacturers' affidavits filed with the Commandant, which are not made of materials conforming with the marine engineering regulations and material specifications, and which are not marked in accordance with the marine engineering regulations, on U. S. Maritime Commission vessels of designs EC2-S-CI, Z-EC2-S-C5, EC2-S-AWI, VC2-S-AP2, CI-M-AV1 Mod., VC2-S-AP3, and VC2-S-AP5: *Provided*, That such flanges and fittings are found by Coast Guard inspectors to be suitable in all other respects.

Dated: May 26, 1945.

CHAS A. PARK,  
*Rear Admiral, U. S. C. G.,  
Acting Commandant.*

[F. R. Doc. 45-9191; Filed, May 29, 1945;  
10:20 a. m.]

TITLE 49—TRANSPORTATION AND  
RAILROADSChapter I—Interstate Commerce  
Commission

[6th Rev. S. O. 259, Amdt. 4]

## PART 95—CAR SERVICE

PERMIT REQUIRED FOR SHIPMENT OF IRISH  
POTATOES

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 28th day of May, A. D. 1945.

Upon further consideration of Sixth Revised Service Order No. 259 (10 F.R. 4266), as amended (10 F.R. 4360, 5603, 5764), and good cause appearing therefor: *It is ordered*, That:

Sixth Revised Service Order No. 259 (10 F.R. 4266) as amended (10 F.R. 4360, 5603, 5764), be, and it is hereby, further amended by substituting the following paragraph (f) and Appendix A for paragraph (F) and Appendix A thereof:

(f) *Expiration date.* This order shall expire at 12:01 a. m., e. w. t., June 30, 1945, unless otherwise modified, changed, suspended, or annulled by order of this Commission. (40 Stat. 101, Sec. 402, 41 Stat. 476, Sec. 4, 54 Stat. 901; 49 U.S.C. 1 (10)-(17)).

## APPENDIX A

Section No. 1: Eliminated. (Was Malheur County in Oregon and certain counties in Idaho).

Section No. 2: Eliminated. (Was certain counties in Oregon and California).

Section No. 3: Eliminated. (Was Aroostook County in Maine).

Section No. 4: Eliminated. (Was State of Colorado).

Section No. 5: Eliminated. (Was certain counties in Minnesota).

Section No. 6: Eliminated. (Was certain counties in North Dakota).

Section No. 7: Eliminated. (Was certain counties in Michigan).

Section No. 8: The county Kern in the State of California.

*It is further ordered*, That this amendment shall become effective at 12:01 a. m., May 31, 1945, and shall vacate and set aside Amendment No. 3 to Service Order No. 259 on the effective date hereof; that



copies of this order shall be served upon the State regulatory body of the State of California, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,  
Secretary.

[F. R. Doc. 45-9243; Filed, May 29, 1945;  
11:28 a. m.]

[S. O. 304, Amdt. 3]

#### PART 95—CAR SERVICE

##### PERMIT REQUIRED FOR CARLOAD GRAIN

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 28th day of May A. D. 1945.

Upon further consideration of Service Order No. 304 (10 F. R. 4612), as amended (10 F. R. 5327, 5464), and good cause appearing therefor: *It is ordered, That:*

Service Order No. 304 (10 F. R. 4612), as amended (10 F. R. 5327, 5464), be, and it is hereby, further amended by changing the description of Central Permit Area in paragraph (D) thereof to read as follows:

##### CENTRAL PERMIT AREA (Permit Agent Fisher)

*Origin:* All stations in the States of Iowa, Illinois (including the entire Chicago switching district), Indianapolis, Lawrenceburg, Ind., Cincinnati, Ohio, and Louisville, Ky., and Wisconsin, except Superior, East End, and Itasca, Wis., Council Bluffs, Sioux City, Iowa, East St. Louis, Granite City, Ill.

*Destination:* All stations East of the west bank of Lake Michigan, East of the Chicago switching district and the Illinois-Indiana State line thence stations on and East of the Ohio-Mississippi Rivers to New Orleans, La., except New Orleans for export, and except Cairo, Ill., Indianapolis, Lawrenceburg, Ind., Cincinnati, Ohio, and Louisville, Ky. (40 Stat. 101, Sec. 402, 41 Stat. 476, Sec. 4, 54 Stat. 901, 49 U. S. C. 1 (10)-(17))

*It is further ordered,* That this order shall become effective at 12:01 a. m., May 29, 1945; that copies of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,  
Secretary.

[F. R. Doc. 45-9244; Filed, May 29, 1945;  
11:28 a. m.]

[S. O. 312]

#### PART 95—CAR SERVICE

##### REDUCTION IN FREE TIME AT GULF PORTS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 28th day of May, A. D. 1945.

It appearing, that freight cars (including refrigerator cars) loaded with freight for export, coastwise or intercoastal movement, are being delayed at Gulf ports, causing congestion thus impeding and diminishing the use, control, supply, movement, distribution, exchange, interchange, and return of cars; in the opinion of the Commission an emergency requiring immediate action exists at Gulf ports.

It is ordered, That:

(a) *Free time at or short of Gulf ports reduced.* (1) No common carrier by railroad subject to the Interstate Commerce Act shall accord or permit free time in excess of a total of seven (7) days prior to the application or assessment of demurrage charges on freight cars held at, or short of, Gulf ports for unloading freight consigned or reconsigned for export, coastwise or intercoastal movement.

(2) The free time shall be computed continuously from the first 7:00 a. m. following actual or constructive placement until final release, less actual time required to move a constructively placed car to point of unloading.

(b) *Free time less than seven days not affected.* The provisions of this order shall not be construed to apply when the free time provided in lawful tariffs is less than a total of seven (7) days on traffic held at, or short of, Gulf ports.

(c) *Application.* The provisions of this order shall apply to interstate and foreign traffic as well as interstate traffic.

(d) *Tariff provisions suspended.* The operation of all tariff rules, regulations, or charges insofar as they conflict with the provisions of this order is hereby suspended.

(e) *Announcement of suspension.* Each railroad, or its agent shall publish, file, and post a supplement to each of its tariffs affected thereby, in substantial accordance with the provisions of Rule 9 (k) of the Commission's Tariff Circular No. 20 (§ 141.9 (k) of this chapter) announcing the suspension of the operation of any of the provisions therein, and establishing the substituted provisions set forth herein.

(f) *Effective date.* This order shall become effective at 7:00 a. m., June 8, 1945.

(g) *Expiration date.* This order shall expire at 7:00 a. m., December 1, 1945, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U. S. C. 1 (10)-(17))

It is further ordered, that a copy of this order and direction shall be served upon the state railroad regulatory bodies of the States of Alabama, Florida, Louisiana, Mississippi and Texas, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this

order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

"[SEAL]"

W. P. BARTEL,  
Secretary.

[F. R. Doc. 45-9245; Filed, May 29, 1945;  
11:28 a. m.]

#### TITLE 50—WILDLIFE

##### Chapter I—Fish and Wildlife Service, Department of the Interior

##### Subchapter K—Alaska Wildlife Protection

##### PART 91—ALASKA GAME REGULATIONS

##### GAME ANIMALS, FUR ANIMALS, GAME BIRDS, NONGAME BIRDS, AND GAME FISHES IN ALASKA.

Pursuant to the authority contained in the Alaska Game Law of January 13, 1925 (43 Stat. 739), as amended July 1, 1943, 57 Stat. 301, I, Harold L. Ickes, Secretary of the Interior, upon consultation with and recommendation from the Alaska Game Commission, have determined when, to what extent, and by what means fur animals may be taken in Alaska, and in accordance with such determination do hereby adopt the following, effective July 1, 1945, as a suitable amendatory regulation permitting and governing the taking of fur animals in Alaska:

Section 91.9 (b) (2) is amended by deleting therefrom the words "Anan Creek and Loring".

In testimony whereof I have hereunto set my hand and caused the official seal of the United States Department of the Interior to be affixed in the City of Washington this 25th day of May 1945.

[SEAL]

HAROLD L. ICKES,  
Secretary of the Interior.

[F. R. Doc. 45-9183; Filed, May 29, 1945;  
9:31 a. m.]

#### Notices

##### DEPARTMENT OF THE INTERIOR.

##### General Land Office.

[Misc. 1478470]

##### CALIFORNIA

##### ORDER PROVIDING FOR OPENING OF PUBLIC LANDS

MAY 23, 1945.

Pursuant to the order by the Federal Power Commission vacating the power withdrawal under the provisions of section 24 of the Federal Power Act for Power Project No. 1229, and in accordance with Departmental Order No. 1799 of March 19, 1943, 8 F. R. 3743, the NW $\frac{1}{4}$ NW $\frac{1}{4}$  sec. 12, T. 26 N., R. 8 W., M. D. M., California, is hereby declared open to disposition under the public land laws as hereinafter provided.



At 10:00 a. m. on the 63d day from the date on which this order is signed, this land, subject to valid existing rights and the provisions of existing withdrawals, shall become subject to application, petition, location, or selection as follows:

(a) For a period of 90 days, commencing on the day and at the hour named above, the public lands affected by this order shall be subject to (1) application under the homestead or the desert land laws, or the small tract act of June 1, 1938 (52 Stat. 609, 43 U. S. C. sec. 682a), by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U. S. C. sec. 282), subject to the requirements of applicable law, and (2) application under any applicable public land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in subdivision (2).

(b) For a period of 20 days immediately prior to the beginning of such 90-day period, such veterans and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on the first day of the 90-day period, shall be treated as simultaneously filed.

(c) Commencing at 10:00 a. m. on the 91st day after the lands become subject to applications, as hereinabove provided, any of the lands remaining unappropriated shall become subject to such application, petition, location, or selection by the public generally as may be authorized by the public land laws.

(d) Application by the general public may be presented during the 20-day period immediately preceding such 91st day, and all such applications, together with those presented at 10:00 a. m. on that day, shall be treated as simultaneously filed.

Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the District Land Office at Sacramento, California, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circular 324, May 22, 1914, 43 L. D. 254), and Part 296 of that title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Subchapter I of Title 43 of the Code of Federal Regulations and applications under the desert land laws and the small tract act of June 1, 1938 shall be governed by the regulations contained in

Parts 232 and 257, respectively, of that title.

FRED W. JOHNSON,  
Commissioner.

[F. R. Doc. 45-9146; Filed, May 28, 1945;  
4:28 p. m.]

[Misc. 1998528]

# OREGON

## ORDER PROVIDING FOR OPENING OF PUBLIC LAND

MAY 23, 1945.

Restoration Order No. 1175 under Federal Power Act.

By Departmental order of May 8, 1926, the S½SE¼SW¼SE¼ sec. 32, T. 33 S., R. 7 W., W. M., Oregon, was classified as valuable for power sites and included in Power Site Classification No. 143.

The Federal Power Commission has determined (DA-340, Oregon) that the value of the above-described land will not be injured or destroyed for purposes of power development by location, entry, or selection under the public land laws, subject to the provisions of section 24 of the Federal Power Act.

Pursuant to the determination of the Federal Power Commission and in accordance with Departmental Order No. 1799 of March 19, 1943, 8 F.R. 3743, the above-described land is hereby declared open to disposition under the public land laws as hereinafter provided, and all applications therefor will be subject to the following reservation:

Made in accordance with and subject to the provisions and reservations of section 24 of the Federal Power Act of June 10, 1920 (41 Stat. 1063), as amended by the act of August 26, 1935 (49 Stat. 838, 846; 16 U.S.C. sec. 818).

This order shall not become effective to change the status of this land until 10:00 a. m. on the 63d day from the date on which it is signed. At that time the land shall, subject to valid existing rights, the provisions of existing withdrawals, and the provisions and reservations of section 24 of the Federal Power Act as above stated, become subject to application, petition, location, or selection as follows:

(a) For a period of 90 days, commencing on the day and at the hour named above, the land affected by this order shall be subject to (1) application under the small tract act of June 1, 1938 (52 Stat. 609, 43 U.S.C. sec. 682a), by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U.S.C. sec. 282), subject to the requirements of applicable law, and (2) application under any applicable public land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in subdivision (2).

(b) For a period of 20 days immediately prior to the beginning of such 90-day period, such veterans and persons claiming preference rights superior to those

of such veterans may present their applications, and all such applications, together with those presented at 10:00 a. m. on the first day of the 90-day period, shall be treated as simultaneously filed.

(c) Commencing at 10:00 a. m. on the 91st day after the land becomes subject to application, as hereinabove provided, any of the land remaining unappropriated shall become subject to such application, petition, location, or selection by the public generally as may be authorized by the public land laws.

(d) Applications by the general public may be presented during the 20-day period immediately preceding such 91st day, and all such applications, together with those presented at 10:00 a. m. on that day, shall be treated as simultaneously filed.

Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

Applications for this land, which shall be filed in the District Land Office at Roseburg, Oregon, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circular 324, May 22, 1914, 43 L. D. 254), and Part 296 of that title, to the extent that such regulations are applicable. Applications under the small tract act of June 1, 1938, shall be governed by the regulations contained in Part 257 of Title 43 of the Code of Federal Regulations.

FRED W. JOHNSON,  
Commissioner.

[F. R. Doc. 45-9145; Filed, May 28, 1945;  
4:28 p. m.]

## DEPARTMENT OF LABOR.

### Office of the Secretary.

[WLD 72]

### DIXIE TRACTION CO.

#### FINDINGS AS TO CONTRACTS IN PROSECUTION OF WAR

In the matter of Dixie Traction Company, Covington, Kentucky; Case No. S-2049.

Pursuant to section 2 (b) (3) of the War Labor Disputes Act (Pub. No. 89, 78th Cong., 1st sess.) and the directive of the President dated August 10, 1943, published in the FEDERAL REGISTER August 14, 1943, and

Having been advised of the existence of a labor dispute involving the Dixie Traction Company, Covington, Kentucky,

I find that the transportation of newspapers by motor vehicle by the Dixie Traction Company, Covington, Kentucky, pursuant to contracts therefor, is contracted for in the prosecution of the



war within the meaning of section 2 (b) (3) of the War Labor Disputes Act.

Signed at Washington, D. C. this 26th day of May 1945.

FRANCES PERKINS,  
Secretary of Labor.

[F. R. Doc. 45-9188; Filed, May 29, 1945;  
9:49 a. m.]

[WLD 73]

GEORGE F. ALGER CO. ET AL.

#### FINDINGS AS TO CONTRACTS IN PROSECUTION OF WAR

In the matter of George F. Alger Co. et al., Detroit, Michigan; Cases Nos. S-1901, S-1922.

Pursuant to section 2 (b) (3) of the War Labor Disputes Act (Pub. No. 89, 78th Cong., 1st sess.) and the directive of the President dated August 10, 1943, published in the FEDERAL REGISTER August 14, 1943, and

Having been advised of the existence of labor disputes involving Locals Nos. 7, 34, 164, 299, 332, 339, 406, 480, 486, 527, 580 and 614 of the International Brotherhood of Teamsters, Chauffeurs, Warehousemen and Helpers of America and certain concerns engaged in the transportation of commodities in and around Detroit, Michigan,

I find that motor vehicle transportation of goods, articles and commodities by any concern involved in these disputes, pursuant to any contract whether or not with the United States, to or from any plant, mine or facility equipped for manufacturing, producing or mining any articles or materials which may be required or useful in connection with the prosecution of the war, or to or from any establishment engaged in wholesaling or storing any such articles or materials, is contracted for in the prosecution of the war within the meaning of section 2 (b) (3) of the War Labor Disputes Act.

Signed at Washington, D. C., this 26th day of May 1945.

FRANCES PERKINS,  
Secretary.

[F. R. Doc. 45-9189; Filed, May 29, 1945;  
9:49 a. m.]

#### FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 6759]

SOUTHERN UTAH BROADCASTING CO.

#### NOTICE OF HEARING

In Re: Application of Southern Utah Broadcasting Company (KSUB); date filed January 17, 1945; for construction permit to change frequency, increase power, and install new transmitter; class of service, Broadcast; class of station, Broadcast; location, Cedar City, Utah; operating assignment specified: Frequency, 590 kc; power, 250 w night, 1 kw day; hours of operation, unlimited; File No. B5-P-3854.

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

1. To determine whether the granting of this application would be in conformity with the Commission's Supplemental Statement of Policy of January 16, 1945.

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

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.382 (b) of the Commission's rules of practice and procedure. Persons other than the applicant herein who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows:

Southern Utah Broadcasting Company,  
Radio Station KSUB, P. O. Box 811, Cedar City, Utah.

Dated at Washington, D. C., May 26, 1945.

By the Commission.

[SEAL]

T. J. SLOWIE,  
Secretary.

[F. R. Doc. 45-9190; Filed, May 29, 1945;  
9:54 a. m.]

#### INTERSTATE COMMERCE COMMISSION.

[S. O. 70-A, Special Permit 1016]

RECONSIGNMENT OF TOMATOES AT  
ST. LOUIS, MO.

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

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at St. Louis, Missouri, May 26, 1945, by J. C. Darwin (ART Co.) of car ART 20796, tomatoes, now on the Missouri Pacific Railroad, to E. E. Fadler, Kansas City, Missouri (Mo. Pac.), account error ART Company.

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 26th day of May, 1945.

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

[F. R. Doc. 45-9246; Filed, May 29, 1945;  
11:28 a. m.]

[S. O. 233-A]

#### SHIPMENT OF ROCK AT ORMAND, CALIF.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 28th day of May, A. D. 1945.

Upon further consideration of Service Order No. 233 (9 F.R. 11549), and good cause appearing therefor: *It is ordered, That:*

(a) Service Order No. 233 (9 F.R. 11549) restricting weighing of carloads of rock destined Anaheim Landing, California, be, and it is hereby, vacated and set aside. (40 Stat. 101, sec. 402, 418, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2).)

*It is further ordered,* That this order shall become effective at 12:01 a. m., May 29, 1945; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,  
Secretary.

[F. R. Doc. 45-9242; Filed, May 29, 1945;  
11:28 a. m.]

[S. O. 288, Special Permit 24]

#### REFRIGERATION OF SHELL EGGS AT WISCONSIN DELLS, WIS.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Service Order No. 288 of February 27, 1945, (10 F.R. 2408), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 288 insofar as it applies to the furnishing or supplying of one refrigerator car, for loading with 480 cases of shell eggs, for shipment by Rockoff Produce Company, Wisconsin Dells, Wisconsin, May 31, 1945, to Fort McPherson, Georgia, (CMSP&P-IHB-IC-NC&StL-CofGa).

The car order, bill of lading, other shipping papers and the waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission



at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 25th day of May 1945.

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

[F. R. Doc. 45-9247; Filed, May 29, 1945;  
11:28 a. m.]

# OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Dissolution Order 14]

KARL KRAUSE U. S. CORP.

Whereas, by Vesting Order No. 767, dated January 25, 1943 (8 F.R. 3861, March 30, 1943) and Supplemental Vesting Order No. 2542, dated November 6, 1943 (8 F.R. 15541, November 13, 1943) the Alien Property Custodian vested all the issued and outstanding shares of the capital stock of Karl Krause U. S. Corporation, a New York corporation; and

Whereas, by said Vesting Order No. 767, the Alien Property Custodian vested all the right, title, interest and claim of Karl Krause of Leipzig, Germany and Gebruder Brehmer also of Leipzig, Germany, in and to all obligations owing to them, or either of them, by Karl Krause U. S. Corporation, and

Whereas, Karl Krause U. S. Corporation has been substantially liquidated under the supervision of the undersigned,

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

1. Finding that the claims of all known creditors have been paid, except such claim if any as the undersigned may have for money advanced or services rendered to or on behalf of the corporation; and except the claims formerly of Karl Krause, and Gebruder Brehmer, vested by the Custodian as above, and

2. Having determined that it is in the national interest of the United States that said corporation be dissolved, and that its assets be distributed, and a Certificate of Dissolution having accordingly been filed with the Secretary of State of the State of New York;

hereby orders, that the officers and directors of Karl Krause U. S. Corporation (to wit, Robert Kramer, President and Director, Charles T. Cronan, Secretary and Director, and E. W. Hardy, Treasurer and Director, and their successors, or any of them), continue the proceedings for the dissolution of Karl Krause U. S. Corporation, in accordance with the statutes of the State of New York in such case made and provided; and further orders, that the said officers and directors wind up the affairs of the corporation and distribute the assets thereof coming into their possession as follows:

(a) They shall first pay the current and reasonable and necessary charges of winding up the affairs of said corporation and the dissolution thereof; and

(b) They shall then pay all known federal, state, and local taxes and fees owed by or accruing against the said corporation; and

(c) They shall then pay to the undersigned the amount of his claim as creditor of said corporation by virtue of his vesting of the claims of Karl Krause and Gebruder Brehmer, as described above, and

(d) They shall then pay over, transfer, assign and deliver to the undersigned all other funds and property, if any, remaining in their hands after the payments as aforesaid, the same to be applied to him, first, in satisfaction of such claims if any as he may have for money advanced or services rendered to or on behalf of the corporation, and second, as a liquidating distribution of assets to the undersigned as holder of all the issued and outstanding stock of the corporation; and

further orders, that nothing herein set forth shall be construed as prejudicing the rights, under the laws of the State of New York, of any person who may claim against said corporation: *Provided, however*, That nothing herein contained shall be construed as creating additional rights in such persons; and such persons or any of them may file claims with the undersigned against any funds or property received by him as liquidating distribution of assets of the undersigned as stockholder as above set forth; *Provided, however*, That any such claim shall be filed with or presented to the undersigned within the time prescribed for such claims by the statutes of the State of New York; and further orders, that all actions taken and acts done by the said officers and directors of Karl Krause U. S. Corporation, pursuant to this order and the directions contained therein shall be deemed to have been taken and done in reliance on and pursuant to paragraph numbered (2) of subdivision (b) of section 5 of the Trading with the Enemy Act, as amended, and the acquittance and exculpation provided therein.

Executed at Washington, D. C., this 24th day of May 1945.

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

[F. R. Doc. 45-9081; Filed, May 28, 1945;  
10:32 a. m.]

[Vesting Order CE 6]

## COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN CONNECTICUT COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended,

and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A.

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, said sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

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

Executed at Washington, D. C., on May 24, 1945.

