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Regulations

TITLE 4—ACCOUNTS

Chapter I—General Accounting Office

[General Regulations 104]

PART 5—CLAIMS FOR PAYMENT OF AMOUNTS DUE IN THE CASE OF DECEASED OR INCOMPETENT CIVILIAN EMPLOYEES AND PUBLIC CREDITORS OF THE UNITED STATES

JUNE 20, 1945.

Part 5, General Regulation No. 42, dated April 6, 1925, and Supplements Nos. 1, 2, and 3 thereto, dated February 23, 1928, April 21, 1928, and December 2, 1932, respectively, are rescinded and the regulations herein prescribed will be followed in lieu thereof.

Sec.

- 5.1 Standard claim form.
- 5.2 Use of Standard Form 1055.
- 5.3 Claims for amounts in excess of \$1,000; payments to legal representatives; and payments for accumulated and current accrued annual leave.
- 5.4 Claims by guardians or committees of estates of incompetents.
- 5.5 Certification of claims.

AUTHORITY: §§ 5.1 to 5.5 issued under sections 309 and 311 (f), 42 Stat. 25; 31 U.S.C. 49 and 52 (f).

§ 5.1 Standard claim form. Claims for amounts due on account of deceased civilian employees or individual deceased public creditors of the United States Government will be made on Standard Form No. 1055—Revised,¹ Claim Against the United States for Amounts Due in the Case of a Decedent, which is hereby prescribed. The claim and the certificate of the corroborating witnesses must be signed, but need not be subscribed or sworn to before a notary public; however, no corroborating witnesses are required where claim is made by the legal representative of the decedent's estate.

§ 5.2 Use of Standard Form 1055. The claims to be submitted on the standard form embrace the salary, compensation, etc., of deceased civilian employees of the Federal Government; payments due deceased individual contractors and pub-

lic creditors of the United States for supplies furnished or services rendered; and claims of whatever character against the United States for amounts due individual deceased creditors which are for direct settlement by the General Accounting Office. The standard form will also be used for making claim for payment of Government checks drawn on the Treasurer of the United States or other authorized Government depository to the order of individuals, but which can not be paid because of the death of the payee. All such unnegotiated Federal checks in possession of the claimant should accompany the claim.

§ 5.3 Claims for amounts in excess of \$1,000; payments to legal representatives; and payments for accumulated and current accrued annual leave. Amounts in excess of \$1,000 may be paid only to the legal representative of the estate of the deceased, duly appointed by the court having probate jurisdiction or as may be ordered by such court: *Provided, however,* That payment for accumulated and current accrued annual leave may be made in any amount, without administration, to a claimant designated by the decedent as beneficiary under the Retirement Act applicable to the decedent's service. If there is a legal representative no payment, except for accumulated and current accrued annual leave, may be made to any other person.

§ 5.4 Claims by guardians or committees of estates of incompetents. No form is prescribed for the use of guardians or committees of estates of incompetents in making claim for sums due from the United States; however, an application, setting forth the incompetent's connection with the United States Government, giving the name of the department and bureau, must be submitted by the guardian or committee over his or her signature and address accompanied by a short certificate of the court showing the appointment and qualification of the claimant as guardian or committee. Applications for subsequently recurring payments need not be accompanied by an additional certificate of the court, but must be supported by a statement that

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¹ Filed as part of the original document.



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NOTICE

The 1943 Supplement to the Code of Federal Regulations, covering the period June 2, 1943, through December 31, 1943, may be obtained from the Superintendent of Documents, Government Printing Office, at \$3.00 per book.

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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the appointment is still in full force and effect.

§ 5.5 *Certification of claims.* Since the execution of jurat will no longer be required, the old Standard Form No. 1055, when used, should be adjusted by deleting the words "being duly sworn, say" at item 1, and inserting in lieu thereof the word "certify," and the statements of the corroborating witnesses changed to "We certify that we are well acquainted with _____, the applicant herein; that we have read the statements made by the applicant and that such statements are true to the best of our knowledge and belief."

[SEAL] LINDSAY C. WARREN,
Comptroller General,
of the United States.

[F. R. Doc. 45-10957; Filed, June 21, 1945; 2:11 p. m.]