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

### EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
<i>Item 1</i> Anna Piliu.....	Poland.....	Estate of Kozmo Piliu, deceased. In the probate court for the district of New Haven, Conn.	\$145.60	The Tradesmen's National Bank of New Haven, 183 Church St., New Haven, Conn., administrator of the estate of Kozmo Piliu.	\$16.62
<i>Item 2</i> Anastasia Piliu.....	Poland.....	Same.....	41.60	Same.....	4.75



## [Vesting Order CE7]

COSTS AND EXPENSES INCURRED IN CERTAIN  
ACTIONS OR PROCEEDINGS IN CERTAIN  
WASHINGTON COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A:

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures; Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A:

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A.

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with

## EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
<i>Item 1</i> Adrian C. De Jonge.....	Netherlands....	Estate of L. W. De Young in the Superior Court of the State of Washington, in and for the County of Island, No. 2268.	\$2,000.00	Oak Harbor Branch of the Everett Trust & Savings Bank at Oak Harbor, Wash. Account in the name of Adrian C. De Jonge.	\$53.97
<i>Item 2</i> Cornelius A. De Jonge....	Netherlands....	Same.....	2,000.00	Oak Harbor Branch of the Everett Trust & Savings Bank at Oak Harbor, Wash. Account in the name of Cornelius A. De Jonge.	53.97

[F. R. Doc. 45-9082; Filed, May 28, 1945; 10:32 a. m.]

## EXHIBIT A—Continued

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
<i>Item 3</i> Christina Piliu.....	Poland.....	Same.....	\$41.60	Same.....	\$4.75
<i>Item 4</i> Waroore Piliu.....	Poland.....	Same.....	41.60	Same.....	4.75
<i>Item 5</i> Alexander Piliu.....	Poland.....	Same.....	41.60	Same.....	4.75
<i>Item 6</i> Andrew Piliu.....	Poland.....	Same.....	41.60	Same.....	4.75
<i>Item 7</i> Jacob Piliu.....	Poland.....	Same.....	41.60	Same.....	4.75
<i>Item 8</i> Ewen Piliu.....	Poland.....	Same.....	41.60	Same.....	4.75
<i>Item 9</i> Jeanette L. Charbonneau.	France.....	Estate of Regina Charbonneau, deceased. In the probate court for the district of New Haven, Conn.	272.48	First National Bank & Trust Co., 42 Church St., New Haven, Conn. Account No. 15669, in account with Jeanette L. Charbonneau.	44.73
<i>Item 10</i> Julia Bakseviciene.....	Lithuania.....	Estate of Emelia Tarasovich, deceased. In the probate court for the district of Milford, Conn.	500.00	City Savings Bank, Bridgeport, Conn., Account No. 33540.	91.07
<i>Item 11</i> Matilda Bakseviciene Skatkiene.	Lithuania.....	Estate of Emelia Tarasovich, deceased. In the probate court for the district of Milford, Conn.	100.00	City Savings Bank, Bridgeport, Conn., Account No. 33541.	18.22
<i>Item 12</i> Annie Bakseviciene Treinke.	Lithuania.....	Same.....	100.00	City Savings Bank, Bridgeport, Conn., Account No. 33542.	18.22
<i>Item 13</i> Joseph Baksevicius.....	Lithuania.....	Same.....	100.00	City Savings Bank, Bridgeport, Conn., Account No. 33543.	18.22
<i>Item 14</i> Philip Zachar aka Philip N. Zachar.	U. S. S. R.....	Estate of Michael Zachar, deceased. In the probate court for the district of Hartford, Conn.	931.15	William Zachar, administrator of the estate of Michael Zachar. Pass Book No. 88361. Dime Savings Bank, Hartford, Conn.	128.00

in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

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

Executed at Washington, D. C., on May 24, 1945.

JAMES E. MARKHAM,  
Alien Property Custodian.

[SEAL]



## EXHIBIT A—Continued

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
<i>Item 3</i> Cornelia Arnesen.....	Norway.....	Estate of Arne Arnesen in the Superior Court of the State of Washington, in and for the county of King, No. 85562.	\$3776.40	Emma Thompson, administratrix of the estate of Arne Arnesen, c/o Montgomery & Montgomery, 512 Hope Bldg., Seattle, Wash.	\$38.85
<i>Item 4</i> Hedrik Varang.....	Norway.....	Estate of Odin Andrew Varang, in the Superior Court of the State of Washington, in and for the county of King, No. 85065.	1057.29	Ragna Kvalvik, administratrix, 414 Boren Ave., Apt. 12, Seattle, Wash.	8.30
<i>Item 5</i> Alfred Varang.....	Norway.....	Same.....	1057.28	Same.....	8.30
<i>Item 6</i> Hants Varang.....	Norway.....	Same.....	1057.28	Same.....	8.29
<i>Item 7</i> Jens Varang.....	Norway.....	Same.....	1057.28	Same.....	8.29
<i>Item 8</i> John G. Andersen.....	Denmark.....	Estate of Carl A. Andersen, in the Superior Court of the State of Washington, in and for the county of King, No. 87766.	761.44	Andrew B. Fletcher, administrator, of the estate of Carl A. Andersen, 1201 Hope Bldg., Seattle, Wash.	14.55
<i>Item 9</i> Signe Holm nee Andersen.....	Denmark.....	Same.....	761.44	Same.....	14.55
<i>Item 10</i> Larilane Anderson.....	Denmark.....	Same.....	698.20	Same.....	13.33
<i>Item 11</i> Three sons (names unknown) of Christian Andersen, deceased.	Denmark.....	Same.....	698.20	Same.....	13.33
<i>Item 12</i> Three daughters (names unknown) of Karen Johansen Fogstran, deceased.	Denmark.....	Same.....	698.20	Same.....	13.33

[F. R. Doc. 45-9083; Filed, May 28, 1945; 10:33 a. m.]

## [Vesting Order CE8]

## COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative ac-

tion or proceeding identified in Column 3 of said Exhibit A, and having taken such measures:

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

## EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
<i>Item 1</i> Solvreg B. K. Jensen.....	Denmark.....	Estate of Paul Jensen, deceased, in the surrogate's court, New York County, N. Y., No. A-2141/1942.	\$2,400	James F. Egan, public administrator of the county of New York, 31 Chambers St., New York, N. Y., administrator of the estate of Paul Jensen, deceased.	\$33.91
<i>Item 2</i> Anne K. Jensen.....	Denmark.....	Same.....	2,400	James F. Egan, public administrator of the county of New York, 31 Chambers St., New York, N. Y., administrator of the estate of Paul Jensen, deceased.	33.92
<i>Item 3</i> Amelie K. Balay.....	France.....	Trust for the benefit of Charles L. Knocler under the will of Richard F. Knocler, deceased, surrogate's court, New York County, N. Y., No. 2584/32.	28,000	Charles R. Henschel, 22 East 47th St., New York City, and Ralph D. Cereno, R. F. D. 1, Oyster Bay, N. Y., trustees under the will of Richard F. Knocler, deceased.	\$2.27
<i>Item 4</i> Laura S. Laursen.....	Denmark.....	Estate of Alfred Laursen, deceased, in the surrogate's court, New York County, N. Y., No. 14156/1942.	4,800	James F. Egan, public administrator of the county of New York, 31 Chambers St., New York, N. Y., administrator of the estate of Alfred Laursen, deceased.	41.42

† Approximately.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

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

Executed at Washington, D. C., on May 25, 1945.

JAMES E. MARKHAM,  
Alien Property Custodian.

[SEAL]



## EXHIBIT A—Continued

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
<i>Item 5</i> Isaac Weingarten.....	Poland.....	Estate of Tessie Weingarten, deceased, surrogate's court, county of Bronx, N. Y.	\$599.63	Morris Weingarten, administrator, 629 Casanova St., New York, N. Y. (costs and expenses only).	\$39.53
<i>Item 6</i> Samuel Tannenbaum.....	Poland.....	Estate of Tessie Weingarten, deceased, surrogate's court, county of Bronx, N. Y.	199.87	Morris Weingarten, administrator, 629 Casanova St., New York, N. Y. (costs and expenses only).	13.17
<i>Item 7</i> Ethel Tannenbaum.....	Poland.....	Same.....	199.88	Same.....	13.18
<i>Item 8</i> Mollie Tannenbaum.....	Poland.....	Same.....	199.88	Same.....	13.18
<i>Item 9</i> Carl Valdemar Morch.....	Denmark.....	Estate of Robert S. Morch, deceased, in the surrogate's court, New York County, N. Y., No. 14154-42.	2,400	James F. Egan, public administrator of the county of New York, 31 Chambers St., New York, N. Y., administrator of the estate of Robert S. Morch, deceased.	16.96
<i>Item 10</i> Ingeborg Morch.....	Denmark.....	Same.....	2,400	Same.....	16.96
<i>Item 11</i> Meta C. Nielsen.....	Denmark.....	Estate of Niels J. L. Nielsen, deceased, in the surrogate's court, New York County, N. Y., No. A-2148/1942.	1,200	James F. Egan, public administrator of the county of New York, 31 Chambers St., New York, N. Y., administrator of the estate of Niels J. L. Nielsen, deceased.	18.83
<i>Item 12</i> Niels J. Nielsen.....	Denmark.....	Same.....	1,200	Same.....	18.83
<i>Item 13</i> Jorgen C. Nielsen.....	Denmark.....	Same.....	1,200	Same.....	18.83
<i>Item 14</i> Dorette Nielsen.....	Denmark.....	Same.....	1,200	Same.....	18.84
<i>Item 15</i> Hans Jorgen Petersen.....	Denmark.....	Estate of Jorgen V. Petersen, deceased, in the surrogate's court, New York County, N. Y., No. A-2149/1942.	2,450	James F. Egan, public administrator of the county of New York, 31 Chambers St., New York, N. Y., administrator of the estate of Jorgen V. Petersen, deceased.	16.96
<i>Item 16</i> Maren S. Petersen.....	Denmark.....	Same.....	2,450	Same.....	16.96
<i>Item 17</i> Thomas M. Thomsen.....	Denmark.....	Estate of Knud Thomsen, deceased, in the surrogate's court, New York County, N. Y., No. 14157-42.	2,400	James F. Egan, public administrator of the county of New York, 31 Chambers St., New York, N. Y., administrator of the estate of Knud Thomsen, deceased.	37.66
<i>Item 18</i> Ane K. Thomsen.....	Denmark.....	Same.....	2,400	Same.....	37.67

[F. R. Doc. 45-9084; Filed, May 28, 1945; 10:33 a. m.]

[Vesting Order 4297, Amdt.]

## LOUIS STREICHER

In re: Estate of Louis Streicher, deceased; File No. D-28-8081.

Vesting Order Number 4297, dated November 20, 1944, is hereby amended to read as follows:

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

That the property described as follows:  
Parcel 1: An undivided seven-eighths ( $\frac{7}{8}$ ) interest in that certain lot or parcel of real

property in the City of Portland, County of Multnomah, State of Oregon, particularly described as follows:

Lots One (1) to Four (4), Block Sixty-seven (67) in Woodstock, according to the recorded plat thereof in Portland, Multnomah County, Oregon.

Parcel 2: An undivided seven-eighths ( $\frac{7}{8}$ ) interest in that certain lot or parcel of real property situated in the City of Portland, County of Multnomah, State of Oregon, particularly described as follows:

Lot numbered nine (9) in Montrose, excepting therefrom the following parcel, to-wit: Beginning at the southeast corner of said lot; running thence north on the east line of said lot, 15 feet; thence west parallel with the south line of said lot, 270 feet; thence south 15 feet to the south line of said lot; thence east on said south line 270 feet to the place of beginning; also excepting a strip 16 feet wide, being 8 feet wide on each side of a southerly extension of the center line of State Street and extending south from the south terminus of said street to the south line of said lot; within the corporate limits of the City of Portland, in the County of Multnomah and State of Oregon.

Also commencing at the southeast corner of tract eleven (11) in Montrose in Multnomah County, Oregon, running thence west on the south line of said Tract 11 two hundred and fifty-one (251) feet; thence north at right angles to said south line fifteen (15) feet; thence east two hundred fifty-one (251) feet; thence south fifteen (15) feet to the place of beginning, containing one-tenth of an acre, more or less; also all of lot ten (10), Montrose Addition, excepting from said lot 10 a strip of land described as follows:

Beginning at the northeast corner of said lot ten (10), running thence west along the north line of said lot eighty (80) feet; running thence south and parallel with the east line of said lot to an intersection with the south line of said lot; running thence east eighty (80) feet to the southeast corner of said lot; running thence north along the east line of said lot and along East 38th Street to the place of beginning, it being intended to exclude a strip of land eighty (80) feet in width along the east side of lot ten (10), said strip including the house, situated in the County of Multnomah and State of Oregon.

Parcel 3: An undivided seven-eighths ( $\frac{7}{8}$ ) interest in that certain lot or parcel of real property in the City of Portland, County of Multnomah, State of Oregon, particularly described as follows:

The East Fifty (50) feet of Lots Three (3) and Four (4), Block 280 of Aikens Addition, County of Multnomah, State of Oregon.

Together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, including

All right, title, interest and claim of any kind or character whatsoever of Agnes Schumann, Marie Eger, Fanny Marie Klepper, Helene Elise Münzner, Selma Helene Klepper, Anna Klara Kämpf, heirs, names unknown, of Paul Haase, heirs, names unknown, of Arthur Haase and heirs, names unknown, of Alfred Haase, and each of them, in and to the Estate of Louis Streicher, deceased,

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

## Nationals and Last Known Address

Agnes Schumann, Germany.

Marie Eger, Germany.

Fannie Marie Klepper, Germany.

Helene Elise Münzner, Germany.

Selma Helene Klepper, Germany.



Anna Klara Kämpf, Germany.  
Heirs, names unknown, of Paul Haase, Germany.

Heirs, names unknown, of Arthur Haase, Germany.

Heirs, names unknown, of Alfred Haase, Germany.

That such property is in the process of administration by Newton C. Smith, as Executor of the Estate of Louis Streicher, acting under the judicial supervision of the Circuit Court of the State of Oregon, for the County of Multnomah;

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 May 24, 1945.

[SEAL]

JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 45-9085; Filed, May 28, 1945;  
10:32 a. m.]

[Vesting Order 4919]

CARL WENDT

In re: Interests in real property, property insurance policies and a claim owned by Carl Wendt, also known as Karl Wendt, and others.

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

1. That the persons whose names and last known addresses appear below are residents

of Germany and nationals of a designated enemy country (Germany):

#### Names and Last Known Addresses

Carl Wendt, also known as Karl Wendt, Eventhin, Germany.

Kurt Wendt, Beelkow, Germany.

Heinz Wendt, Beelkow, Germany.

Reinhard Wendt, Berlin, Germany.

Else Schwarz, Gruppenghagen, Germany.

Willy Boje, Gruppenghagen, Germany.

Ellsabeth Boje, Gruppenghagen, Germany.

Richard Schmidt, Gruppenghagen, Germany.

Meta Schwarz, Gruppenghagen, Germany.

Otto Schmidt, Mutzenow, Germany.

Otto Plath, Klerspe, Germany.

Ida Schwarzkopf, Dramburg, Golzenhut, Germany.

Ewald Brose, Altenhagen, Germany.

Meta Kaiser, Hellerich, Germany;

2. That the persons named in subparagraph 1 are the owners of the property described in subparagraph 3 hereof;

3. That the property described as follows:

a. An undivided one-half interest, identified as the interest which was inherited from Ernst Plath, also known as Ernest Plath, deceased, in and to the real property situated in the City of New York, State of New York, particularly described in Exhibits A, B, C, D, E, F, G, H, I, J, K and L, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property.

b. All right, title and interest of the persons named in subparagraph 1, in and to certain insurance policies described in Exhibit M, attached hereto and by reference made a part hereof, insuring the property described in subparagraph 3-a hereof, and any and all renewals or extensions thereof, and

c. All right, title, interest and claim of any name or nature whatsoever of the persons named in subparagraph 1, in and to any and all obligations, contingent or otherwise and whether or not matured, owing to them by Emma Plath, including particularly but not limited to those sums arising by reason of rents collected from the real property described in subparagraph 3-a hereof and deposited in the Bankers Trust Company, 527 Fifth Avenue, New York, New York, in the name of "The Estate of Ernst Plath, Special," and any and all security rights in and to any and all collateral for any and all such obligations, and the right to enforce and collect the same.

is property within the United States owned or controlled by nationals of a designated enemy country (Germany);

And determining that the property described in subparagraph 3-b hereof is necessary for the maintenance or safeguarding of other property (namely, that property described in subparagraph 3-a hereof) belonging to the same nationals of the same designated enemy country and subject to vesting (and in fact vested by this order) pursuant to section 2 of said Executive order;

And further determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (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 in subparagraph 3-a hereof, subject to recorded liens, encumbrances and other

rights of record held by or for persons who are not nationals of designated enemy countries, and hereby vests in the Alien Property Custodian the property described in subparagraphs 3-b and 3-c hereof.

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

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

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

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

Executed at Washington, D. C. on May 11, 1945.

[SEAL]

JAMES E. MARKHAM,  
Alien Property Custodian.

#### EXHIBIT A

All that certain lot, piece or parcel of land with the buildings and improvements thereon erected situate, lying and being in the Borough of the Bronx of the County of the Bronx in the City and State of New York, being part of a lot known and designated on a certain Map of the Village of Mount Hope known as the "Western Reservation of Upper Morrisania, County of Westchester, New York" dated Morrisania May 1, 1852, made by I. C. Buckout, Civil Engineer and as and by the Number 18 and bounded and described as follows:

Beginning at a point on the Westerly side of Weeks (formerly Clinton) Avenue (old line) distant 100 feet Southerly from the point formed by the intersection of the Easterly line of a certain lot known and designated as #19 on said Map and the Southerly boundary line of land now or formerly belonging to Lewis G. Morris, as shown on said Map, which said last mentioned point is the Northeast corner of the said Lot 19; running thence Westerly along the division line between said lots Nos. 18 and 19, 95 feet to the Widow Wolf's land as shown on said Map; and running thence Southerly along the said land of Wolf 50 feet; running thence Easterly 95 feet 6 1/2 inches to the said Westerly side of Weeks Avenue (old line), and running thence Northerly along the said Westerly side of Weeks Avenue 50 feet to the point or place of beginning. Be the said several distances or dimensions more or less. Excepting therefrom a strip 5 feet wide taken off from the Westerly side thereof for the widening of Weeks (formerly Clinton) Avenue.



Beginning at the corner formed by the intersection of the Northerly side of 175th Street with the Westerly side of Weeks Avenue; running thence Northerly along the Westerly side of Weeks Avenue 26 feet; thence Westerly and parallel with the Northerly side of 175th Street 90.63 feet; thence Southerly and parallel with the Westerly side of Weeks Avenue, 26 feet to the Northerly side of 175th Street, and thence Easterly along the Northerly side of 175th Street, 90.96 to the point or place of beginning.

## EXHIBIT B

All that certain lot, piece or parcel of land with the buildings thereon erected, situate, lying and being in the City of New York, Borough of Manhattan, and bounded and described as follows:

Beginning at a point on the Northerly side of Rivington Street, distant 75'5" Easterly from the corner formed by the intersection of the Northerly side of Rivington Street with the Easterly side of Clinton Street, and running thence Northerly parallel with Clinton Street 57'; thence Westerly parallel with Rivington Street 5'; thence again Northerly parallel with Clinton Street 43'; thence Easterly parallel with Rivington Street 25'; thence Southerly parallel with Clinton Street 100' to the Northerly side of Rivington Street, and thence Westerly along the Northerly side of Rivington Street 24'7" to the point or place of beginning, the same being situated in the City, County and State of New York.

## EXHIBIT C

All that certain lot with the building thereon, in the City of New York, known and numbered 10 Pell Street, which said lot is more particularly described as follows:

That certain lot, piece or parcel of land, situate, lying and being in the 6th Ward of the City of New York, being part of a lot known and distinguished on a certain map or chart of lands commonly called Bayard's Farm, made among other lots by Casimer W. Goerck by Lot No. 2: Bounded southerly in front by Pell Street; northerly by residue of said Lot No. 2; westerly by Lot No. 3 and easterly by Lot No. 1; containing in breadth in front and rear each 25 feet and in length on the east side 75 feet 4 inches, and on the west side 79 feet 10 inches, be said several dimensions more or less.

Being the premises conveyed by William Julius Plath and others to Ernst Plath by deed dated February 5, 1890, which deed was recorded on March 4, 1890, in the Office of the Register of New York County in Liber 2292 of Conveyances, at page 477 and which premises are situated in the City, county and State of New York.

## EXHIBIT D

All that certain lot, piece or parcel of land with the buildings thereon erected, situate, lying and being in the 6th Ward of the City of New York, known as Number 12 Pell Street and bounded and described as follows, to-wit: Beginning at a point on the Northerly side of said Pell Street distant 122 feet 8 inches Westerly from the Northwestern corner of Bowery and Pell Street, running thence Northerly and parallel with Bowery 74 feet 7 inches, thence Westerly 25 feet, thence Southerly and parallel with Bowery 78 feet 10 inches to the Northerly side of Pell Street, and thence Easterly along Pell Street 25 feet 4 1/4 inches to the point or place of beginning. Be the said several distances and dimensions more or less.

All that certain lot, piece or parcel of land with the buildings thereon erected, situate, lying and being in the said 6th Ward of the City of New York and bounded and described as follows, viz: Beginning at a point on the Northerly side of said Pell Street distant 148 feet 1/4 of an inch Westerly from the Northwestern corner of Bowery and Pell Street,

running thence Northwesterly parallel with Bowery 77 feet 10 inches, thence Westerly 25 feet, thence Southerly parallel with Bowery 82 feet 3 inches to the Northerly side of Pell Street, and thence Easterly along Pell Street 25 feet 4 1/4 inches to the point or place of beginning, be the said several distances and dimensions more or less, the same being situated in the City, County and State of New York.

## EXHIBIT E

All that certain lot, piece or parcel of land, with the buildings thereon erected, situate, lying and being in the Borough of Manhattan, City, County and State of New York, bounded and described as follows:

Beginning at a point on the Northwesterly side of Chrystie Street, distant 50 feet 4 inches Northerly from Delancey Street; running thence Northwesterly in a line nearly parallel with Delancey Street 69 feet 9 inches; thence Northeasterly in a line nearly parallel with Chrystie Street 25 feet 9 inches; thence Southeasterly in a line nearly parallel with Delancey Street 69 feet 7 inches to the Northwesterly side of Chrystie Street, and thence Southwesterly along the Northwesterly side of Chrystie Street 25 feet 5 inches to the point or place of beginning. Be said several distances and dimensions more or less. Being the premises now known as No. 155 Chrystie Street and being the same premises conveyed to Eliza Williams by George G. Taylor and Edward C. Taylor, as Executors of the Last Will and Testament of Wilson Taylor, deceased, and Susan Taylor, his widow, by deed dated June 23, 1852 and recorded on July 7, 1852 in Liber 603 of Conveyances, at page 482, in the Office of the Register of New York County.

## EXHIBIT F

All that certain lot, piece or parcel of land, with the buildings thereon erected, situate, lying and being in the Borough of Manhattan, City, County and State of New York, bounded and described as follows:

Beginning at a point on the Westerly side of Chrystie Street 75 feet 9 inches Northerly from the Northwesterly corner of Chrystie and Delancey Streets; thence Westerly and nearly parallel with Delancey Street 126 feet 6 inches; thence Northerly and nearly parallel with Chrystie Street 25 feet, thence Easterly and nearly parallel with Delancey Street 125 feet 10 inches to Chrystie Street; thence Southerly along the Westerly side of Chrystie Street 24 feet to the point or place of beginning.

## EXHIBIT G

All that certain lot, piece or parcel of land, with the buildings thereon erected, situate, lying and being in the Borough of Manhattan, City, County and State of New York, bounded and described as follows:

Beginning at a point on the Westerly side of Chrystie Street distant 124 feet 11 inches Northerly from the Northwesterly corner of Chrystie and Delancey Streets; thence Westerly and parallel or nearly so to Delancey Street 126 feet 11 inches; thence Southerly and parallel or nearly so with Chrystie Street 24 feet 2 inches to the Northerly side of land of Plath; thence Easterly along the Northerly side of land of said Plath 126 feet 8 inches to the Westerly side of Chrystie Street; thence Northerly along the Westerly side of Chrystie Street 25 feet 2 inches to the point or place of beginning. Be the said several distances and dimensions being more or less.

## EXHIBIT H

All that certain lot, piece or parcel of land with the building and improvements thereon situate, lying and being in the Borough of Manhattan, City, County and State of New York bounded and described as follows:

Beginning at a point on the Northerly line of 8th Street distant 189 feet 6 inches easterly from the corner formed by the intersection

of the northerly line of 8th Street and the easterly line of Avenue B, thence running northerly and in a line parallel with Avenue B, 93 feet 4 inches to the middle line of the block, thence easterly along said middle line of the block 24 feet 9 inches, thence southerly and through a party wall and a line parallel with Avenue B, 93 feet 4 inches to the northerly side of 8th Street, thence westerly along said northerly side of 8th Street, 24 feet 9 inches to the point or place of beginning. Be the said several distances and dimensions more or less. Being known by the street number 307 East 8th Street.

## EXHIBIT I

All that certain lot, piece or parcel of land with the buildings and improvements thereon erected, situate, lying and being in the Borough of Manhattan of the City of New York, in the County and State of New York, bounded and described as follows:

Beginning at a point on the Northerly side of Delancey Street at the Westerly side of land formerly of Benjamin Thurston which point is distant 50 feet more or less Westerly from the corner formed by the intersection of the Northerly side of Delancey Street and the Westerly side of Chrystie Street, running thence Northerly parallel with Chrystie Street 50 feet, thence Westerly parallel with Delancey Street 19 feet 11 3/4 inches more or less to the Easterly side of the land now or formerly of Michael J. Adrian, thence Southerly along said Adrian's land and parallel or nearly so with Chrystie Street 50 feet to the Northerly side of Delancey Street, thence Easterly along the Northerly side of Delancey Street 20 feet 4 3/4 inches more or less to the point or place of beginning. Said premises being known by the street number 14 Delancey Street.

## EXHIBIT J

All that certain lot of land with the buildings thereon situate in the 10th (formerly 7th) ward of the City of New York, bounded as follows: Southerly in front by Delancey Street, Easterly by ground, formerly of Benjamin Thurston, Westerly by grounds now or formerly of William Messerve, and Northerly by ground formerly of George Janeway, and being in breadth in front and rear 20 feet, and in depth on each side 50 feet, being the same more or less, which said premises are now known as number 16 Delancey Street in said City of New York, and are described on a survey thereof made by Messrs. Amerman and Ford, City Surveyors, dated February 2, 1888 as follows, viz:

Beginning at a point on the Northerly side of Delancey Street distant 28 feet 11 inches Westerly from the Northwesterly corner of Delancey and Chrystie Streets; thence Northerly parallel with Chrystie Street 50 feet 3 inches; thence Westerly parallel with Delancey Street 20 feet 2 inches; thence Southerly parallel with Chrystie Street 50 feet 3 inches to the Northerly side of Delancey Street, and thence Easterly along the same 20 feet 2 inches to the point or place of beginning, the same being situated in the City, County and State of New York.

## EXHIBIT K

All those certain lots, or parcels of land with the buildings and improvements thereon, situated in the Borough of Manhattan, City of New York, known by the street numbers 151, 153 and 155 Park Row, the same taken together being bounded and described as follows:

Beginning at a point on the southerly side of Park Row distant 59 feet 9 inches westerly from the southwesterly corner of Park Row and Pearl Street; running thence at right angles or nearly so with Park Row and part of the distance through a party wall standing partly on the premises number 155 Park Row and partly on the premises easterly adjoining 75 feet 4 inches; thence westerly parallel or nearly so with Park Row 19 feet 2 1/2 inches;



thence northerly at right angles to Park Row or nearly so 6 inches to a brick wall; thence again westerly parallel or nearly so with Park Row and along said brick wall 38 feet 7 1/2 inches; thence northerly at right angles or nearly so with Park Row and along an independent wall standing on the premises number 151 Park Row 75 feet, 2 inches to the southerly side of Park Row; thence easterly along the southerly side of Park Row 57 feet 10 inches to the point or place of beginning, be said distances and dimensions more or less, the same being situated in the City, County and State of New York.

Together with all the right, title and interest to land lying in Park Row adjacent to said premises to the center line thereof.

#### EXHIBIT L

All that lot or parcel of land, with the buildings and improvements thereon in the Borough of Manhattan, City of New York, being designated as Lots Number 17, 18, 19 and 20 on "Map of the Estate of Burnell Brown, Deceased" made by Edward Dougherty, C. S., filed in the Office of the Register of the County of New York as Map #30 and described on said map as follows: All that plot of land in the Borough of Manhattan, County of New York, City of New York and State of New York, bounded and described as follows:

Beginning at the corner formed by the intersection of the Southerly side of First Street with the Westerly side of Second Avenue, thence Southerly along said Westerly side of Second Avenue 70 feet 4 inches; thence Westerly along a line which forms an angle on its Northerly side with said Westerly side of Second Avenue 96° 57' 30" 58 feet 7 1/2 inches to the Westerly face of the Westerly wall of the building on the premises hereby described; thence Northerly along said Westerly face of the said Westerly wall of said building 77 feet 7 inches more or less to the said Southerly side of First Street, at a point therein distant 59 feet Westerly from the point of beginning, measured along said Southerly side of First Street; and thence Easterly along said Southerly side of First Street 59 feet to the point or place of beginning. Be the said several distances and dimensions more or less. Being known as No. 11, 13, 15 and 17 Second Avenue.

Together with the privilege in common with the owners and occupants of the other adjoining lots of using alley or cartway immediately adjoining the premises herein described on the north as recited in Liber 98 of Conveyances, at page 251, Section 2 and Liber 168 of Conveyances, at page 406, Section 2.

#### EXHIBIT M

Fire Insurance Policy No. 3275 of the Aetna Insurance Company issued to the Estate of Ernst Plath, deceased, for a period of three years commencing February 8, 1944, covering premises 170 Rivington Street, New York City, in the amount of \$5,000.

Fire Insurance Policy No. WR-14989 of the Westchester Fire Insurance Company issued to Ernest Plath, his widow, distributees and heirs-at-law, as the various interests may appear, for a period of three years commencing July 10, 1942, covering premises 170 Rivington Street, New York City in the amount of \$12,000.

Public Liability Insurance Policy No. 29740-45 of the Greater New York Taxpayers Mutual Insurance Association issued to the Estate of Ernst Plath, deceased, for a period of one year commencing August 15, 1944, covering premises 170 Rivington Street, New York City, in the amount of \$5,000/\$10,000.

Plate Glass Insurance Policy PG-222243 of the Century Indemnity Co., issued to Estate of Ernst Plath, deceased, for a period of one year commencing May 1, 1944, covering

premises 170 Rivington Street, New York City, against breakage of glass.

Public Liability Insurance Policy No. 9117-44 of the Greater New York Taxpayers Mutual Insurance Association issued to the Estate of Ernst Plath, deceased, for a period of one year commencing October 18, 1944, covering premises 307 East 8th Street, New York City, in the amount of \$5,000/\$10,000.

Fire Insurance Policy No. HO 10276 of the United States Fire Insurance Company issued to the Estate of Ernst Plath, deceased, for a period of three years commencing October 14, 1942, covering premises 307 East 8th Street, New York City, in the amount of \$12,000.

Fire Insurance Policy No. 16758 of the Western Assurance Company of Toronto, Canada, issued to the Estate of Ernst Plath, deceased, for a period of three years commencing July 26, 1944, covering premises 307 East 8th Street, New York City, in the amount of \$19,000.

Fire Insurance Policy No. 475159 of The Camden Fire Insurance Association, issued to the Estate of Ernst Plath, deceased, for a period of three years commencing October 17, 1942, covering premises 155-157-159 Chrystie Street, New York City, in the amount of \$30,000.

Plate Glass Insurance Policy No. PC-416229 of the Travelers Indemnity Co. issued to the Estate of Ernst Plath, deceased, for a period of three years commencing August 23, 1943, covering premises 155-157-159 Chrystie Street, New York City, against breakage of glass.

Public Liability Insurance Policy No. SCH-28756 as renewed by Policy No. SCH-135553 issued by United States Fidelity & Guaranty Co. of Maryland to the Estate of Ernst Plath, deceased, for a period ending February 7, 1946, covering premises 155-157-159 Chrystie Street, New York City, in the amount of \$5,000/\$10,000.

Fire Insurance Policy No. 2657 of the Aetna Insurance Company issued to the Estate of Ernst Plath, deceased, for a period of three years commencing January 19, 1944, covering premises 12-14 Pell Street, New York City, in the amount of \$15,000.

Fire Insurance Policy No. 362172 of the Providence Washington Insurance Company of Providence, Rhode Island, issued to the Estate of Ernst Plath, deceased, Emma Plath, his widow, administratrix, his heirs and distributees, for a period of three years commencing March 20, 1945, covering premises 10-10 1/2 Pell Street, in the amount of \$14,000.

Fire Insurance Policy No. 3421 of the Aetna Insurance Company, issued to the Estate of Ernst Plath, Emma Plath, his widow and administratrix, his heirs and distributees for a period of three years commencing February 17, 1944, covering premises 10-10 1/2 Pell Street, New York City, in the amount of \$5,000.

Fire Insurance Policy No. WR-17270 of the Westchester Fire Insurance Company issued to the Estate of Ernst Plath, deceased, for a period of three years commencing April 18, 1943, covering premises 11-13-15-17 Second Avenue, New York City, in the amount of \$20,000.

Plate Glass Insurance Policy No. PG-222244 of the Century Indemnity Co. issued to the Estate of Ernst Plath, deceased, for a period of one year commencing May 3, 1944, covering premises 11-13-15-17 Second Avenue, New York City, against breakage of glass.

Public Liability Insurance Policy No. SCH-49209, as renewed by renewal certificate dated February 28, 1944, of the United States Fidelity & Guaranty Co. of Baltimore, Maryland, issued to the Estate of Ernst Plath and/or Emma Plath, individually and as administratrix of the Estate of Ernst Plath, deceased, for a period of one year commencing May 1, 1944, covering premises 11-13-15-17 Second Avenue, New York City, in the amount of \$5,000/\$10,000.

Fire Insurance Policy No. 356205 of the Aetna Insurance Company issued to the Estate of Ernst Plath, deceased, Emma Plath, his widow, distributees and heirs-at-law as the various interests may appear for a period of three years commencing March 5, 1943, covering premises 155 Park Row, New York City, in the amount of \$5,000.

Fire Insurance Policy No. 355151 of the Aetna Insurance Company, issued to the Estate of Ernst Plath, deceased, Emma Plath, his widow, distributees and heirs-at-law as the various interests may appear for a period of three years commencing January 2, 1943, covering premises 153 Park Row, New York City, in the amount of \$5,000.

Fire Insurance Policy No. 355173 of the Aetna Insurance Company issued to the Estate of Ernst Plath, deceased, Emma Plath, his widow, distributees and heirs-at-law as the various interests may appear for a period of three years commencing January 2, 1943, covering premises 151 Park Row, New York City, in the amount of \$5,000.

Plate Glass Insurance Policy No. PG-222129, as renewed by certificate R. C. No. 48955 of the Century Indemnity Co., issued to Ernst Plath, Emma Plath, administratrix, and the heirs and distributees as interest may appear, for a period of one year commencing August 11, 1944, covering premises 153 Park Row, New York City, against breakage of glass.

Fire Insurance Policy No. 311530 of the Franklin National Insurance Company of New York, issued to the Estate of Ernst Plath, deceased, for a period of five years commencing January 10, 1945, covering premises 1801 Weeks Avenue, Bronx, New York City, in the amount of \$10,000.

Rent Insurance Policy No. 286819 of The Georgia Home Insurance Company of Columbus, Georgia, issued to the Estate of Ernst Plath, deceased, Emma Plath, his widow, administratrix, his heirs and distributees, for a period of three years commencing July 11, 1942, covering premises 16 Delancey Street, New York City, in the amount of \$2,000.

Fire Insurance Policy No. 286818 of The Georgia Home Insurance Company of Columbus, Georgia, issued to the Estate of Ernst Plath, deceased, Emma Plath, his widow, administratrix, his heirs and distributees, for a period of three years commencing July 11, 1942, covering premises 16 Delancey Street, New York City, in the amount of \$6,000.

Fire Insurance Policy No. HO-15051 of the United States Fire Insurance Company, issued to the Estate of Ernst Plath with loss payable to Charlotte S. Hill, Marie Shady White and Grace W. Finch, as mortgagees, for a period of three years commencing May 24, 1943, covering premises 14 Delancey Street, New York City, in the amount of \$12,000.

Plate Glass Insurance Policy No. PG-516883 of the Travelers Indemnity Company, issued to the Estate of Ernst Plath, Emma Plath, his widow, administratrix, his heirs and distributees as their interest may appear, for a period of one year commencing June 1, 1944, covering premises 14 Delancey Street, New York City, against breakage of glass.

Public Liability Insurance Policy No. SCH-57412, as renewed by certificate dated April 14, 1944, of the United States Fidelity & Guaranty Co. of Baltimore, Maryland, issued to the Estate of Ernst Plath and/or Emma Plath, individually and administratrix of the Estate of Ernst Plath, deceased, for a period of one year commencing April 14, 1944, covering premises 14 Delancey Street, New York City, in the amount of \$5,000/\$10,000.

Employers Liability and Workers Compensation Insurance Policy No. 01-269553, as renewed by renewal certificate No. 03-501476



of the Maryland Casualty Company, Baltimore, Maryland, issued to and covering the Estate of Ernst Plath and/or Emma Plath, individually and administratrix of the Estate of Ernst Plath, deceased, for Employers Liability and Workmens Compensation Liability, for a period of one year commencing June 4, 1944, in connection with premises 1801 Weeks Avenue, Bronx, New York City, 170 Rivington Street, New York City, 155-157-159 Chrystie Street, New York City, 14-16 Delancey Street, New York City, 151-153-155 Park Row, New York City, 307 East 8th Street, New York City, and 11-13-15-17 Second Avenue, New York City.

Public Liability Insurance Policy No. OT-421031 of the Century Indemnity Company, issued to the Estate of Ernst Plath, Emma Plath, Administratrix, and his heirs and distributees, as their interest may appear, for a period of one year commencing January 30, 1945, covering premises 151-3-5 Park Row, New York City, in the amount of \$10,000/\$20,000.

Plate Glass Insurance Policy No. G-227202 of the Century Indemnity Company, issued to the Estate of Ernst Plath, Emma Plath, Administratrix, and his heirs and distributees, as their interest may appear, for a period of one year commencing January 30, 1945, covering premises 151 Park Row, New York City, against breakage of glass.

War Damage Insurance Policy No. 1-54-43554 issued by War Damage Corporation, The Home Insurance Company, assuring agent, issued in the name of Estate of Ernst Plath with loss payable to Grace W. Finch as her interest may appear, covering premises 14 Delancey Street, New York City, in the amount of \$20,000.

War Damage Insurance Policy No. 1-54-43555 issued by War Damage Corporation, The Home Insurance Company, assuring agent, issued in the name of Estate of Ernst Plath, covering the following property in the following amounts:

12-14 Pell Street.....	\$30,000
10-10½ Pell Street.....	11,000
11-13-15-17 Second Avenue.....	65,000
16 Delancey Street.....	17,000
155-157-159 Chrystie Street.....	50,000
170 Rivington Street.....	27,000
307 East 8th Street.....	30,000
151-153-155 Park Row.....	46,000
1801 Weeks Avenue.....	50,000

[F. R. Doc. 45-9086; Filed, May 28, 1945; 10:32 a. m.]

[Vesting Order 522 and Supplemental Vesting Order 4958, Amdt.]

#### LOUISA HERLE

In re: Estate of Louisa Herle, deceased; File D-28-1394; E. T. sec. 297.

Vesting Order Number 522 executed on December 17, 1942 is hereby amended and supplemented to read as follows:

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

1. That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Karoline Katharina Schmelzer, the domiciliary personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Karoline Katharina Schmelzer; Katharina Moerz Weinmann, Luise Jorg, nee Weinmann, Emil Wilhelm Weinmann, the domiciliary personal representatives, heirs, next of kin, legatees, and distributees, names unknown, of Katharina Moerz Weinmann,

Luise Jorg, nee Weinmann, Emil Wilhelm Weinmann and Ferdinand Weinmann; Friederich Wilhelm Gasteyer, Paul Ferdinand Gasteyer, Margot Gasteyer, Karl Wilhelm Gasteyer, the domiciliary personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Friederich Wilhelm Gasteyer, Paul Ferdinand Gasteyer, Margot Gasteyer, Karl Wilhelm Gasteyer and Friederike Gasteyer; Philippine Flickinger Schiefer, Ludwig Flickinger, Jr., Martin Schiefer, the domiciliary personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Philippine Flickinger Schiefer, Ludwig Flickinger, Jr., Martin Schiefer and Ludwig Flickinger; Daniel Hohm, Susanna Hohm, Franz Hohm, Wilhelm Hohm, the domiciliary personal representatives, heirs, next of kin, legatees, and distributees, names unknown, of Daniel Hohm, Susanna Hohm, Franz Hohm, Wilhelm Hohm and Margaretha Hohm; and each of them, in and to the estate of Louisa Herle, deceased

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

#### Nationals and Last Known Address

Karoline Katharina Schmelzer, Germany. The domiciliary personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Karoline Katharina Schmelzer, Germany.

Katharina Moerz Weinmann, Germany. Luise Jorg, nee Weinmann, Germany. Emil Wilhelm Weinmann, Germany.

The domiciliary personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Katharina Moerz Weinmann, Luise Jorg, nee Weinmann, Emil Wilhelm Weinmann and Ferdinand Weinmann, Germany.

Friederich Wilhelm Gasteyer, Germany. Paul Ferdinand Gasteyer, Germany. Margot Gasteyer, Germany.

Karl Wilhelm Gasteyer, Germany. The domiciliary personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Friederich Wilhelm Gasteyer, Paul Ferdinand Gasteyer, Margot Gasteyer, Karl Wilhelm Gasteyer, and Friederike Gasteyer, Germany.

Philippine Flickinger Schiefer, Germany. Ludwig Flickinger, Jr., Germany. Martin Schiefer, Germany.

The domiciliary personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Philippine Flickinger Schiefer, Ludwig Flickinger, Jr., Martin Schiefer and Ludwig Flickinger, Germany.

Daniel Hohm, Germany. Susanna Hohm, Germany. Franz Hohm, Germany. Wilhelm Hohm, Germany.

The domiciliary personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Daniel Hohm, Susanna Hohm, Franz Hohm, Wilhelm Hohm, and Margaretha Hohm, Germany.

That such property is in the process of administration by the Lafayette National Bank of Brooklyn in New York and Herbert Flickinger, as administrators, acting under the judicial supervision of the Surrogate's Court of Kings County, State of New York;

2. That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Karoline Katharina Schmelzer, the domiciliary personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Karoline Katharina Schmelzer; Katharina Moerz Weinmann, Luise Jorg, nee Weinmann, Emil Wilhelm Weinmann, the domiciliary personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Katharina Moerz Weinmann, Luise Jorg, nee

Weinmann, Emil Wilhelm Weinmann and Ferdinand Weinmann; Friederich Wilhelm Gasteyer, Paul Ferdinand Gasteyer, Margot Gasteyer, Karl Wilhelm Gasteyer, the domiciliary personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Friederich Wilhelm Gasteyer, Paul Ferdinand Gasteyer, Margot Gasteyer, Karl Wilhelm Gasteyer and Friederike Gasteyer; Philippine Flickinger Schiefer, Ludwig Flickinger, Jr., Martin Schiefer, the domiciliary personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Philippine Flickinger Schiefer, Ludwig Flickinger, Jr., Martin Schiefer and Ludwig Flickinger; Daniel Hohm, Susanna Hohm, Franz Hohm, Wilhelm Hohm, the domiciliary personal representatives, heirs, next of kin, legatees, and distributees, names unknown, of Daniel Hohm, Susanna Hohm, Franz Hohm, Wilhelm Hohm and Margaretha Hohm; and each of them, in and to all real property within the United States of which the said Louisa Herle was seized and possessed at the time of her death,

is property within the United States owned or controlled by the aforesaid nationals of a designated enemy country, Germany.

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 May 26, 1945.

[SEAL]

JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 45-9129; Filed, May 28, 1945; 11:45 a. m.]



## OFFICE OF DEFENSE TRANSPORTATION.

[Supp. Order ODT 3, Rev. 725]

CHICAGO, ILL., AND MILWAUKEE, WIS.

## COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,<sup>1</sup> and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

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

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

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

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate

or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

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

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

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

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective June 2, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 29th day of May 1945.

GUY A. RICHARDSON,

Director,

Highway Transport Department,  
Office of Defense Transportation.

## APPENDIX 1

Lloyd Markel, doing business as Aurora Transfer Company, Aurora, Ill.  
Roosevelt Cartage Company, Chicago, Ill.  
[F. R. Doc. 45-9134; Filed, May 28, 1945; 3:34 p. m.]

[Supp. Order ODT 3, Rev. 726]

CHICAGO, ILL., AND DETROIT, MICH.

## COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense

Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,<sup>1</sup> and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

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

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

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

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

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



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

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

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

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective June 2, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 29th day of May 1945.

GUY A. RICHARDSON,  
Director,  
Highway Transport Department,  
Office of Defense Transportation.

#### APPENDIX 1

Hi-Way Freight System, Inc., Chicago, Ill.  
Michigan Motor Freight Lines, Inc., Detroit, Mich.

[F. R. Doc. 45-9135; Filed, May 28, 1945;  
3:33 p. m.]

[Supp. Order ODT 3, Rev. 727]

#### NORTH CAROLINA

#### COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,<sup>1</sup> and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

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

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

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

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

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

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

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

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective June 2, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 29th day of May 1945.

GUY A. RICHARDSON,  
Director,  
Highway Transport Department,  
Office of Defense Transportation.

#### APPENDIX 1

A. B. Mills, doing business as A. B. Mills Transfer, Monroe, N. C.

R. E. Tarlton, Monroe, N. C.

[F. R. Doc. 45-9136; Filed, May 28, 1945;  
3:33 p. m.]

[Supp. Order ODT 6A-130]

#### ATLANTA, GA., AREA

#### COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 6A, as amended (8 F.R. 8757, 14582; 9 F.R. 2794), a copy of which plan is attached hereto as Appendix 2,<sup>1</sup> and

It appearing that the proposed coordination of operations is necessary in order to conserve and providently utilize vital transportation equipment, materials, and supplies; and to provide for the continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war; *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved and the

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



persons named in Appendix 1 hereof are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

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

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

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

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

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

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

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective June 2, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 29th day of May 1945.

GUY A. RICHARDSON,

Director,

Highway Transport Department,  
Office of Defense Transportation.

#### APPENDIX 1

W. O. Bowden, Roswell, Ga.  
Carolina Freight Carriers Corporation,  
Cherryville, N. C.

J. L. Dean, Dothan, Ala.  
Mathews Freight Line, Inc., Thomaston,  
Ga.

T. C. Meadors, Covington, Ga.

[F. R. Doc. 45-9137; Filed, May 28, 1945;  
3:33 p. m.]

[Supp. Order ODT 6A-132]

HATTIESBURG, MISS., AREA

#### COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 6A, as amended (8 F.R. 8757, 14582; 9 F.R. 2794), a copy of which plan is attached hereto as Appendix 2,<sup>1</sup> and

It appearing that the proposed coordination of operations is necessary in order to conserve and providently utilize vital transportation equipment, materials, and supplies; and to provide for the continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war; *It is hereby ordered, That:*

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

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

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

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

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

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

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



7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

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

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective June 2, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 29th day of May 1945.

GUY A. RICHARDSON,  
Director,  
Highway Transport Department,  
Office of Defense Transportation.

#### APPENDIX 1

Gordons Transports, Inc., Memphis, Tenn.  
Southern Motor Express, Inc., Birmingham, Ala.

[F. R. Doc. 45-9138; Filed, May 28, 1945;  
3:35 p. m.]

[Supp. Order ODT 6A-133]

GREENVILLE, MISS., AREA

#### COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 6A, as amended (8 F.R. 8757, 14582; 9 F.R. 2794), a copy of which plan is attached hereto as Appendix 2,<sup>1</sup> and

It appearing that the proposed coordination of operations is necessary in order to conserve and providently utilize vital transportation equipment, materials, and supplies; and to provide for the continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved and the persons named in Appendix 1 hereof are directed to put the plan in operation

forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

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

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

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

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

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved

in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

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

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective June 2, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 29th day of May 1945.

GUY A. RICHARDSON,  
Director,  
Highway Transport Department,  
Office of Defense Transportation.

#### APPENDIX 1

Ernest B. Lewy, doing business as Ernest B. Lewy Transfer & Storage Co., Greenville, Miss.  
C. W. Kittleman, doing business as North Street Warehouse & Forwarding Co., Greenville, Miss.

Gordons Transports, Inc., Memphis, Tenn.  
[F. R. Doc. 45-9139; Filed, May 28, 1945;  
3:34 p. m.]

[Supp. Order ODT 6A-134]

LEXINGTON, VA., AREA

#### COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 6A, as amended (8 F.R. 8757, 14582; 9 F.R. 2794), a copy of which plan is attached hereto as Appendix 2,<sup>1</sup> and

It appearing that the proposed coordination of operations is necessary in order to conserve and providently utilize vital transportation equipment, materials, and supplies; and to provide for the continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

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

2. Each of the carriers shall file forthwith a copy of this order with the ap-

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



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

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

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

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

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor

in accordance with the provisions of this order.

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

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective June 2, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 29th day of May 1945.

GUY A. RICHARDSON,

Director,

Highway Transport Department,  
Office of Defense Transportation.

#### APPENDIX 1

Dave Compton, doing business as O. D. Compton Freight Line, Roanoke, Va.  
Abram Jerome Novick, doing business as Novick Transfer Company, Winchester, Va.  
Red Line, Inc., Roanoke, Va.

[F. R. Doc. 45-9140; Filed, May 28, 1945; 3:34 p. m.]

[Supp. Order ODT 17-5]

#### DELAWARE, NEW JERSEY, AND PENNSYLVANIA COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 17, as amended (7 F.R. 5678, 7694, 9623; 8 F.R. 8278, 12750, 14582; 9 F.R. 2795), a copy of which plan is attached hereto as Appendix 2;<sup>1</sup> and,

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment of the carriers, and to conserve and providently utilize vital equipment, material, and supplies, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war; It is hereby ordered, That:

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

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operation affected by this order, and likewise shall file, and

publish in accordance with law, and continue in effect until further order, schedules, contracts, or supplements to filed schedules or contracts, setting forth any changes in rates, charges, rules, regulations, or practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such schedules, contracts, or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

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

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

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

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

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



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

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective June 2, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 29th day of May 1945.

GUY A. RICHARDSON,

Director,

Highway Transport Department,  
Office of Defense Transportation.

#### APPENDIX 1

Thomas Turco and Vincent Turco, copartners, doing business as Turco Bros., Philadelphia, Pa.

John J. Kelly, Philadelphia, Pa.

George Grant, Philadelphia, Pa.

[F. R. Doc. 45-9141; Filed, May 28, 1945; 3:33 p. m.]

#### OFFICE OF PRICE ADMINISTRATION.

[MPR 188, Rev. Order 2548]

##### SKYLINE FURNITURE SHOPS

##### APPROVAL OF MAXIMUM PRICES

Order No. 2548 under § 1499.158 of Maximum Price Regulation No. 188 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of MPR 188; *It is ordered:*

(a) This revised order establishes maximum prices for sales and deliveries of certain articles of furniture manufactured by Skyline Furniture Shops, 4026 West 111th Street, Inglewood, California.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Manufacturer's maximum price to persons, other than retailers, who sell from the manufacturer's stock	Maximum price for sales to retailers by the manufacturer, and by persons, other than retailers, who sell from the manufacturer's stock
		Each	Each
Chest (pine).....	943	\$9.02	\$10.62
Chest (spruce).....	943	11.70	13.76
Vanity (pine).....	943	11.83	13.92
Vanity (spruce).....	943	17.36	20.42
Bed (pine).....	943	6.75	7.95
Bed (spruce).....	943	8.76	10.30
Bench (pine).....	943	2.55	3.00
Bench (spruce).....	943	3.14	3.69
Stand (pine).....	943	3.74	4.40
Stand (spruce).....	943	5.13	6.04
Pedestal (pine).....	943	5.12	6.03
Pedestal (spruce).....	943	7.11	8.30

These prices are f. o. b. factory, are subject to a cash discount of two percent for payment within ten days, net thirty days, and are for the articles described in the manufacturer's application dated July 13, 1944.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since the effective date of MPR 188. For sales by persons, other than retailers, who sell from the manufacturer's stock, the maximum prices apply to all sales and deliveries after the effective date of this revised order.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of MPR 188, for the establishment of maximum prices of those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) At the time of, or prior to, the first invoice to each purchaser, other than a retailer, who sells from the manufacturer's stock, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this revised order for sales by the purchaser. This notice may be given in any convenient form.

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

This revised order shall become effective on the 28th day of May 1945.

Issued this 26th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9031; Filed, May 26, 1945; 5:01 p. m.]

[MPR 188, Rev. Order 3146]

##### HILLER INDUSTRIES

##### APPROVAL 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 § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This revised order establishes maximum prices for sales and deliveries of the 10" aluminum skillet manufactured by Hiller Industries, of 244 California Street, San Francisco, California.

(1) For all sales and deliveries to the following classes of purchasers by any person, the maximum prices are those set forth below:

	Each
For sales to jobbers.....	\$3.13
For sales to retailers.....	3.75
For sales to ultimate users.....	6.25

These maximum prices are for the articles described in the manufacturer's application dated October 21, 1944.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those

sales and deliveries. These prices are f. o. b. factory and they are subject to a cash discount of two percent for payment within ten days, net thirty days, except that sales to ultimate users are net.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this revised order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this revised order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—\$6.25  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this revised order for sales by the purchaser. This notice may be given in any convenient form.

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

(e) This revised order shall become effective on the 28th day of May 1945.

Issued this 26th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9033; Filed, May 26, 1945; 5:02 p. m.]

[MPR 188, Rev. Order 3304]

##### PACIFIC WOODCRAFT

##### APPROVAL OF MAXIMUM PRICES

Order No. 3304 under § 1499.158 of Maximum Price Regulation No. 188 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of MPR 188; *It is ordered:*

(a) This revised order establishes maximum prices for sales and deliveries of certain articles of furniture manufactured by Pacific Woodcraft, 1046-1048 East 29th Street, Los Angeles 11, California.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:



[MPR 188, Rev. Order 3698]

CARR &amp; MOEHL CO.

## APPROVAL OF MAXIMUM PRICES

Order No. 3698 under § 1499.158 of Maximum Price Regulation No. 188 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of MPR 188; *It is ordered:*

(a) This revised order establishes maximum prices for sales and deliveries of certain articles of furniture manufactured by Carr & Moehl Company, 301 Southwest 9th Street, Des Moines 9, Iowa.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Manufacturer's maximum price to persons, other than retailers, who sell from the manufacturer's stock	Maximum price for sales to retailers by the manufacturer, and by persons, other than retailers, who sell from the manufacturer's stock
Chaise longue frame	501	Each \$6.80	Each \$8.00
Chaise longue with pad	501	12.71	14.95
Club chair frame	502	6.37	7.50
Club chair with pad	502	10.58	12.45
Ottoman frame	503	3.06	3.60
Ottoman with pad	503	4.37	5.14
Settee frame	504	9.18	10.80
Settee with pad	504	16.95	19.95
Settee frame	505	11.90	14.00
Settee with pad	505	23.82	28.02
Barbecue set	506	11.90	14.00
	507	11.05	13.00
Bench	508	1.87	2.20
	509	1.87	2.20
Table	510	5.73	6.75
	511	5.05	5.95
	512	3.82	4.50
Davenport frame	513	11.90	14.00
Table	514	1.99	2.35
Couch frame	515	10.62	12.50
Couch with pad	515	20.80	24.50

These prices are f. o. b. factory, are subject to a cash discount of two percent E. O. M., net thirty days, and are for the articles described in the manufacturer's application dated October 10, 1944.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since the effective date of MPR 188. For sales by persons, other than retailers, who sell from the manufacturer's stock, the maximum prices apply to all sales and deliveries after the effective date of this revised order.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of MPR 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) At the time of, or prior to, the first invoice to each purchaser, other than a retailer, who sells from the manufacturer's stock, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this revised order for sales by the purchaser. This notice may be given in any convenient form.

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

This revised order shall become effective on the 28th day of May 1945.

Issued this 26th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9030; Filed, May 26, 1945; 5:01 p. m.]

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

This revised order shall become effective on the 28th day of May 1945.

Issued this 26th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9032; Filed, May 26, 1945; 5:01 p. m.]

[MPR 188, Order 3871]

SAMUEL HARRIS

## APPROVAL 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 § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Samuel Harris, of 222 West 16th Street, New York, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

## MAXIMUM PRICES FOR SALES OF GRASS WHIPS

By manufacturer to:	Dozen
Wholesalers (jobbers)	\$6.42
Drop shipping jobbers	7.70
Retailers	8.56
By sellers other than manufacturer to:	
Drop shipping jobbers	7.70
Retailers	8.56
Consumers	Each 1.07

These maximum prices are for the articles described in the manufacturer's application dated April 26, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory with a freight allowance of \$.40 per hundredweight on shipments of 200 pounds or more, and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which

These prices are f. o. b. factory, are subject to a cash discount of two per cent for payment within ten days, net thirty days, and are for the articles described in the manufacturer's application dated February 28, 1945.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since the effective date of MPR 188. For sales by persons, other than retailers who sell from the manufacturer's stock, the maximum prices apply to all sales and deliveries after the effective date of this order.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth pricing method, § 1499.158, of MPR 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) At the time of, or prior to, the first invoice to each purchaser, other than a retailer, who sells from the manufacturer's stock, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this revised order for sales by the purchaser. This notice may be given in any convenient form.



a maximum price for sales to consumers is established by this order. That tag or label shall contain either of the following statement:

OPA Retail Ceiling Price—\$1.07  
Do Not Remove or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

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

(e) This order shall become effective on the 28th day of May 1945.

Issued this 26th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9025; Filed, May 26, 1945;  
4:59 p. m.]

[MPR 188, Order 3872]

THE DRUM CO.

#### APPROVAL 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 § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by The Drum Company, P. O. Box 1329, Trenton, N. J.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Number	Maximum prices for sales by all persons		
		Wholesalers	Retailers	Consumers
Cigarette lighter-----	(1)	Each \$1.35	Each \$1.80	Each \$3.00
	(2)	1.52	2.02	3.37
	(3)	1.89	2.52	4.20

These maximum prices are for the articles described in the manufacturer's application dated March 28, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the blanks properly filled in:

OPA Retail Ceiling Price—\$-----  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

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

(e) This order shall become effective on the 28th day of May 1945.

Issued this 26th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9026; Filed, May 26, 1945;  
4:59 p. m.]

[MPR 188, Order 3873]

THE SAN-DIT CO.

#### APPROVAL 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 § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by The San-Dit Company, of Box 32, Wauwatosa, 13, Wis.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Maximum prices for sales by manufacturer and sellers other than manufacturer to—		
	Wholesalers (jobbers)	Retailers	Consumers
Home workshop kit....	Each \$0.50	Each \$0.67	Each \$1.00

These maximum prices are for the articles described in the manufacturer's application dated November 15, 1944.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. destination, and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—\$1.00  
Do Not Remove or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

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

(e) This order shall become effective on the 28th day of May 1945.

Issued this 26th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9027; Filed, May 26, 1945;  
4:59 p. m.]

[MPR 188, Order 3874]

OTELLO RAPINI

#### APPROVAL 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 § 1499.158 of MPR 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles of furniture manufactured by Otello Rapini, 4550 White Plains Road, Bronx, New York.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:



Article and model No.	Manu- facturer's maximum price to persons, other than re- tailers, who sell from their own stock	Manu- facturer's maxi- mum price to persons, other than re- tailers, who sell from the manu- facturer's stock	Maxi- mum price for sales to retailers by the manu- facturer, and by persons, other than re- tailers, who sell from the manu- facturer's stock
Bookcase:	Each	Each	Each
483010.....	\$5.66	\$5.91	\$6.95
482010.....	4.76	5.06	5.95
48208.....	3.04	3.23	3.80
42308.....	3.72	3.95	4.65
423010.....	5.55	5.91	6.63
42208.....	2.94	3.13	3.68
422010.....	4.60	4.89	5.75
48308.....	3.93	4.17	4.91
24.....	2.80	2.98	3.50
2836-L.....	4.98	5.30	6.23
2836-R.....	4.98	5.30	6.23
378.....	6.32	6.72	7.90
420.....	5.67	6.05	7.09
480.....	6.18	6.57	7.73
Utility cabinet:			
26.....	5.60	6.26	7.37
268.....	6.67	6.98	8.21
619.....	6.90	7.34	8.63
Combination desk and bookcase: 52.....	6.79	7.22	8.40

These prices are f. o. b. factory, are subject to a cash discount of two percent for payment within thirty days, net sixty days, and are for the articles described in the manufacturer's application dated February 21, 1945.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since the effective date of MPR 188. For sales by persons, other than retailers, who sell from the manufacturer's stock, the maximum prices apply to all sales and deliveries after the effective date of this order.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of MPR 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) At the time of, or prior to, the first invoice to each purchaser, other than a retailer, who sells from the manufacturer's stock, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

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

This order shall become effective on the 28th day of May 1945.

Issued this 26th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9028; Filed, May 26, 1945;  
4:59 p. m.]

[MPR 188, Order 3875]

# K. AND P. FURNITURE MANUFACTURING CO.

## APPROVAL 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 § 1499.158 of MPR 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles of furniture manufactured by K. and P. Furniture Mfg. Co., 810 Kohler Street, Los Angeles, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article and Model No.	Manu- facturer's maxi- mum price to persons, other than re- tailers, who sell from their own stock	Manu- facturer's maxi- mum price to persons, other than re- tailers, who sell from the manu- facturer's stock	Maxi- mum price for sales to retailers by the manu- facturer, and by persons, other than re- tailers, who sell from the manu- facturer's stock
End table:	Each	Each	Each
202.....	\$6.80	\$7.22	\$8.50
Cocktail table:			
203.....	8.40	8.92	10.50
Lamp table:			
204.....	8.40	8.92	10.50

These prices are f. o. b. factory, are subject to a cash discount of two percent for payment within ten days, net thirty days, and are for the articles described in the manufacturer's application dated March 21, 1945.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since the effective date of MPR 188. For sales by persons, other than retailers, who sell from the manufacturer's stock, the maximum prices apply to all sales and deliveries after the effective date of this order.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth pricing method, § 1499.158 of MPR 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) At the time of, or prior to, the first invoice to each purchaser, other than a retailer, who sells from the manufacturer's stock, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

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

This order shall become effective on the 28th day of May 1945.

Issued this 26th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9029; Filed, May 26, 1945;  
5:00 p. m.]

[MPR 260, Order 957]

# ALBERT NITZELIO

## AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Albert Nitzelio, 8109 South Broadway, Los Angeles, Calif. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Pack- ing	Maxi- mum list price	Maxi- mum retail price
Little Grande.....	5½ inches.....	50	Per M \$108.75	Cents 2 for 29

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.



(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

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

This order shall become effective May 28, 1945.

Issued this 26th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9034; Filed, May 26, 1945;  
5:02 p. m.]

[MPR 260, Order 958]

A. MARTIN GARCIA

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) A. Martin Garcia, P. O. Box 2163, Rosales Bldg., Santurce, San Juan, P. R. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
A. Martin Garcia.	Juniors.....	50	Per M \$48.00	Cents 6
	Seniors.....	50	64.00	8
	Dukes.....	50	82.50	11
	Queens.....	50	97.50	13
	Bankers.....	50	93.75	2 for 25

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer

or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

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

This order shall become effective May 28, 1945.

Issued this 26th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9035; Filed, May 26, 1945;  
5:02 p. m.]

[MPR 260, Order 959]

SATURNINO LEBRON

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Saturnino Lebron, Allen St., #77, P. O. Box 3383, San Juan, P. R. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
San Rico Corona. Try-A-Rico Corona Panetelas Selecta.	4 3/4"	50	Per M \$90.00	Cents 12
	5 1/4"	50	97.50	13
	5 3/4"	50	97.50	13

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

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

This order shall become effective May 28, 1945.

Issued this 26th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9036; Filed, May 26, 1945;  
5:02 p. m.]

[MPR 260, Order 960]

MARCELO LOPEZ

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*



(a) Marcelo Lopez, 77 Allen St., P. O. Box 3383, San Juan 15, P. R. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Try-A-Rico Corona.	5 1/4"	50	Per M \$97.50	Cents 13
Panetela Selecta.	5 3/4"	50	97.50	13
San Rico Corona.	4 3/4"	50	90.00	12

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price, established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

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

This order shall become effective May 28, 1945.

Issued this 26th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9037; Filed, May 26, 1945; 5:03 p. m.]

[MPR 260, Order 961]

VICTOR ESCOBAR

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; It is ordered, That:

(a) Victor Escobar, Varona Suarez St., San Lorenzo, P. R. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
El Campeon.	Brevas.	50	\$44	2 for 11
La Fama.	Media Corona.	50	75	10

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of

the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260 shall apply to sales for which maximum prices are established by this order.

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

This order shall become effective May 28, 1945.

Issued this 26th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9038; Filed, May 26, 1945; 5:03 p. m.]

[MPR 260, Order 964]

HERMINIO RODRIGUEZ

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; It is ordered, That:

(a) Herminio Rodriguez, Eugenio Ma. de Hostos St., Caguas, P. R. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Corona.	5 1/4"	50	Per M \$64.00	Cents 8
Maravilla.	5 1/2"	50	105.00	14
Republicano.	5 1/4"	50	97.50	13
Corona.	4 7/8"	50	48.00	6
Corona.	4 7/8" 1	50	82.50	11
Perfecto Corriente.	5"	50	90.00	12

<sup>1</sup> These prices apply to this cigar only when the filler used is long Porto Rico as specified in the application for its maximum prices.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing



differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

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

This order shall become effective May 28, 1945.

Issued this 26th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9039; Filed, May 26, 1945;  
5:03 p. m.]

[MPR 260, Order 965]

LUIS FONT

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Luis Font, Allen St., #77 P. O. Box 3383, San Juan 15, P. R. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
San Rico Perfecto.	4 3/4"	50	Per M \$82.50	Cents 11
Try-A-Rico Corona.	5 3/4"	50	97.50	13

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

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

This order shall become effective May 28, 1945.

Issued this 26th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9040; Filed, May 26, 1945;  
5:04 p. m.]

[MPR 260, Order 966]

DAVILA & BONILLA

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Davila & Bonilla, P. O. Box 3383, San Juan 15, P. R. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Try-A-Rico Corona.	5 3/4"	50	Per M \$97.50	Cents 13
Try-A-Rico Perfecto.	5 3/4"	50	97.50	13
Panetela Selecta.	5 3/4"	50	97.50	13

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or



frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

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

This order shall become effective May 28, 1945.

Issued this 26th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9041; Filed, May 26, 1945;  
5:04 p. m.]

[MPR 260, Order 967]

BENJAMIN MARCIAL

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Benjamin Marcial, B<sup>o</sup> Gandelaria Toa Boja, P. R. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Taps.....	Breva 4 $\frac{3}{4}$ "	50	Per M \$48	Cents 6

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in

March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

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

This order shall become effective May 28, 1945.

Issued this 26th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9042; Filed, May 26, 1945;  
5:04 p. m.]

[MPR 260, Order 968]

QUEEN LOUISE CIGAR FACTORY

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Queen Louise Cigar Factory, 1528 South Pulaski Road, Chicago, Ill. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Queen Louise.....	Smoker.....	50	Per M \$56.00	Cents 7
	Panatella.....	50	90.00	12
	Club House.....	50	82.50	11
	Brevas.....	50	75.00	10

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change

therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260 shall apply to sales for which maximum prices are established by this order.

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

This order shall become effective May 28, 1945.

Issued this 26th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9043; Filed, May 26, 1945;  
5:04 p. m.]

[MPR 260, Order 969]

FRANCISCO GALAN

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Francisco Galan, Allen St., #77, P. O. Box 3383, San Juan, 15, P. R. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:



Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
San Rico Perfecto.	4 3/4"	50	Per M \$82.50	Cents 11
Try-A-Rico Corona.	5 1/4"	50	97.50	13

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

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

This order shall become effective May 28, 1945.

Issued this 26th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9044; Filed, May 26, 1945; 5:05 p. m.]

## [MPR 260, Order 970]

ANTONIO MOLINA

## AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; It is ordered, That:

(a) Antonio Molina, Allen St., #77, P. O. Box 3383, San Juan 15, P. R. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Try-A-Rico Corona.	5 1/4"	50	Per M \$97.50	Cents 13
San Rico Perfecto.	4 3/4"	50	82.50	11
Panetela Selecta.	5 3/4"	50	97.50	13
San Rico Corona.	4 3/4"	50	90.00	12

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such

brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

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

This order shall become effective May 28, 1945.

Issued this 26th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9045; Filed, May 26, 1945; 5:05 p. m.]

## [MPR 260, Order 971]

ANTONIO CRUZ ROSA

## AUTHORIZATION OF MAXIMUM PRICE

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; It is ordered, That:

(a) Antonio Cruz Rosa, Allen St., #77, P. O. Box 3383, San Juan 15, P. R. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
San Rico Corona.	4 3/4"	50	Per M \$90.00	Cents 12
Try-A-Rico Corona.	5 1/4"	50	97.50	13
Try-A-Rico Perfecto.	5 1/4"	50	97.50	13

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or front-



mark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

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

This order shall become effective May 28, 1945.

Issued this 26th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9046; Filed, May 26, 1945;  
5:05 p. m.]

[MPR 260, Order 972]

PEDRO ROSA

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260: *It is ordered, That:*

(a) Pedro Rosa, Allen St., No. 77, P. O. Box 3383, San Juan 15, P. R. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
San Rico Corona.	4 3/4-inch...	50	Per M \$90.00	Cents 12
Try-A-Rico Corona.	5 1/4-inch...	50	97.50	13

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily

granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

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

This order shall become effective May 28, 1945.

Issued this 26th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9047; Filed, May 26, 1945;  
5:06 p. m.]

[MPR 260, Order 973]

JUAN FLORES FERRER

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260: *It is ordered, That:*

(a) Juan Flores Ferrer, La Maraca St., San Lorenzo, P. R. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following

domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Corona.....	5 1/4-inch..... 4 3/4-inch.....	50 50	Per M \$90.00 60.00	Cents 12 2 for 16

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

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

This order shall become effective May 28, 1945.

Issued this 26th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9048; Filed, May 26, 1945;  
5:06 p. m.]



CHARLES E. MANN, ROUTE No. 1, POCA, W. VA., NULL MINE, PITTSBURGH No. 8 SEAM, MINE INDEX No. 7015, PUTNAM COUNTY, W. VA., SUBDISTRICT 4, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	15,16,17
Truck shipment.....	395	375	350	350	335	310	275	270			

MIDDLE POINT COAL CO., c/o JAMES M. CANDILL, NEON, KY., MIDDLE POINT COAL CO. MINE, ELKHORN SEAM, MINE INDEX No. 7351, LETCHER COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT: PEDEE, KY., F. O. G. 62, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	15,16,17
Truck shipment.....	395	375	350	350	335	310	275	270			

P. M. B. COAL CO., INC., c/o R. B. PRICE, SEC., WHITESBURG, KY., P. M. B. COAL CO. MINE, ELKHORN SEAM, MINE INDEX No. 7352, LETCHER COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT: PEDEE, KY., F. O. G. 62, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	15,16,17
Truck shipment.....	395	375	350	350	335	310	275	270			

REEVILLE COAL CO., c/o DEE WILLIAMS, REEVILLE, KY., No. 1 MINE, ELKHORN No. 2 SEAM, MINE INDEX No. 7353, JOHNSON COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT: REEVILLE, KY., F. O. G. 61, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 2

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	15,16,17
Truck shipment.....	395	375	350	350	335	310	275	270			

WILLIAM J. SMITH, R. F. D. No. 1, BOX 81, RAVEN, VA., W. J. SMITH MINE, RED ASH SEAM, MINE INDEX No. 7356, TAZEWELL COUNTY, VA., SUBDISTRICT 9, RAIL SHIPPING POINT: DORAN, W. VA., F. O. G. 21, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 6

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	15,16,17
Truck shipment.....	395	375	350	350	335	310	275	270			

R. R. Locomotive Fuel for Index No. 7366:  
Any single screened lump or double-screened coals.  
Run of mine.  
Screenings larger than 14" x 0 but not exceeding 2 1/2" x 0.  
Screenings 14" x 0 and smaller.  
Note: The maximum prices listed in this order include the increase in maximum prices where authorized by amendment No. 137 to M. P. R. 120 which become effective May 1, 1945.

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	15,16,17
Truck shipment.....	395	375	350	350	335	310	275	270			

This order shall become effective May 29, 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)

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120, it is ordered:  
Producers identified herein operate named mines assigned the mine index

ABNER FORK MINING CO., ET AL.  
ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120, it is ordered:  
Producers identified herein operate named mines assigned the mine index

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120, it is ordered:  
Producers identified herein operate named mines assigned the mine index

amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.219 and all other provisions of Maximum Price Regulation No. 120.

JARROLL COAL CO., MORRISVALE, W. VA., JARROLL MINE, COALBURG SEAM, MINE INDEX No. 7378, BOONE COUNTY, W. VA., SUBDISTRICT 4, RAIL SHIPPING POINT: MORRISVALE, W. VA., F. O. G. 123, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 3

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	15,16,17
Truck shipment.....	395	375	350	350	335	310	275	270			

JOSEPH KING, STAFFORDSVILLE, KY., KING MINE, MILLERS CREEK SEAM, MINE INDEX No. 7355, JOHNSON COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT: DAWKINS, KY., F. O. G. 61, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 2

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	15,16,17
Truck shipment.....	395	375	350	350	335	310	275	270			

ROY F. LEWIS, P. O. BOX 327, WHITESBURG, KY., LEWIS COAL CO. MINE, ELKHORN SEAM, MINE INDEX No. 7357, LETCHER COUNTY, KY., SUBDISTRICT 3, RAIL SHIPPING POINT: WHITESBURG, KY., BELCHART, KY., F. O. G. 100 & 62, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	15,16,17
Truck shipment.....	395	375	350	350	335	310	275	270			

LUCK TAR COAL CO., c/o JOE TOLLIVER, MILLSTONE, KY., LUCK TAR MINE, ELKHORN SEAM, MINE INDEX No. 7348, LETCHER COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT: KONA, KY., F. O. G. 62, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	15,16,17
Truck shipment.....	395	375	350	350	335	310	275	270			

McFALL COAL CO., c/o W. M. McFALL, P. O. BOX 325, CLINTWOOD, VA., MYRA MINE, ELKHORN No. 2 SEAM, MINE INDEX No. 7358, PIKE COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT: MYRA, KY., F. O. G. 61, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	15,16,17
Truck shipment.....	395	375	350	350	335	310	275	270			

Price classification:  
Rail shipments and railroad fuel.....  
Truck shipment.....

Price classification:  
Rail shipments and railroad fuel.....  
Truck shipment.....

Price classification:  
Rail shipments and railroad fuel.....  
Truck shipment.....

Price classification:  
Rail shipments and railroad fuel.....  
Truck shipment.....

Price classification:  
Rail shipments and railroad fuel.....  
Truck shipment.....

Price classification:  
Rail shipments and railroad fuel.....  
Truck shipment.....

Price classification:  
Rail shipments and railroad fuel.....  
Truck shipment.....

Price classification:  
Rail shipments and railroad fuel.....  
Truck shipment.....



numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 8. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for

the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.219 and all other provisions of Maximum Price Regulation No. 120.

ABNER FORK MINING CO., WHEELRIGHT, KY., ABNER FORK MINE, ELKHORN No. 3 SEAM, MINE INDEX No. 7024, FLOYD COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT, BYFRO, KY., F. O. G. 61, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 2

	Size group Nos.															
	1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20-21		
Class classification.....	F	F	F	F	F	F	E	E	C	C	A	F	F	F		
Rail shipments and railroad fuel.....	400	395	385	385	370	355	335	330	330	385	320	310	305	305		
Truck shipment.....	430	410	365	380	345	320	275	270								

WILLIAM ADAMS, POLLY, KY., WILLIAM ADAMS MINE, ELKHORN No. 2 SEAM, MINE INDEX No. 7372, LETCHER COUNTY, KY., SUBDISTRICT 3, RAIL SHIPPING POINT, BELCRAFT, KY., F. O. G. 62, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

	K	K	K	K	K	J	G	E	G	D	J	J	J
Price classification.....	380	375	365	365	360	350	330	325	325	360	315	310	300
Rail shipments and railroad fuel.....	395	375	350	350	335	310	275	270					295
Truck shipment.....													

ANCHOR COAL CO., 1148 TERMINAL TOWER, CLEVELAND 13, OHIO, ANCHOR No. 4 MINE, HERNSHAW SEAM, MINE INDEX No. 7383, BOONE COUNTY, W. VA., SUBDISTRICT 4, RAIL SHIPPING POINT, HIGHCOAL, W. VA., F. O. G. 123, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 3

	M	M	M	M	J	J	H	G	E	G	C	F	F	F
Price classification.....	365	365	360	360	360	350	330	325	325	360	315	310	305	305
Rail shipments and railroad fuel.....	420	400	365	365	335	315	275	270						
Truck shipment.....														

W. N. BEVERLY, PENNINGTON GAP, VA., W. N. BEVERLY MINE, No. 5 SEAM, MINE INDEX No. 7339, HARLAN COUNTY, KY., SUBDISTRICT 2, RAIL SHIPPING POINT, MANESS, VA., F. O. G. 204, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 1

	E	E	E	E	E	D	D	C	C	C	G	G	G	G
Price classification.....	410	400	390	385	355	340	335	330	385	315	310	300		
Rail shipments and railroad fuel.....	455	435	365	380	345	320	275	270						
Truck shipment.....														

BLACK BETSEY COALS, c/o C. L. BIDDISON, CHARLESTON, W. VA., NULL No. 1 MINE, PITTSBURGH No. 8 SEAM, MINE INDEX No. 1470, PUTNAM COUNTY, W. VA., SUBDISTRICT 4, RAIL SHIPPING POINT, RAYMOND CITY, W. VA., F. O. G. 127, DEEP MINE

	Q	Q	Q	Q	P	P	O	M	K	M	G	Q	Q	Q
Price classification.....	345	340	335	335	320	315	310	310	305	355	310	280	275	270
Rail shipments and railroad fuel.....	345	340	335	335	325	325	325	325	325	355	310	280	275	270
Truck shipment.....	395	375	350	350	335	310	275	270						

<sup>1</sup> Previously established.

BOWEN & TOLLIVER, c/o HAS BOWEN, MILLSTONE, KY., BOWEN & TOLLIVER MINE, ELKHORN SEAM, MINE INDEX No. 7347, LETCHER COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT, KENA, KY., F. O. G. 62, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

	K	K	K	K	K	J	G	E	G	D	J	J	J
Price classification.....	380	375	365	365	360	350	330	325	325	360	315	310	300
Rail shipments and railroad fuel.....	395	375	350	350	335	310	275	270					295
Truck shipment.....													

BRYSON COAL CO., BOX 334, ST. CHARLES, VA., BRYSON MINE, No. 5 SEAM, MINE INDEX No. 7356, LEE COUNTY, VA., SUBDISTRICT 7, DEEP MINE, MAXIMUM PRICE GROUP No. 3

	420	400	365	365	335	315	275	270						
Truck shipment.....														

H. C. GREER, JENKINS, KY., H. C. GREER No. 1 MINE, ELKHORN No. 3 SEAM, MINE INDEX No. 7379, LETCHER COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT, JENKINS, KY., F. O. G. 61, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 2

	H	H	H	H	F	F	E	E	C	C	A	D	D	D
Price classification.....	395	390	375	375	370	355	335	330	330	385	320	315	315	315
Rail shipments and railroad fuel.....	430	410	365	380	345	320	275	270						
Truck shipment.....														

HAZARD SPLIT COAL CO., PREMIUM, KY., HAZARD SPLIT MINE, AMBURGY (LOW SPLIT) SEAM, MINE INDEX No. 7309, LETCHER COUNTY, KY., SUBDISTRICT 3, RAIL SHIPPING POINT, PREMIUM, KY., F. O. G. 100, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

	M	M	M	M	K	K	J	G	E	G	D	K	K	K
Price classification.....	365	365	360	360	360	360	330	325	325	360	315	300	295	295
Rail shipments and railroad fuel.....	395	375	350	350	335	310	275	270						
Truck shipment.....														

NOTE: The maximum prices listed in this order include the increase in maximum prices where authorized by amendment No. 137 to M. P. R. 120 which became effective May 1, 1945.

This order shall become effective May 29, 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 28th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9114; Filed, May 28, 1945; 11:39 a. m.]

[MPR 260, Order 991]

JUSTO SANTIAGO

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; It is ordered, That:

(a) Justo Santiago, Jose Mercado #35, Caguas, P. R. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
The Flower.....	Breva.....	50	Per M \$40	Cents 5
	Corona.....	50	48	6

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.



(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

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

This order shall become effective May 29, 1945.

Issued this 28th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9116; Filed, May 28, 1945;  
11:42 a. m.]

[MPR 260, Order 992]

ROGALIO VAZQUEZ

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, *It is ordered*, That:

(a) Rogelio Vazquez, Cin Fariono Carrion St., Gurabo, P. R. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
La Cubinita.....	Perfectos.....	50	Per M \$82.50	Cents 11
	Coronitas.....	50	44.00	2 for 11
	Tascas.....	50	32.00	4

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic

cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

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

This order shall become effective May 29, 1945.

Issued this 28th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9117; Filed, May 28, 1945;  
11:42 a. m.]

[MPR 260, Order 993]

SANTOS VALLEJO

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, *It is ordered*, That:

(a) Santos Vallejo, San Ignacio Esq. Oriente, Mayagüez, P. R. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Boricua Special.....	Parejo.....	50	Per M \$56	Cents 7
	Special Feather.....	50	72	9

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

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

This order shall become effective May 29, 1945.

Issued this 28th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9118; Filed, May 28, 1945;  
11:42 a. m.]

[MPR 260, Order 994]

BASILIO GALAN

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260: *It is ordered*, That:



(a) Basilio Galan, Allen St., #77, P. O. Box 3383, Panetela, San Juan 15, P. R. (hereinafter called "manufacturer"), and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Panetela Selecta.	5/4	50	Per M \$97.50	Cents 13
Try-A-Rico Corona.	5/4	50	97.50	13
Try-A-Rico Perfecto.	5/4	50	97.50	13

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

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

This order shall become effective May 29, 1945.

Issued this 28th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9119; Filed, May 28, 1945; 11:42 a. m.]

[MPR 260, Order 995]

JOSE BORGES LOPEZ

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Jose Borges Lopez, Soto Espana St., #32, San Lorenzo, P. R. (hereinafter called "manufacturer"), and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Comando.....	Corona Corta.	50	Per M \$56.00	Cents 7
Tropicales.....	Corona Special.	50	82.50	11

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the

same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

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

This order shall become effective May 29, 1945.

Issued this 28th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9120; Filed, May 28, 1945; 11:41 a. m.]

[MPR 260, Order 996]

UTUADO CIGAR MANUFACTURING CO.

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Utuado Cigar Mfg. Co., Box 276, Utuado, P. R. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
La Tabacalera...	Borinquen Liberator.	50	Per M \$101.25	Cents 25 for 27
	Coronas Puros.	50	75.00	10
	Panetelas Regalias.	50	75.00	10
	Reginas Imperiales.	50	123.00	16

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not



be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

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

This order shall become effective May 29, 1945.

Issued this 28th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9121; Filed, May 28, 1945;  
11:41 a. m.]

[MPR 260, Order 997]

ANTONIO MOLIVA

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, It is ordered, That:

(a) Antonio Moliva, 77 Allen St., P. O. Box 3383, San Juan 15, P. R. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Try-A-Rico Perfecto	5 1/4"	50	Per M \$97.50	Cents 13

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

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

This order shall become effective May 29, 1945.

Issued this 28th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9122; Filed, May 28, 1945;  
11:41 a. m.]

[MPR 260, Order 998]

JUAN PINERO

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, It is ordered, That:

(a) Juan Pinero, Allen St., No. 77, P. O. Box 3383, San Juan 15, P. R. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Try-A-Rico Corona	5 1/4"	50	Per M \$97.50	Cents 13
Panetela Selecta	5 1/4"	50	97.50	13
San Rico Corona	4 3/4"	50	90.00	12
San Rico Perfecto		50	82.50	11
Try-A-Rico Perfecto	5 1/4"	50	97.50	13

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.



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

This order shall become effective May 29, 1945.

Issued this 28th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9123; Filed, May 28, 1945;  
11:40 a. m.]

[MPR 260, Order 999]

JUAN RUIZ PARIS

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, It is ordered, That:

(a) Juan Ruiz Paris, 163 Fernandez Junicos Avenue, Santurce 34, P. R. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Perfectos.....	5½"	50	Per M \$75	Cents 10

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

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

This order shall become effective May 29, 1945.

Issued this 28th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9124; Filed, May 28, 1945;  
11:40 a. m.]

[MPR 260, Order 1000]

MARIA C. AVILES AND BARRIO MACHUALO  
ABAJO

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; It is ordered, That:

(a) Maria C. Aviles, Barrio Machualo Abajo, Ponce, P. R., Box 332 (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Corriente.....	Breva 4½"..... Corona 4½".....	50 50	Per M \$32 40	Cents 4 5

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales

of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

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

This order shall become effective May 29, 1945.

Issued this 28th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9125; Filed, May 28, 1945;  
11:40 a. m.]

[MPR 260, Order 1001]

RAFAEL RAMIREZ

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; It is ordered, That:

(a) Rafael Ramirez, Barcelo St., San Lorenzo, P. R. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Rafael Ramirez.....	Corona Pequena..... Corona Superior.....	50 50	Per M \$40 75	Cents 5 10



(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260 shall apply to sales for which maximum prices are established by this order.

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

This order shall become effective May 29, 1945.

Issued this 28th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9126; Filed, May 28, 1945;  
11:40 a. m.]

[Order 755 Under 3 (b)]

CARLBERG PRODUCTS CO.

#### APPROVAL 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 §§ 1499.3 (b)

(2) and 1499.3 (e) of the General Maximum Price Regulation; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Carlberg Products Company, of Warrenton, Missouri.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below.

#### MAXIMUM PRICES FOR SALES OF CHRISTMAS TREE HOLDERS, MODEL NO. 101

By manufacturer to:	Dozen
Wholesalers (stocking jobbers)-----	\$1.63
Drop shipping jobbers-----	1.83
Retailers-----	2.17
By sellers other than manufacturer to:	
Drop shipping jobbers-----	1.83
Retailers-----	2.17
Consumers-----	Each .27

These maximum prices are for the articles described in the manufacturer's application dated March 13, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since the General Maximum Price Regulation became applicable to those sales and deliveries. These prices are f. o. b. factory, and subject to a cash discount of two percent for payment within ten days, net thirty days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. These prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under Section 1499.3 (b) (2) of the General Maximum Price Regulation for the establishment of maximum prices for those sales, and no sales or deliveries may be made until such maximum prices have been established by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement

OPA Retail Ceiling Price—\$0.27  
Do Not Remove or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

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

(e) This order shall become effective on the 29th day of May 1945.

Issued this 28th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9180; Filed, May 28, 1945;  
4:50 p. m.]

[RMPR 169, Amdt. 1 to Order 72]

BONNIE BUTTER PRODUCTS CO., ET AL.

#### ESTABLISHMENT OF MAXIMUM PRICES

An opinion accompanying this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Order No. 72 under Revised Maximum Price Regulation No. 169 is amended in the following respects:

1. The first sentence of paragraph (a) is amended to read as follows:

(a) That the maximum selling price for "Bonnie Buttered Beef" produced and sold by Bonnie Butter Products Company, St. Louis, Missouri, shall be 42 cents per pound, f. o. b. the seller's place of business.

2. Paragraphs (c), (d) and (e) are amended by substituting the figure "42 cents" for the figure "37 cents" wherever appearing therein.

This Amendment No. 1 to Order No. 72 shall become effective May 29, 1945.

Issued this 28th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9181; Filed, May 28, 1945;  
4:50 p. m.]

[MPR 188, Order 3876]

#### MARCHANT FAUCETS

#### 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 § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) The maximum net prices for sales to any person by Marchant Faucets of Emeryville, California, of the following commodities, as described in its application of January 1, 1945, shall be:

	Each
Cast-iron sink faucet-----	\$1.76
Brass sink faucet-----	.99
Cast-iron lavatory faucet-----	1.06
Brass lavatory faucet-----	1.33
Cast-iron hose bibb-----	.79
Brass hose bibb-----	1.02

(b) The maximum prices for sales by plumbing and heating jobbers for the following commodities shall be:

(1) On sales to plumbing and heating contractors, installers, commercial and industrial users:

	Each
Cast-iron sink faucet-----	\$1.00
Brass sink faucet-----	1.30
Cast-iron lavatory faucet-----	1.40
Brass lavatory faucet-----	1.75
Cast-iron hose bibb-----	1.03
Brass hose bibb-----	1.35

(2) On sales to all other purchasers:

Cast-iron sink faucet-----	\$1.10
Brass sink faucet-----	1.43
Cast-iron lavatory faucet-----	1.54
Brass lavatory faucet-----	1.93
Cast-iron hose bibb-----	1.13
Brass hose bibb-----	1.49

(c) Maximum prices for sales by retailers to any person of the following commodities shall be:



Cast-iron sink faucet.....	\$1.10
Brass sink faucet.....	1.43
Cast-iron lavatory faucet.....	1.54
Brass lavatory faucet.....	1.93
Cast-iron hose bibb.....	1.13
Brass hose bibb.....	1.49

(d) The maximum prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(e) Maximum prices for sales on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller, except on sales to consumers, shall notify in writing each of his purchasers at or before the time of the first invoice after the effective date of this order of the maximum prices established by this order for sales to such purchasers and the maximum resale prices established for such purchasers.

(g) Marchant Faucets shall tag each of the commodities covered by this order and shall print in a conspicuous place on the tag the maximum retail price for the commodities established by this order

and shall identify such prices as the maximum retail prices.

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

This order shall become effective May 29, 1945.

Issued this 28th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9176; Filed, May 28, 1945;  
4:49 p. m.]

[MPR 183, Order 3877]

#### LASKO METAL WORKS

##### APPROVAL 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 § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Lasko Metal Products, 436 West Gay Street, West Chester, Pa.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model	Maximum prices for sales by—					
		Manufacturers to—			Sellers other than retailer		Manu- fac- turers to user
		Whole- saler	Retailer				
			Lots of 3 or more	Less than 3	Lots of 3 or more	Less than 3	
Two-burner, two-heat hot plate.....	#38R.....	Each \$3.63	Each \$4.29	Each \$4.62	Each \$4.29	Each \$4.62	

These maximum prices are for the articles described in the manufacturer's application dated April 27, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are subject to a cash discount of 2% for payment within 10 days, net 30 days. These prices include Federal Excise Tax.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statements:

Either

Order No. ....  
Model No. 38R  
OPA Retail Ceiling Price—\$6.93  
Federal Excise Tax Included  
Do Not Detach

or

Lasko Metal Products,  
436 West Gay Street,  
West Chester, Pennsylvania  
Model No. 38R  
OPA Retail Ceiling Price—\$6.93  
Federal Excise Tax Included  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

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

(e) This order shall become effective on the 29th day of May 1945.

Issued this 28th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9177; Filed, May 28, 1945;  
4:49 p. m.]

[MPR 188, Order 3878]

#### KATZENSTEIN METAL PRODUCTS CO.

##### APPROVAL 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 § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Katzenstein Metal Products Company, 819-823 East Fifth Street, New York 9, N. Y.

(1) For all sales and deliveries to the following classes of purchasers, by the sellers indicated below, the maximum prices are those set forth below:

	One- burner #102, one- heat hot plate	Two- burner #101, two- heat hot plate	Two- burner #100, three- heat hot plate
Maximum prices for sales by manufacturer to—	Each \$1.20	Each \$3.70	Each \$4.25
Wholesaler.....			
Retailer (in units of 6 or more).....	1.43	4.35	5.05
Retailer (in units of less than 6).....	1.54	4.70	5.49
Maximum prices for sales by sellers other than manufacturer to—			
Retailer (6 unit).....	1.43	4.35	5.05
Retailer (less than 6 units).....	1.54	4.70	5.49
Consumer.....	2.30	7.00	8.10

These maximum prices are for the articles described in the manufacturer's application dated April 26, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days. The Federal Excise Tax is included.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.



(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain either of the following statements:

Katzenstein Metal Product Co.  
819-823 East Fifth Street  
New York 9, New York  
Model No. -----  
OPA Retail Ceiling Price—\$-----  
Do Not Detach  
or  
Order No. -----  
Model No. -----  
OPA Retail Ceiling Price—\$-----  
Do Not Detach

The prices and model numbers are to be properly filled in.

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

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

(e) This order shall become effective on the 29th day of May 1945.

Issued this 28th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9178; Filed, May 28, 1945;  
4:48 p. m.]

[RMPR 499, Corr. to Order 16]

THE BALL CO.

#### APPROVAL 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 sections 7 and 14 of Revised Maximum Price Regulation No. 499; *It is ordered:*

That Order No. 16 under Revised Maximum Price Regulation No. 499 is corrected in the following respect:

The maximum price to retailers of Style No. 1117 of the Garland watch described as 17J, 11½L, Shockproof, water-tight case, SS second, strap, box is corrected to read \$16.75.

This correction shall become effective May 28, 1945.

Issued this 28th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9179; Filed, May 28, 1945;  
4:49 p. m.]

[MPR 188, Order 3879]

LEGION UTENSILS CORP.

#### APPROVAL 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 § 1499.158 of Maxi-

mum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of the Pressure Stock Pots, manufactured by Legion Utensils Corporation of 40th and 21st Street, Long Island City 1, New York.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article: Pressure Stock Pot, 40 qt. liquid measure constructed with double 3-ply stainless steel. Emery finish with cover including gauge, valve and pet cock, equipped with 6 clamps and fitting wire rack insert.

Maximum prices for sales by any seller to—	Each
Hotel and restaurant supply houses, wholesalers and jobbers.....	\$49.50
Department and chain stores.....	59.40
Industrial and commercial users, community canning clubs, school lunch programs sponsored by War Food Administration, and retailers other than chain stores, and department stores.....	66.00
Individual consumers for domestic use.....	99.00

These maximum prices are for the articles described in the manufacturer's application dated March 17, 1944.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. They are f. o. b. factory and they are subject to a cash discount of two percent for payment within ten days, net thirty days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and condition of sales, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

Legion Utensils Corporation  
40th and 21st Street  
Long Island City 1, N. Y.

OPA Maximum Selling Price for Sales to Individual Consumers for Domestic Use—\$99.00.

Do Not Detach or Obliterate  
or

Order No. 3879 Under MPR 188

OPA Maximum Selling Price for Sales to Individual Consumers for Domestic Use—\$99.00.

Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

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

(e) This order shall become effective on the 30th day of May 1945.

Issued this 29th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9261; Filed, May 29, 1945;  
11:45 a. m.]

[RMPR 136, Order 443]

HARLEY-DAVIDSON MOTORCYCLE CO.

#### AUTHORIZATION OF MAXIMUM PRICES

Order No. 448 under Revised Maximum Price Regulation 136, machines, parts and industrial equipment. Harley-Davidson Motorcycle Company. Docket No. 6083-136.25a-221.

For the reasons set forth in an opinion, issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, Executive Orders Nos. 9250 and 9328, and section 21 of Revised Maximum Price Regulation 136, *It is ordered:*

(a) The Harley-Davidson Motorcycle Company, Milwaukee, Wisconsin, is authorized to sell each Harley-Davidson motorcycle described in subparagraph (1) at a price not to exceed the applicable list price in subparagraph (1), adjusted as provided in that subparagraph, plus the applicable allowance in subparagraph (2):

(1) *List price.* The following applicable list price, f. o. b. factory, to which shall be applied the seller's discount in effect on March 31, 1942:

List price f. o. b. factory (including Federal excise tax on tires and tubes)

#### Motorcycles:

Models E, EL & ES 61".....	\$463.67
Models U, UL & US 74".....	427.25
Models WL & WS 45".....	395.97
Model G (servi-car).....	580.33
Model GA (servi-car).....	568.43

(2) *Charges.* (i) A charge for extra, special and optional equipment not to exceed the charge in effect on March 31, 1942 for such equipment when sold as original equipment (except that for Models LE and LLE side cars, and Models MC and LMC side car chassis, the charge shall not exceed the list or established price of \$139.23 for each of the side cars, and \$85.73 for each of the chassis, less the applicable discounts in effect on March 31, 1942);

(ii) A charge to cover handling and delivery expense computed in accordance with the seller's method in effect on March 31, 1942;

(iii) A charge to cover freight expense based on current freight rates and com-



puted in accordance with the seller's method in effect on March 31, 1942.

(iv) A charge to cover Federal excise tax on the vehicle, but not the Federal excise tax on tires and tubes, and state or local taxes on the vehicle being sold, computed in accordance with the seller's method in effect on March 31, 1942.

(b) A reseller of the Harley-Davidson motorcycle, may sell, delivered at place of business, each Harley-Davidson motorcycle described in subparagraph (1) below at a price not to exceed the applicable list price in that subparagraph, plus applicable allowances in subparagraph (2) below, less the discounts the reseller had in effect on March 31, 1942;

(1) List price.

List price, f. o. b. factory (including Federal excise tax on tires and tubes)

Motorcycles:	
Models E, EL & ES 61"	\$463.67
Models U, UL & US 74"	427.25
Models WL & WS 45"	395.97
Model G (servi-car)	580.33
Model GA (servi-car)	568.43

(2) Charges. (i) A charge for extra, special and optional equipment which shall not exceed the allowance the reseller had in effect on March 31, 1942 for such equipment (except that for Models LE and LLE side cars, and Models MC and LMC side car chassis, the charge shall not exceed the list or established price of \$139.23 for each of the side cars, and \$85.73 for each of the chassis, less the applicable discounts in effect on March 31, 1942);

(ii) A charge for transportation which shall not exceed the charge the Harley-Davidson Motorcycle Company would make for the transportation of the motorcycle to the place of business of the reseller.

(iii) A charge to include Federal, state and local taxes (except for the Federal excise tax on tires and tubes) on his purchase and sale, or delivery of the applicable motorcycle, computed in accordance with the reseller's method in effect on March 31, 1942;

(iv) The reseller's charge in effect on March 31, 1942, for handling and delivery;

(v) The dollar amount of all other charges or allowances which the reseller had in effect on March 31, 1942.

(c) A reseller of Harley-Davidson motorcycles that cannot establish a price under paragraph (b) because it was not in business on March 31, 1942, shall determine its maximum price by adding to the list price in subparagraph (1) of paragraph (b) the following applicable charges:

(i) The original equipment retail charge that the Harley-Davidson Motorcycle Company suggested on March 31, 1942, be made by resellers for the extra, special or optional equipment attached to the motorcycles as original equipment (except that for Models LE and LLE side cars, and Models MC and LMC side car chassis, the charge shall not exceed the list or established price of \$139.23 for each of the side cars, and \$85.73 for each of the chassis, less the applicable discounts in effect on March 31, 1942);

(ii) A charge for transportation which shall not exceed the charge the Harley-

Davidson Motorcycle Company, would make for the transportation of the motorcycles, from the factory to the place of business of the reseller.

(iii) A charge equal to the charge made by the Harley-Davidson Motorcycle Company, in accordance with the method that manufacturer had in effect on March 31, 1942, to cover Federal excise taxes (except for the Federal excise tax on tires and tubes);

(iv) A charge equal to the reseller's expense for payment of state and local taxes on the purchase, sale or delivery of the motorcycle;

(v) A charge equal to the reseller's actual expense for handling and delivery of the motorcycle.

(d) A reseller of Harley-Davidson motorcycles, in any of the territories or possessions of the United States, is authorized to sell each of the motorcycles described in paragraph (b) at a price not to exceed the maximum price established in paragraph (b) or (c), whichever is applicable, to which it may add a sum equal to the expense incurred by or charged to it, for payment of territorial and insular taxes on the purchase, sale or introduction of the motorcycle; export premiums; boxing and crating for export purposes; marine and war risk insurance and landing, wharfage and terminal operations.

(e) All requests not granted herein are denied.

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

NOTE: Where the manufacturer has an established price in accordance with section 8 of Revised Maximum Price Regulation 136, which is different than a price permitted under paragraph (a) because of a substantial change in design, specifications or equipment of the motorcycle, the reseller may add to its price under paragraph (b), (c), or (d) any increase in price to it over the price it would otherwise pay under paragraph (a) plus its customary markup on such a cost increase, but in the case of a decrease in the price under paragraph (a), the reseller must reduce its price under paragraph (b), (c) or (d) by the amount of the decrease and its customary markup on such an amount.

This order shall become effective May 30, 1945.

Issued this 29th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-9260; Filed, May 29, 1945;  
11:45 a. m.]

### Regional and District Office Orders.

[Region II Order G-1 Under 3 (e)]

### UNBRANDED SINGLE AND DOUBLE BURNER ELECTRIC HOT PLATES OR STOVES IN NEW YORK REGION

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.3 (3) (2) of the General Maximum Price Regulation, It is hereby ordered:

(a) On and after the effective date of this order the maximum prices for the sale of unbranded single and double

burner electric hot plates or stoves at wholesale and at retail by sellers located in Region II shall be the prices set forth below. Lower prices than those listed may be charged.

#### AT WHOLESALE

Description	Maximum selling price (Any sale to retailer) Each
Single burner hot plate or stove with cord.....	\$0.65
Double burner hot plate or stove with cord.....	1.25

The above prices are inclusive of Federal Excise Tax and are f. o. b. New York City.

#### AT RETAIL

Description	Maximum selling price (Any sale at retail) Each
Single burner hot plate or stove with cord.....	\$0.95
Double burner hot plate or stove with cord.....	1.75

The above prices are inclusive of Federal Excise Tax.

(b) Definitions. (1) "Sale at wholesale" means the sale by a person who buys the above described unbranded single and double burner electric hot plates or stoves and resells same to any person other than the ultimate consumer. However, it shall include any sale by such person to an industrial or commercial user.

(2) "Sale at retail" means a sale by a person to an ultimate consumer other than an industrial or commercial user of the above described unbranded single and double burner electric hot plates or stoves.

(3) "Region II" means that territory lying within the geographical boundaries of the following states: New York, New Jersey, Maryland, Pennsylvania, Delaware and the District of Columbia.

(4) "Unbranded" means any electric hot plate or stove that does not have any permanent identifying characteristic as to the manufacturer thereof, or for whom it was manufactured, affixed thereto by such manufacturer.

(c) Except as otherwise provided herein all transactions subject to this order remain subject to all the provisions of the General Maximum Price Regulation, together with all the amendments which have heretofore or which may hereafter be issued.

(d) Prior to delivery of any of the articles listed above each wholesaler shall notify the purchaser of the maximum price and conditions set forth in this order, and in addition the wholesaler is required to attach a tag or label which plainly states the retail ceiling price. This tag or label shall not be removed prior to delivery of the article to the consumer.

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

(f) This order shall become effective immediately.

Issued this 23d day of May 1945.

DANIEL P. WOOLLEY,  
Regional Administrator.

[F. R. Doc. 45-9069; Filed, May 28, 1945;  
9:21 a. m.]



[Region II Order G-1 Under MPR 422, Revocation]

**POULTRY SOLD BY GROUP 3 AND GROUP 4 STORES IN NEW YORK REGION**

For the reasons set forth in an accompanying opinion and under the authority vested in the Regional Administrator for Region II by section 29a of Maximum Price Regulation No. 422, this order hereby is issued.

**Revocation.** Order No. G-1 under section 29a of Maximum Price Regulation 422 hereby is revoked.

**Effective date.** This order of revocation shall become effective May 24, 1945.

Issued May 19, 1945.

DANIEL P. WOOLLEY,  
Regional Administrator.

[F. R. Doc. 45-9068; Filed, May 28, 1945; 9:21 a. m.]

[Region II Order G-1 Under MPR 423, Revocation]

**POULTRY SOLD IN GROUP 1 AND GROUP 2 STORES IN NEW YORK REGION**

For the reasons set forth in an accompanying opinion and under the authority vested in the Regional Administrator for Region II by section 19a of Maximum Price Regulation No. 423, this order hereby is issued.

**Revocation.** Order No. G-1 under section 19a of Maximum Price Regulation 423 hereby is revoked.

**Effective date.** This order of revocation shall become effective May 24, 1945.

Issued May 19, 1945.

DANIEL P. WOOLLEY,  
Regional Administrator.

[F. R. Doc. 45-9067; Filed, May 28, 1945; 9:21 a. m.]

[Region II Rev. Order G-3 Under 2d Rev. MPR 269]

**ALLOWANCES FOR TRANSPORTING LIVE CHICKENS TO PROCESSORS IN REGION II**

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the authority vested in the Regional Administrator of the Office of Price Administration for Region II by Second Revised Maximum Price Regulation No. 269, this revised order is hereby issued.

**SECTION 1. What this order does.** This order provides temporary allowances of 2¢ per pound for transportation of five miles or more and less than one hundred miles to processors, and 3¢ per pound for transportation of one hundred miles or more to processors.

**SEC. 2. Where this order applies.** This order applies to the entire States of Delaware, Maryland, New Jersey, and New York, the Commonwealth of Pennsylvania, and the District of Columbia.

No. 107—9

**SEC. 3. Permitted increases to maximum base prices of poultry subject to War Food Order No. 119.** (a) From December 11, 1944 until the restrictions contained in War Food Order No. 119 expire, any "authorized poultry buyer" or "local poultry buyer" who transports live chickens grown or located in the "poultry area" and subject to War Food Order No. 119 for a distance of five miles or more to the processing plant of an "authorized processor", may sell and deliver them to the "authorized processor" at the maximum base price established by Revised Order No. G-1 under Second Revised Maximum Price Regulation No. 269 issued by the Regional Administrator for Region II for the point at which the processing plant is located, plus 2¢ per pound if the live chickens were transported by the seller a distance of 5 to 100 miles, or plus 3¢ per pound if the live chickens were transported a distance of 100 miles or more. The weight of the live chickens sold and delivered shall be the weight at the time of delivery at the processing plant.

(b) **Definitions.** (1) The terms "authorized poultry buyer", "local poultry buyer", "authorized processor" and "poultry area" shall have the same meaning as under War Food Order No. 119.

**SEC. 4. Effective date.** This order shall become effective at 12:01 a.m. on May 21, 1945.

(56 Stat. 23, 765, 57 Stat. 566, Pub. Law 383, 79th Cong.; E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

Issued this 19th day of May 1945.

DANIEL P. WOOLLEY,  
Regional Administrator.

[F. R. Doc. 45-9063; Filed, May 28, 1945; 9:19 a. m.]

[Region III Order G-9 Under SO 94]

**AUTOMOTIVE FUNNELS IN CLEVELAND REGION**

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to sections 11 and 13 of Supplementary Order No. 94 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) **What this order does.** This Order No. G-9 establishes maximum prices for the sale of Automotive Funnels, hereinafter described, by the Department of Commerce, Office of Surplus Property, to jobbers and wholesalers, and by the Department of Commerce, Office of Surplus Property, jobbers and wholesalers to industrial users and consumers.

(b) **Geographical applicability.** This Order No. G-9 shall apply to all sales described herein when made in this Region III, which includes the states of Ohio, Indiana (except the County of Lake), Michigan, Kentucky and West Virginia.

(c) **Maximum prices.** Maximum prices for the sale of the automotive funnels described herein shall be as follows:

Article and description	Commerce's maximum price to jobbers and wholesalers	Commerce's, jobbers' and wholesalers' price to industrial users and consumers
Automotive funnels—galvanized iron, 12½" in diameter at the top, with a 2" copper screen in the bottom; capacity, 8 quarts; condition, new.	Each \$1.20	Each \$1.80

(d) **Notification of maximum prices.** The Office of Surplus Property of the Department of Commerce, on all sales of the automotive funnels described in paragraph (c) to a jobber or a wholesaler, shall furnish such jobber or wholesaler with an invoice of sale setting forth the jobber's or wholesaler's maximum reselling price to industrial users and consumers.

(e) **Records.** All jobbers or wholesalers making resales of the commodity subject to this order shall keep for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, shall remain in effect, their customary records of all transactions.

(f) **Definitions.** A "jobber" or "wholesaler" means any person, other than a manufacturer, the major portion of whose sales is to retailers and industrial and institutional users.

(g) **Revocation and amendment.** This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective May 18, 1945.

Issued: May 18, 1945.

BIRKETT L. WILLIAMS,  
Regional Administrator.

[F. R. Doc. 45-9058; Filed, May 28, 1945; 9:16 a. m.]

[Region III Order G-9 Under RMPR 122, Amdt. 9]

**SOLID FUELS IN MARION COUNTY, IND., AREA**

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122, it is hereby ordered, That Schedule I, Part I, of paragraph (c) of Order No. G-9 under Revised Maximum Price Regulation No. 122 be amended to read as follows:

**SCHEDULE I**

I. High Volatile Bituminous Coals from Producing District No. 8 (eastern Kentucky, southwestern West Virginia, western Virginia, and northeastern Tennessee) excluding Mine Index Nos. 124, 127, 285, 459, 638, 338 and 96\*.



This amendment to Order G-9 under Revised Maximum Price Regulation No. 122 shall become effective May 14, 1945.

Issued: May 14, 1945.

BIRKETT L. WILLIAMS,  
Regional Administrator.

[F. R. Doc. 45-9062; Filed, May 28, 1945;  
9:17 a. m.]

[Region III Order G-36 Under MPR 329,  
Amdt. 2]

#### FLUID MILK IN MICHIGAN

For the reasons set forth in an opinion accompanying this order and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration, by § 1351.408 (b) of Maximum Price Regulation No. 329, *It is hereby ordered:*

Section (e) of Order No. G-36 as amended under Maximum Price Regulation No. 329 (Purchases of milk from producers for resale as fluid milk; adjustment of maximum prices milk distributors may pay producers in the State of Michigan) be and the same is hereby amended to read as follows:

(e) (1) Any milk distributor in the Counties of Genesee, Monroe, Kalamazoo and St. Clair in the State of Michigan may pay to producers for "milk" an amount not to exceed \$3.54 per cwt., f. o. b. plant, for "milk" of 3.5% butterfat content, plus 5 cents for each one tenth of 1% variation over 3.5% and minus 5 cents for each one tenth of 1% variation under 3.5%; *Provided, however,* That such milk distributors shall be subject to the express restrictions of § 1351.402 (b), (c), (d), (e), and (f) of Maximum Price Regulation No. 329, except as is permitted in Order No. G-33 under Maximum Price Regulation No. 329.

(e) (2) Any milk distributor in the County of Washtenaw in the State of Michigan may pay to producers for "milk" an amount not to exceed \$3.54 per cwt., f. o. b. plant for milk of 3.5% butterfat content, plus 5.5 cents for each one tenth of 1% variation over 3.5% and minus 5.5 cents for each one tenth of 1% variation under 3.5%; *Provided, however,* That such milk distributors shall be subject to the express restrictions of § 1351.402 (b), (c), (d), (e), and (f) of Maximum Price Regulation No. 329, except as is permitted in Order No. G-33 under Maximum Price Regulation No. 329.

This amendment shall become effective May 14, 1945.

Issued: May 14, 1945.

Dated: May 8, 1945.

BIRKETT L. WILLIAMS,  
Regional Administrator.

Approved: FRANK E. BLOOD,

*In charge Midwest Field Office,  
Dairy & Poultry Branch, War Food  
Administration.*

[F. R. Doc. 45-9060; Filed, May 28, 1945;  
9:17 a. m.]

[Region III Order G-41 Under MPR 329,  
Amdt. 1]

#### FLUID MILK IN KENTUCKY

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in Region III of the Office of Price Administration by § 1351.408 (b) of Maximum Price Regulation No. 329, *It is hereby ordered,* That Order No. G-41 under § 1351.408 (b) of Maximum Price Regulation No. 329 (purchases of milk for resale as fluid milk in the State of Kentucky) be, and the same hereby is, amended in the following respects:

(a) Section (a) is hereby amended by deleting from the list of counties set forth therein, Washington County in the State of Kentucky.

(b) Section (b) is amended in the following respects:

(1) By adding to the list of counties set forth therein, the County of Washington in the State of Kentucky.

(2) By deleting from the list of counties set forth therein, the County of Fayette in the State of Kentucky.

(c) Section (c) is amended by adding to the list of counties set forth therein the County of Fayette in the State of Kentucky.

This amendment shall become effective May 4, 1945.

Issued: May 4, 1945.

BIRKETT L. WILLIAMS,  
Regional Administrator.

Action approved by:

LOUIS T. WELLS,  
*In charge Dairy and Poultry  
Field Office, Atlanta, Ga.,  
War Food Administration.*

[F. R. Doc. 45-9059; Filed, May 28, 1945;  
9:16 a. m.]

[Region III Order G-49 Under RMPR 122,  
Amdt. 4]

#### SOLID FUELS IN CLEVELAND, OHIO, AREA

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122, *It is hereby ordered,* That Part III of paragraph (c) (1) of Order No. G-49 under Revised Maximum Price Regulation No. 122 be amended to read as follows:

III. High Volatile Bituminous Coals from Producing District No. 3 (northwestern West Virginia, excluding Panhandle)\* excluding Mine Index No. 65.

This Amendment 4 to Order No. G-49 under Revised Maximum Price Regulation No. 122 shall become effective May 10, 1945.

Issued: May 10, 1945.

BIRKETT L. WILLIAMS,  
Regional Administrator.

[F. R. Doc. 45-9061; Filed, May 28, 1945;  
9:17 a. m.]

[Region IV Order G-1 Under 3 (e)]

#### FIREWOOD IN ATLANTA REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator, Region IV, Office of Price Administration, by §§ 1499.3 (e) (3) and 1499.18 (c) of the General Maximum Price Regulation, and by Revised General Order No. 32, it is hereby ordered:

(a) *What this order does.* This basic order puts into one document the provisions common to all orders establishing flat (dollars-and-cents) maximum prices for firewood issued by the Atlanta Regional Office, Region IV, Office of Price Administration pursuant to the authority contained in § 1499.3 (e) (3) of the General Maximum Price Regulation. When such orders include price adjustments, they are also issued pursuant to § 1499.18 (c) of said General Maximum Price Regulation. The orders issued pursuant to and under the authority of the provisions of this basic order are referred to herein as "adopting orders", and when issued will expressly adopt the provisions of this basic order. These provisions will become effective only when they are so adopted and will be applicable only to the areas specified in such adopting orders.

(b) *What this order prohibits.* Regardless of any contract, agreement, or other obligation, no person shall:

(1) Sell or, in the course of trade or business, buy firewood at prices higher than the maximum prices set by an applicable adopting order, but less than maximum prices may, at any time, be charged, paid, or offered; or

(2) Obtain a higher than maximum price by:

(i) Charging for a service which is not expressly requested by the buyer or which is not specifically authorized by the applicable adopting order;

(ii) Using any tying agreement by making any requirement that anything other than the firewood requested by the buyer be purchased by him; or

(iii) Using any other device by which a higher than maximum price is obtained, directly or indirectly.

(c) *Power to amend or revoke.* This order, or any provision thereof, may be revoked, amended, or corrected at any time by the Administrator, or by the Regional Administrator of Region IV.

(d) *Petitions for amendment.* Any person seeking an amendment of this order or of any adopting order issued hereunder or pursuant hereto, may file a petition for amendment with the Administrator in accordance with the provisions of Revised Procedural Regulation No. 1, or in the alternative, may file such petition with the Regional Administrator, Region IV, Office of Price Administration, Candler Building, Atlanta 3, Georgia. If such petition is filed with the Regional Administrator, action thereon shall be taken by him. When such a petition is filed with the Regional Administrator, all requirements of Revised Procedural Regulation No. 1 relative to the filing of such petitions are applicable, except the place of filing specified therein.



(e) *Applicability of other regulations—*

(1) *Licensing and registration.* The provisions of Licensing Order No. 1, licensing all persons, with certain exceptions, who make sales under price control, are applicable, with the exceptions contained therein, to all sellers subject to this order. A seller's license may be suspended for violations of the license or of one or more applicable price schedules, regulations or orders. A seller whose license is suspended may not, during the period of suspension make any sale for which his license has been suspended.

(2) *Effect of this order on the General Maximum Price Regulation.* To the extent applicable, the provisions of this order and of applicable adopting orders supersede the provisions of the General Maximum Price Regulation.

(f) *Records and reports; sales slips and receipts.* Every person making sales of firewood for which maximum prices are established by an applicable adopting order shall (either at the time of, or within 30 days after the date of, making a sale or delivery thereof) give to his purchaser an invoice, sales slip, receipt, or other memorandum of sale and shall keep and make available for inspection by any representative of the Office of Price Administration, an exact copy thereof for a period of two years, or for so long as the Emergency Price Control Act of 1942, as amended, shall permit, whichever period is shorter, showing the following information:

- (1) The date of sale.
- (2) The name and address of the buyer and seller.
- (3) The quantity of firewood sold.
- (4) Description of the firewood sold, in the same manner as it is described in the applicable Adopting Order. (This shall include the kind of wood, i. e., hard, soft, or mixed, etc., and length of pieces of wood.)
- (5) The place of sale. (If the price is dependent on place of delivery, then the place of delivery shall be stated.)
- (6) The total price of the wood.
- (7) In addition, and except as otherwise specifically provided herein or in the applicable Adopting Order, every such seller shall separately state on each such memorandum of sale, the required discounts, if any, which must be deducted from, and the authorized service charges and taxes which are added to, the established maximum prices and the amount of each such deduction and addition.

(g) *Availability of copies of this order.* Every dealer subject to an applicable adopting order shall keep a copy of this order, of all applicable adopting orders, and of all amendments thereto available for examination by any person inquiring as to his prices for firewood.

(h) *Enforcement.* (1) Persons violating any provisions of this order or of an applicable adopting order are subject to the civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

(2) Persons who have any evidence of any violation of this order or of an applicable adopting order are urged to communicate with the District Office of the Office of Price Administration having jurisdiction of the area in which the dealer's place of business is located.

(i) *Definitions and explanations.* When used in this order or in any adopting order issued pursuant hereto, the term:

(1) "Person" includes an individual, corporation, partnership, association or any other organized group of persons or legal successor or representative of any of the foregoing, and includes the United States, any other government, or any agency or subdivision of any of the foregoing.

(2) "Sell" includes sell, supply, dispose, barter, exchange, lease, transfer, and deliver, and contracts and offers to do any of the foregoing. The terms "sale", "selling", "sold", "seller", "buy", "buyer", "purchaser", and "purchase" shall be construed accordingly.

(3) "Firewood" means all hard, soft, and mixed hard and soft wood, other than kindling, prepared and intended for consumption as fuel. It may be of any length and size, and may be sawed, chopped, or split.

(4) A "cord" shall contain at least 128 cubic feet of firewood. It is usually measured by stacking in even solid piles 4 feet wide, 4 feet high, and 8 feet long. Sales by rick, strand, or load (or any other terminology) shall be priced proportionately in the ratio of its volume to the volume of a cord. For example, a "load" containing 64 cubic feet is one-half cord and its maximum price shall be the maximum price of a half-cord.

(5) "Direct delivery" means discharging the firewood directly from the seller's delivery vehicle into the buyer's bin or storage space or, if this is physically impossible, at a point where this can be done and at the point nearest and most accessible to the buyer's bin or storage space.

(6) "Yard sales" means deliveries made by a seller in his customary manner at his yard, or at any place other than from his delivery vehicle.

(7) Except as otherwise provided, or except as the context may otherwise require, the definitions set forth in § 1499.20 of the General Maximum Price Regulation shall apply to the terms used herein and in any adopting order.

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

This order shall become effective May 15, 1945.

Issued May 10, 1945.

THOMAS L. HISGEN,  
Acting Regional Administrator.

[F. R. Doc. 45-9072; Filed, May 28, 1945;  
9:23 a. m.]

## VEGETABLE PACKING SERVICES IN FLORIDA

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator, Region IV, Office of Price Administration, by § 1499.676 (b) (1) of Revised Supplementary Service Regulation No. 43 to Revised Max-

imum Price Regulation No. 165, It is hereby ordered:

(a) The maximum prices established by Revised Maximum Price Regulation No. 165—Services, as adjusted by Order No. G-3 under § 1499.114 (d) of Maximum Price Regulation No. 165 as issued by the Atlanta Regional Office of the Office of Price Administration, are modified as hereinafter provided.

(b) On and after the effective date of this order:

(1) Any person whose place of business is located in the State of Florida may sell, or offer to sell, vegetable packing services at the higher of the applicable prices specified herein:

(i) *Packers of certain named vegetables in specified containers when these containers are furnished by the packer—*

(a) *Maximum flat prices.*

Commodity	Container	Maximum charge
		Cents
Tomatoes.....	Lug.....	72
Celery.....	Crate.....	62
Beans.....	Hamper.....	40
Potatoes.....	Crate.....	56
Potatoes.....	100-pound sack.....	35
Cucumbers.....	Bushel tub.....	56
Peppers.....	Bushel tub.....	56

(b) *Alternative pricing method.* Each packer may, in the alternative, use as his maximum price for packing any of the vegetables named in inferior subdivision (b) (1) (i) (a), immediately preceding, the sum of the following: His established maximum price for such service under Revised Maximum Price Regulation No. 165 before addition of the increases thereto permitted by said Order No. G-3 issued by this office, plus his actual lawful per unit cost increases in direct labor and direct materials between the 1941-42 packing season and the 1943-44 packing season, *Provided*, That the maximum increase permitted hereby shall not, in any event, exceed 35% of his said unadjusted maximum price established by Revised Maximum Price Regulation No. 165.

(ii) *Packers of certain named vegetables in specified containers when the containers are not furnished by the packer—*(a) *Maximum flat prices.*

Commodity	Container	Maximum price
		Cents
Tomatoes.....	Lug.....	43
Celery.....	Crate.....	31
Beans.....	Hamper.....	17
Potatoes.....	Crate.....	21
Potatoes.....	100-pound sack.....	21
Cucumbers.....	Bushel tub.....	30
Peppers.....	Bushel tub.....	30
Celery.....	Crate.....	110

<sup>1</sup> Precooling only.

(b) *Alternative pricing method.* Each packer may, in the alternative, use as his maximum price for packing any of the vegetables named in inferior subdivision (b) (1) (ii) (a), immediately preceding, the sum of the following: His established maximum price for such service under Revised Maximum Price Regulation No. 165 before addition of the increases thereto permitted by said Order No. G-3 issued by this office, plus his actual law-



ful per unit cost increases in direct labor and direct materials between the 1941-42 packing season and the 1943-44 packing season, *Provided*, That the maximum increases permitted hereby shall not in any event exceed 50% of his said unadjusted maximum price established by said Revised Maximum Price Regulation No. 165.

(iii) *Packers of other vegetables and packers using other containers, when the containers are furnished by the packer.* A packer of vegetables not named in inferior subdivision (b) (1) (i) (a), herein, or a packer of the named vegetables in containers not named therein (when the containers are furnished by the packer) may use as his maximum price for any particular service the sum of the following: His established maximum price for such service under Revised Maximum Price Regulation No. 165 before addition of the increases thereto permitted by said Order No. G-3 issued by this office, plus his actual lawful per unit cost increases for direct labor and direct materials between the 1941-42 packing season and the 1943-44 packing season, *Provided*, That the maximum increase permitted hereby shall not, in any event, exceed 40% of his unadjusted maximum price established by said Revised Maximum Price Regulation No. 165.

(iv) *Packers of other vegetables and packers using other containers, when the containers are not furnished by the packer.* A packer of vegetables not named in inferior subdivision (a) (1) (i) (a), herein, or a packer of the named vegetables in containers not named therein (when such containers are not furnished by the packer) may use as his maximum price for any particular service the sum of the following: His established maximum price for such service under Revised Maximum Price Regulation No. 165 before addition of the increases thereto permitted by said Order No. G-3 issued by this office, plus his actual lawful per unit cost increases for direct labor and direct materials between the 1941-42 packing season and the 1943-44 packing season; *Provided*, That the maximum increase permitted hereby shall not, in any event, exceed 50% of his unadjusted maximum price as established by said Revised Maximum Price Regulation No. 165.

(2) *Packers' maximum prices for packing in new container sizes or types when these containers are furnished by the packer.* To figure his maximum price for vegetable packing services relative to a vegetable being packed in a "new type" or "size" container, the packer shall:

(i) *Determine the base container.* He shall first determine the most similar container type in which he packed the same vegetable in March, 1942. From that container type he shall choose the nearest size in which he packed the same vegetable in March, 1942.

(ii) *Find the base price.* The packer shall determine his base price for packing the same vegetable in the base container under the provisions of this order.

(iii) *Deduct the container cost.* From his base price, the packer shall then subtract the direct cost of the base container to determine his "adjusted base price".

"Direct cost of the container" means the net cost, at the packer's packing house, of the container, cap, and label, but it does not include the costs of filling, closing, labeling, or packing.

(iv) *Adjust for any difference in contents.* The volume (or other unit of size or contents) of the new container shall then be divided by the volume (or other unit of size or contents) of the base container and the resulting figure shall be multiplied by the "adjusted base price". The figure thus obtained is the "adjusted new price".

(v) *Add new container cost to get new maximum price.* The packer shall then add to the "adjusted new price" the "direct cost of the container" of the new type and size. The resulting figure shall be adjusted to the nearest even cent and is the packer's maximum price for vegetable packing services relative to the particular vegetable in the new container size and type.

(vi) *Records.* Any packer computing maximum prices under this subparagraph (b) (2) shall keep records showing how each such maximum price was computed.

(3) *Packers' maximum prices for packing in new container sizes or types, when these containers are not furnished by the packer.* (i) When a packer rendering "vegetable packing services" does not furnish the containers, his maximum price for packing the same vegetable in a new container type which is the same size or holds the same contents as the old container type, is the price applicable to his use of the old container, as established by this order.

(ii) When a packer in rendering "vegetable packing services" does not furnish the containers, his maximum price for packing the same vegetable in a new container size (whether or not the new container is the same type) is determined as follows:

(a) *Determine the base container.* He shall first determine the nearest size in which he packed the same vegetable in March, 1942 in the most nearly similar type of container.

(b) *Find the base price.* The packer shall determine the base price for packing the same vegetable in the base container under the provisions of this order.

(c) *Adjust for difference in contents.* The volume (or other unit of size or contents) of the new container shall then be divided by the volume (or other unit of size or contents) of the base container and the resulting figure shall be multiplied by the base price. The figure thus obtained shall be adjusted to the nearest even cent and is the packer's maximum price for vegetable packing services relative to the particular vegetable in the new container size.

(d) Any person computing prices under this subdivision (b) (3) (ii) shall keep records showing how each such maximum price was computed.

(4) *Packers who entered business after March, 1942 and before September 1, 1945.* Notwithstanding any other provisions of this order, any seller of vegetable packing services covered hereby who did not supply, or offer to supply such services in March, 1942 and who began

to supply or offer to supply such services before September 1, 1944, shall take as his own maximum prices for such services the maximum price established under this order for his "closest competitor" (as that term is defined in Revised Maximum Price Regulation No. 165).

(5) *Other pricing provisions.* Any seller who cannot determine his prices under the preceding subparagraphs (b) (1), (b) (2), (b) (3), and (b) (4) because:

(i) During March, 1942 he furnished containers when rendering vegetable packing services, and he now desired to discontinue the furnishing of such containers;

(ii) During March, 1942 he did not furnish containers when rendering vegetable packing services, and he now desires to furnish such containers; or

(iii) Of any other reason, such as that he began operations on or after September 1, 1944;

shall apply to the Atlanta Regional Office for determination of a maximum price under the provisions of Section 5 of Revised Maximum Price Regulation No. 165.

(c) Less than maximum prices may be charged or offered.

(d) *Definitions.*—(1) *Vegetable packing services.* Vegetable packing services include all services performed by a seller in March, 1942 in packing a particular vegetable, and beginning with unloading the carrier in which the vegetables are brought to the packing house from the field in field crates, and ending with the loading of containers in carriers ready for shipment. These services do not include picking in the field, hauling from the field to the packing house, or repair of field crates. The term includes (but is not limited to) grading, washing, drying, packing in containers, labeling, nailing, and crate making.

(2) *Direct labor costs.* Direct labor costs include all costs incurred for labor handling fruit and containers, such as labor engaged in receiving, packing, dumping, making boxes, working on the floor, grading, stacking, nailing, closing boxes, stamping, tallying, and loading. Direct labor costs do not include expenses incurred in administration, supervision, or general plant maintenance.

(3) *Direct material costs.* Direct material costs include the costs of items which form a part of the finished product, such as boxes, bags, baskets, nails, coloring, or labels, including incoming freight or express on these items, but in no case shall such costs be included if the materials are not purchased from a customary source of supply or if they are purchased at prices in excess of the suppliers' applicable maximum price.

(4) *1941-42 Packing season.* 1941-42 packing season refers to the period beginning September 1, 1941 and ending June 30, 1942.

(5) *1943-44 Packing season.* 1943-44 packing season refers to the period beginning September 1, 1943 and ending July 30, 1944.

(6) *Unit cost.* Unit cost of direct labor (or material) is obtained for each container and for each vegetable by di-



viding expenses for direct labor (or direct material) for an entire season by the total number of such containers in which the corresponding vegetable was packing during the season.

(7) *Tomato packing services.* Tomato packing services include "waxing". A seller who chooses to adopt the maximum prices set forth in inferior subdivisions (a) (1) (i) (a) or (a) (1) (ii) (a), herein, shall deduct 3¢ per lug from those prices if he does not furnish this service.

(8) *New container types and sizes.* New container types and sizes means types and sizes which a packer did not use in rendering vegetable packing services in March, 1942.

(9) Except as otherwise provided herein, and unless the context otherwise requires, the definitions set forth in Revised Maximum Price Regulation No. 165 shall be applicable to the terms used herein.

(e) *Geographical applicability.* This order is applicable to all sellers of vegetable packing services whose places of business are located in the State of Florida.

(f) Each seller subject to the provisions of this order shall keep on file in his place of business a copy of this order open for inspection by any member of the public or by any representative of the Office of Price Administration at any time during usual business hours.

(g) Except as otherwise provided herein, all transactions subject to this order shall remain subject to all provisions of Revised Maximum Price Regulation No. 165, together with all amendments, orders, and supplementary regulations which heretofore have been, or hereafter may be, issued.

(h) Order No. G-3 under § 1499.114 (d) of Maximum Price Regulation No. 165 heretofore issued by this office is hereby revoked.

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

This order shall become effective as of September 1, 1944, and shall expire 90 days after the date of issuance.

(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: April 11, 1945.

THOMAS L. HIGSEN,  
Acting Regional Administrator.

[F. R. Doc. 45-9057; Filed, May 28, 1945;  
9:16 a. m.]

[Region IV Order G-2 Under 3 (e)]

FIREWOOD IN AMHERST, BEDFORD & CAMPBELL COUNTIES, VA.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator, Region IV, Office of Price Administration, by § 1499.3 (e) (3) of the General Maximum Price Regulation and by Revised General Order No. 32; It is hereby ordered:

(a) *What this order does.* This adopting order establishes dollars-and-cents ceiling prices for certain specified fire-

wood when sold and delivered in the area set out herein. This firewood is described and the maximum prices therefor are set forth in paragraph (d) hereof.

(b) *Area covered.* This order covers all sales of specified firewood when sold and delivered within the Counties of Amherst, Bedford, and Campbell, in the State of Virginia, except that part thereof lying within the corporate limits of the independent City of Lynchburg, and within a radius of two miles thereof, measured by the most direct highway route.

(c) *Applicability of basic order No. G-1.* All the provisions of Order No. G-1 under § 1499.3 (e) (3) of the General Maximum Price Regulation—Basic Order for Area Pricing of Firewood in Region IV—issued by the Atlanta Regional Office, Region IV, Office of Price Administration are adopted in this order and are just as much a part of this order as if printed herein. If said Order No. G-1 is amended in any respect, all provisions of such order, as amended, shall likewise, without other action, be a part of this order. All persons subject to this adopting order are also subject to and should read and be familiar with the provisions of said Order No. G-1.

(d) *Maximum prices.* Maximum prices established by this order are as follows for sales on a "Direct delivery" basis:

Description:	Per cord, 128 cu. ft.
Firewood (also known as cordwood): 4 ft. lengths.....	\$8 00
Firewood: 16" through 30", inclusive, in length.....	9 00
Firewood: Less than 16" in length.....	10 00

(e) *Maximum authorized service charges and required deductions—(1) Yard sales.* When the buyer picks up firewood at the dealer's yard or other place of business, the dealer must reduce the "Direct delivery" price at least \$2.00 per cord.

(2) *Less than cord sales.* The maximum price for sales of one-half cord lots of firewood shall be determined by dividing the applicable per cord price by 2 and adding \$1.00 to the resulting figure. The maximum price for sales of one-quarter cord lots of firewood shall be determined by dividing the applicable per cord price by 4 and adding 50¢ to the resulting figure. The maximum price for sales of other less-than-one-cord lots of firewood shall be determined by adding \$2.00 to the applicable per cord price and dividing the sum by the appropriate figure expressing the relationship of the volume of wood sold to a cord.

Effective date: This order shall become effective May 23, 1945.

Issued: May 18, 1945.

THOMAS L. HIGSEN,  
Acting Regional Administrator.

[F. R. Doc. 45-9071; Filed, May 28, 1945;  
9:22 a. m.]

[Region VII Order G-8 Under MPR 188]

NUNE'S WHISK WORKS

AUTHORIZATION OF MAXIMUM PRICES

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabi-

lization Act of 1942, as amended, and §§ 1499.158 and 1499.158a of Maximum Price Regulation No. 188, and for the reasons set forth in the accompanying opinion, this Order No. G-8 is issued.

(a) *What this order does.* This order No. G-8 establishes authorized maximum prices for three categories of whisk brooms manufactured by E. H. Nunenkamp, doing business as Nune's Whisk Works, Englewood, Colorado, at the following levels:

(1) When sold by the manufacturer to distributors;

(2) When sold by the manufacturer or distributors to jobbers or wholesalers;

(3) When sold by any seller to a retailer;

(4) When sold by any seller to an ultimate consumer.

(b) *Geographical applicability.* This Order No. G-8 applies only to sales made within Region VII, which includes the States of New Mexico, Colorado, Wyoming, Montana, and Utah, and all that part of the State of Idaho lying south of the southern boundary of Idaho County, the County of Malheur in the State of Oregon, and all that part of the Counties of Mohave and Coconino in the State of Arizona lying north of the Colorado River.

(c) *Authorized maximum prices.* Upon and after the effective date of this Order No. G-8, the maximum prices for the whisk brooms in question, when made by the manufacturer in accordance with the specifications set forth in the application of said manufacturer now on file in this Regional Office as a part of the record in this case, shall be as follows:

Model	Manufacturer to distributor	Manufacturer or distributor to jobbers or wholesalers	Any seller to a retailer	Any seller to ultimate consumer
	Per gross	Per gross	Per gross	Per whisk broom (cents)
No. 6½.....	\$38.72	\$42.75	\$48.40	50
No. 7½.....	39.84	43.70	49.80	55
No. 58.....	41.66	46.33	52.45	60

NOTE: Except on sales to ultimate consumers, the above prices are subject to a 2 percent cash discount for payment within 10 days from date of invoice. On orders of 2 gross or more, the seller shall allow cost of transportation.

(d) *Notice to be given purchasers for resale.* When the manufacturer or any reseller makes a first sale under this Order No. G-8 to a person who purchases for resale, he must show on his invoice or on a separate slip or rider attached thereto and signed by him, the applicable provisions of the following:

By virtue of Order No. G-8 under Maximum Price Regulation No. 188, the OPA authorized maximum prices for these whisk brooms are:

(1) When sold by the manufacturer to distributors:

	Per gross
Model No. 6½.....	\$38.72
Model No. 7½.....	39.84
Model No. 58.....	41.96



(2) When sold by the manufacturer or distributors to jobbers or wholesalers:

	Per gross
Model No. 6½	\$42.75
Model No. 7½	43.70
Model No. 58	46.33

(3) When sold by any seller to a retailer:

	Per gross
Model No. 6½	\$48.40
Model No. 7½	49.80
Model No. 58	52.45

(4) When sold by any seller to an ultimate consumer:

	Cents per whisk broom
Model No. 6½	50
Model No. 7½	55
Model No. 58	60

(e) *Applicability of other regulations.* Except insofar as the same are inconsistent with or contradictory of any one or more of the terms and provisions of this Order No. G-8, all of the terms and provisions of Maximum Price Regulation No. 188 remain in full force and effect as to the manufacturer and all resellers of the commodity in question, and must be complied with.

(f) *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(g) *Right to revoke or amend.* This order may be revoked, modified, or amended at any time by the Price Administrator or the Regional Administrator.

(h) *Effective date.* This Order No. G-8 shall become effective on the 15th day of May 1945.

Issued this 15th day of May 1945.

RICHARD Y. BATTERTON,  
Regional Administrator.

[F. R. Doc. 45-9073; Filed, May 28, 1945;  
9:23 a. m.]

[Region VII Order G-9 Under MPR 158]

#### KRAMER'S METAL CRAFT

#### AUTHORIZATION OF MAXIMUM PRICES

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and §§ 1499.158 and 1499.158a of Maximum Price Regulation No. 188, and for the reasons set forth in the accompanying opinion, this Order No. G-9 is issued.

(a) *What this order does.* This Order No. G-9 establishes authorized maximum prices for four metal articles manufactured by Ralph Kramer, doing business as Kramer's Metal Craft, Denver, Colorado, at the following levels:

- (1) When sold by the manufacturer to wholesalers or jobbers;
- (2) When sold by the manufacturer, a wholesaler, or a jobber to a retailer;
- (3) When sold by the manufacturer or any reseller to an ultimate consumer.

(b) *Geographical applicability.* This order No. G-9 applies only to sales made within Region VII, which includes the States of New Mexico, Colorado, Wyoming, Montana, and Utah, and all that part of the State of Idaho lying south of the southern boundary of Idaho County, the County of Malheur in the State of Oregon, and all that part of the Counties of Mohave and Coconino in the State of Arizona lying north of the Colorado River.

(c) *Authorized maximum prices.* Upon and after the effective date of this Order No. G-9, the maximum prices for the metal articles hereinafter specified and designated by the manufacturer's model number, when made in accordance with the specifications set forth in the application of said manufacturer now on file in this Regional Office as a part of the record in this case, shall be, for sales made at the specified levels, as follows:

Description	Model No.	Manufacturer to wholesaler or jobber	Manufacturer or any reseller to retailer	Any seller to ultimate consumer
Baby basket	5852a-b	Per dozen \$15.00	Per dozen \$18.75	Each \$2.69
Dish drainer	5849	8.50	10.50	1.49
Refrigerator basket	5851	5.60	7.00	1.00
Egg basket	5850	2.80	3.50	.50

NOTE: Except on sales to ultimate consumers, the above prices are subject to a 2% cash discount for payment within 10 days from date of invoice. The above prices are f. o. b. the seller's place of business.

(d) *Notice to be given purchasers for resale.* When the manufacturer or any reseller makes a first sale under this Order No. G-9 to a person who purchases for resale, he must show on his invoice or on a separate slip or rider attached thereto and signed by him, the applicable provision of the following:

By virtue of Order No. G-9 under Maximum Price Regulation No. 188, the OPA authorized maximum prices for the article or articles covered by this invoice are:

(1) When sold by the manufacturer to wholesalers or jobbers:

	Per dozen
Baby basket, model No. 5852a-b	\$15.00
Dish drainer, model No. 5849	8.50
Refrigerator basket, model No. 5851	5.60
Egg basket, model No. 5850	2.80

(2) When sold by the manufacturer, a wholesaler, or a jobber to a retailer:

	Per dozen
Baby basket, model No. 5852a-b	\$18.75
Dish drainer, model No. 5849	10.50
Refrigerator basket, model No. 5851	7.00
Egg basket, model No. 5850	3.50

(3) When sold by the manufacturer or any reseller to an ultimate consumer:

	Each
Baby basket, model No. 5852a-b	\$2.69
Dish drainer, model No. 5849	1.49
Refrigerator basket, model No. 5851	1.00
Egg basket, model No. 5850	.50

(e) *Applicability of other regulations.* Except insofar as the same are inconsistent with or contradictory of any one or more of the terms and provisions of this Order No. G-9, all of the terms and provisions of Maximum Price Regulation No. 188 remain in full force and effect as to the manufacturer and all resellers of the

commodity in question, and must be complied with.

(f) *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(g) *Right to revoke or amend.* This order may be revoked, modified, or amended at any time by the Price Administrator or the Regional Administrator.

(h) *Effective date.* This Order No. G-9 shall become effective on the 15th day of May 1945.

Issued this 15th day of May 1945.

RICHARD Y. BATTERTON,  
Regional Administrator.

[F. R. Doc. 45-9070; Filed, May 28, 1945;  
9:21 a. m.]

[Region VIII Order G-5 Under RMPR 122, Amdt. 2]

#### TREATED STOKER COALS IN ELKO, NEV.

#### ADJUSTED MAXIMUM PRICES FOR SALES OF TREATED STOKER COALS BY DEALERS LOCATED AT ELKO, NEVADA

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G-5 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

1. The title is amended to read as above.
2. Paragraph (a) is amended to read as follows:

(a) The adjusted maximum prices at which dealers located at Elko, Nevada, may sell and deliver treated stoker coals produced in District 20, Utah, are as follows:

Size group and trade size	Delivered to the premises of the consumer	
	Direct from rail car	Out of stock in dealer's yard
	Per ton	Per ton
9 Stoker 1 x 3/4"	\$9.75	\$10.00
10 Slack 1 1/4 x 0"		
11 Slack 1 x 0"		

NOTE.—For sales and deliveries of untreated coal in the above sizes, the listed prices must be reduced by 15¢ per ton for Size Group 9, and 35¢ per ton for Size Groups 10 and 11. If a dealer does not describe the coal as treated on his invoice or sales slip, he may not charge more than the maximum price for untreated coal.

This amendment to order G-5 shall become effective May 1, 1945.

Issued this 22d day of May 1945.

FRANK H. SLOSS,  
Acting Regional Administrator.

[F. R. Doc. 45-9066; Filed, May 28, 1945;  
9:20 a. m.]



[Region VIII Order G-6 Under MPR 165, Amdt. 1]

**FRESH TUNA FISH IN SAN FRANCISCO REGION**

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G-6 under Maximum Price Regulation No. 165 is amended in the following respects:

Paragraph (a) is amended to read as follows:

(a) The adjusted maximum price for the "services rendered in connection with the handling of fresh tuna fish" in the States of Washington, Oregon, and California shall be as follows:

(1) \$22.50 per net ton of 2,000 pounds, plus cost of transportation (if such cost is borne by the seller) from dock or other customary receiving point at port of entry to "customary receiving point of canner".

(2) This maximum price, however, shall not apply when the "customary receiving point of canner" is a dock or other point at which boats may be unloaded at the port of entry where the services are being performed, or when the facilities for unloading, weighing, loading in cars, trucks, or other conveyances, or any other necessary facilities are provided by the buyer.

This amendment to Order No. G-6 shall become effective May 22, 1945.

Issued this 17th day of May 1945.

CHAS. R. BAIRD,  
Regional Administrator.

[F. R. Doc. 45-9099; Filed, May 28, 1945; 11:35 a. m.]

[Region VIII Order G-6 Under RMPR 251]

**INSTALLED ROOFING AND SIDING IN SAN FRANCISCO REGION**

For the reasons set forth in the accompanying opinion, and under the authority vested in the Regional Administrator of the Office of Price Administration by section 9 of Revised Maximum Price Regulation No. 251, it is hereby ordered:

(a) *Geographical applicability.* This order shall apply in the State of Oregon, except Malheur County, and in the counties of Klickitat, Cowlitz, Skamania, and Wahkiakum in the State of Washington.

(b) *Maximum prices.* The maximum prices of any seller located in the above described area, or who sells the following materials in that area on an installed basis are established as follows:

Item	Maximum price (per square of 100 sq. ft. unless otherwise noted)
(A) Installed composition roofing:	
1. 210# Thikbut, square butt, square tab, shingle.....	\$12.50
2. 168# Hexagon or giant dutchlap shingles.....	10.50
3. 130# Dutchlap, Griplock, shingles (cemented or slipped)....	10.00
4. 105# Shadowpoint, diamond-point, gothicpoint, roll composition.....	9.00
5. 90# Mineral surface, roll composition.....	6.50
6. Rigid asbestos shingles (white or colored).....	27.50

Maximum price  
(per square of  
100 sq. ft. unless  
otherwise noted)

**Item**

The above prices cover installed sales of materials applied in accordance with the manufacturer's specifications and include all completing materials such as nails, cement, mastic, ridge, hip, and valley material, and flashings around chimneys and vents. They include removal of debris resulting from the job and a guarantee that the roof will be weathertight.

Additions for extras for roofing items:

(i) Flashings (other than around chimneys and vents):	
3" galvanized flashing (per lineal foot).....	\$0.05
1" x 2" binder (per lineal foot).....	.045
(ii) Pitch: If the pitch of the roof is more than a rise measured vertically of eight inches in each twelve inches of horizontal dimension, add (per square).....	1.00
(iii) For roofs of buildings of more than one and one-half story add (per square).....	1.00
(B) Installed wood shingles:	
1. Red Cedar Shingles (No. 2 or better) applied to expose not more than 5" of 16" shingle or not more than 5½" of 18" shingle.....	12.00

Additions for extras for wood shingle items: The same additions as those allowed for siding items (paragraph C below) may be made in the case of shingles applied as siding.

(C) Installed siding:	
1. Rigid asbestos siding.....	25.00
2. Rigid asbestos siding (glazed).....	27.50
3. Insulated brick or stone.....	30.00
4. Roll brick or stone.....	16.00
5. Red cedar shakes (white or colored).....	25.00
6. Red cedar shakes (plain).....	21.00

The above prices cover installed sales of materials applied in accordance with the manufacturer's specifications and include all completing materials such as nails, cement, felt, and mastic.

Additions for extras for siding items:

(i) 7# Sheeting paper or Kraft paper.....	.25
(ii) 15# Asphalt felt underlay.....	.50
(iii) 30# Asphalt felt underlay.....	1.00
(iv) Each exterior corner head in excess of 4 in one building (for siding item 2 only) (per ft.).....	.40

(D) Additions applicable to roofing, shingles, and siding:

(i) For any job requiring less than five squares, add.....	2.00
------------------------------------------------------------	------

(ii) Any construction work, such as removal of old wooden shingles, the installation of new sheathing, metal valley, gable ends, casing and moulding, and similar operations, necessary to be performed in connection with the installed sale of the items listed above may be charged for in addition under provisions of Revised Maximum Price Regulation No. 251. Such charges must be shown separately on the invoice.

(iii) On jobs more than 5 miles from the seller's nearest place of business, or beyond the city limits, a charge of 10 cents per mile (one way) may be made. A charge of \$5.00 per day may be made for each workman when required to remain overnight out of the city to complete the job.

(c) *Quoting a "guaranteed price".* A seller may offer to sell a job covered by this order on the basis of a guaranteed or contract price, the seller agreeing to charge a fixed amount, but such price may not be higher than the maximum price figured in accordance with the pricing methods and requirements of this order. Upon completion of the contract, and before final payment, the seller must furnish the purchaser the statement required by paragraph (d) of this order.

(d) *Notification to purchaser.* Every person making sales subject to this order shall make on his invoice, contract, or sales tag, a copy of which must be given the purchaser, an itemized statement showing the quantity, description, brand name, type, and unit price of each item priced in this order, and an explanation of any amount charged for incidental work or extras, and stating the following:

These prices do not exceed those permitted by OPA Order No. G-6 under RMPR 251.

(e) For any combination or types of shingles or roofing or siding materials which cannot be priced according to the above schedules, an application for a price must be made in writing to the Office of Price Administration, Portland District Office. The Regional Administrator will authorize a pricing method either by letter or amendment to this order.

(f) The prices established in this order supersede those provided in sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251; except to the extent they are inconsistent herewith, the other provisions of Revised Maximum Price Regulation No. 251 apply to this order.

(g) Any practice or device, such as selling material to a consumer and arranging for the application of same, which results in a higher price to the purchaser than is permitted by this order, is as much a violation as an outright overcharging and subjects the seller to the penalties described in Section 16 of Revised Maximum Price Regulation No. 251.

(h) This order may be revised, amended, or revoked at any time.

This Order No. G-6 shall become effective May 22, 1945.

Issued this 16th day of May 1945.

CHAS. R. BAIRD,  
Regional Administrator.

[F. R. Doc. 45-9065; Filed, May 28, 1945; 9:20 a. m.]

[Region VIII Order G-20 Under RMPR 333, Amdt. 1]

**SHELL EGGS IN CALIFORNIA**

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G-20 under Revised Maximum Price Regulation No. 333 is amended in the following respects:

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



(a) *Applicability.* This order adjusts maximum prices of clean shell eggs containing no visible checks produced in the counties of Fresno, Imperial, Inyo, Kern, Kings, Los Angeles, Madera, Mariposa, Merced, Orange, Riverside, San Bernardino, San Diego, San Luis Obispo, Santa Barbara, Stanislaus, Tulare and Ventura, in the State of California, and sold by producers, producer cooperatives, producer associations, prior purchasers, or any agent of any of the foregoing, to any person other than a household consumer. It does not apply, however, to sales to United States government agencies or to sales of consumer grade shell eggs when the eggs have been received, handled, individually candled, graded into consumer grades, and packaged in a plant owned or controlled by the seller when such eggs are delivered to the premises of retailers (including retail route sellers), wagon wholesalers, or purveyors of meals, in facilities owned or controlled by the seller.

2. Paragraph (c) (2) is amended to read as follows:

(2) "Delivered", as used in paragraph (b), means delivered by the seller to the physical premises of the buyer at which the eggs will be received, handled, individually candled, graded, and packaged. Eggs not delivered to such premises shall be classified as undelivered.

This amendment to Order No. G-20 shall become effective May 20, 1945.

Issued this 18th day of May 1945.

CHAS. R. BAIRD,  
Regional Administrator.

[F. R. Doc. 45-9064; Filed, May 28, 1945;  
9:19 a. m.]

## SECURITIES AND EXCHANGE COMMISSION.

[File No. 812-350]

CLAUDE NEON LIGHTS, INC.

### NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 28th day of May, A. D. 1945.

An application having been filed by Claude Neon Lights, Inc. pursuant to section 3 (b) (2) of the Investment Company Act of 1940 for an order declaring the applicant to be primarily engaged in a business other than that of investing, reinvesting, owning, holding, or trading in securities.

It is ordered, Pursuant to section 40 (a) of said act, that a hearing on the aforesaid application be held on June 12, 1945 at ten o'clock, a. m., eastern war time in Room 318, Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia, Pennsylvania; and

It is further ordered, That Henry C. Lank, Esq., or any other officer or officers of the Commission designated by it for that purpose shall preside on such hearing. The officer so designated is

hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice is hereby given to the applicant and to any other persons whose participation in such proceeding may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 45-9184; Filed, May 29, 1945;  
9:31 a. m.]

[File No. 70-1090]

NORTHERN INDIANA PUBLIC SERVICE CO.

### NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 26th day of May, 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 Indiana Public Service Company (Northern), a subsidiary of Clarence A. Southerland and Jay Samuel Hartt, Trustees of the Estate of Midland Utilities Company, a registered holding company; and

Notice is further given that any interested person may, not later than June 13, 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 as 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 said Commission, for a statement of the transactions therein proposed which may be summarized as follows:

Northern was incorporated August 2, 1912, under an Incorporation Act of the General Assembly of the State of Indiana approved May 20, 1852, and the acts amendatory thereof and supplemental thereto. Northern now desires to accept the provisions of The Indiana General Corporation Act, approved March 16, 1929, and the acts amendatory thereof and supplemental thereto, and, for such purpose, the directors propose to adopt a resolution approving Articles of Acceptance which is to be submitted to a vote of shareholders and adopted upon receiving the affirmative vote of the holders of two-thirds of the outstanding

shares entitled to vote. Said Articles of Acceptance will restate the existing Articles of Incorporation and will provide, in addition to other changes which Northern states do not alter the priorities, preferences, voting power or other rights of the holder of an outstanding security of Northern, for the granting of the preemptive right to the holders of Northern's common stock to subscribe for their pro rata part of new issues of common stock.

Northern has designated section 7 of the act as applicable to the proposed action.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 45-9185; Filed, May 29, 1945;  
9:30 a. m.]

## WAR PRODUCTION BOARD.

[C-343]

QUINCY NEWSPAPERS, INC.

### CONSENT ORDER

Quincy Newspapers, Inc., is a corporation with its principal place of business at Quincy, Illinois. It is engaged in publishing and circulating a newspaper known as The Quincy Herald-Whig and The Quincy Journal, Quincy, Illinois. During the third and fourth calendar quarters of 1944, it used or caused to be used in the publication of The Quincy Herald-Whig and The Quincy Journal print paper in excess of its quota established by Limitation Order L-240 amounting to 21,171 tons. Quincy Newspapers, Inc., admits such excess usage of print paper and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of the Quincy Newspapers, Inc., the Regional Compliance Chief, the Regional Attorney, and upon the approval of the Compliance Commissioner, It is hereby ordered, That:

(a) Quincy Newspapers, Inc., its successors and assigns, shall reduce its consumption of print paper in the publication of The Quincy Herald-Whig and The Quincy Journal during each of the second, third and fourth calendar quarters of 1945 and the first calendar quarter of 1946, so that its total usage for each of such quarters shall be 6,292 tons, 2,292 tons, 6,292 tons and 6,292 tons, respectively, less than it would otherwise be permitted to use during each of those quarters under the provisions of Limitation Order L-240.

(b) Nothing contained in this order shall be deemed to relieve Quincy Newspapers, Inc., its 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 29th day of May 1945.

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

[F. R. Doc. 45-9215; Filed, May 29, 1945;  
11:19 a. m.]