TITLE 6—AGRICULTURAL CREDIT Chapter II—War Food Administration (Commodity Credit Corporation)

PART 249—GRAPEFRUIT JUICE PAYMENT PROGRAM

OFFER TO MAKE PAYMENTS WITH RESPECT TO GRAPEFRUIT JUICE DERIVED FROM THE 1944-45 CROP OF GRAPEFRUIT

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AUTHORITY: §§ 249.30 to 249.50, inclusive, issued under E.O.'s 9250, 9328; 3 CFR Cum. Supp. Directive 49, Director of Economic Stabilization; 10 F.R. 6248.

§ 249.30 *Introduction.* In order to insure the maximum necessary production of canned grapefruit juice and to avoid an increase in prices to consumers of such juice as directed (10 F.R. 6248) by the Direction of Economic Stabilization, pursuant to Executive Orders 9250 and 9328 (3 CFR Cum. Supp., issued by the President of the United States on October 3, 1942, and April 8, 1943, respectively, Commodity Credit Corporation, a corporate agency of the United States of America, with offices at Washington, D. C. (herein called "Commodity"), hereby offers to make payments to eligible canners on eligible sales of canned grapefruit juice to the extent, in the manner, and subject to the terms and conditions specified in this offer.

§ 249.31 *Definitions.* (a) "Grapefruit juice" means canned grapefruit juice (as defined in the United States Standards for Grades of Canned Grapefruit Juice, issued by the Department of Agriculture, effective December 15, 1941, as amended November 1, 1944) derived from grapefruit of the 1944-45 crop: *Provided*, That the soluble solid content of any such canned grapefruit juice that is sweetened shall not exceed 16° Brix cut-out reading.

(b) "1944-45 crop" means the grapefruit harvested during the period October 1, 1944, to September 30, 1945, both dates inclusive, in any of the following States: Arizona, California, Florida, and Texas.

(c) "Eligible sale" means any sale and delivery by a canner, during the period November 10, 1944, to November 30, 1945, both dates inclusive, of grapefruit juice, produced by such canner, to any purchaser other than a government procurement agency, and other than for export: *Provided*, That such grapefruit juice (1) was not produced from grapefruit delivered, after November 19, 1944, to any of such canner's plants on a provisional or conditional price basis, except as may be approved, in writing, by Commodity, and (2) was not packed, sold, or delivered (i) in violation of any order or regulation of the Office of Price Administration or the War Food Administration, or (ii) in violation of any applicable Federal or State law or regulation.

(d) "Sale and delivery" or "sold and delivered" means any absolute sale of grapefruit juice at a fixed price accompanied by the transfer of the title to such juice.

(e) "For export" means for consumption outside of the continental United States, its Territories, and possessions.

(f) "Canner" means any person who cans grapefruit juice or who causes another person to can grapefruit juice in his behalf.

(g) "Can" means to pack into hermetically sealed containers any grapefruit juice which is sufficiently processed by the use of heat to assure its preservation.

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

(i) "Government procurement agency" means any agency, bureau, corporation,

or department of the United States Government.

(j) "Month" means each period and each calendar month specified in § 249.40 (a).

(k) "Monthly fruit cost" means, with respect to a canner, month, and area in which such canner's plants are located, whichever of the following costs is applicable:

(1) The weighted average delivered cost per net ton of the 1944-45 crop, reported for such month and area by such canner pursuant to § 249.40 (a) (3), if such canner received, during such month, each delivery of grapefruit on a fixed price basis;

(2) The monthly area fruit cost, established pursuant to § 249.36 for such month and area, if such canner received during such month, each delivery of the 1944-45 crop other than on a fixed price basis;

(3) The weighted average fruit cost computed by Commodity for such canner and such month and such area (i) by using, for deliveries of grapefruit received by such canner on a fixed price basis, such canner's weighted average delivered cost per net ton of the 1944-45 crop (as reported for such month and such area by such canner pursuant to § 249.40 (a) (3)), or 103 percent of the monthly area fruit cost for such month and such area, or the applicable maximum cost specified in § 249.36 (a), whichever is the lowest, and (ii) by using, for deliveries of grapefruit received by such canner other than on a fixed price basis, the monthly area fruit cost (as established pursuant to § 249.36) for such month and area in which such canner's plants are located, if such canner received, during such month, deliveries on both bases.

(l) "Area" means any of the following sections of the United States in which grapefruit of the 1944-45 crop is grown and from which grapefruit juice is produced (irrespective of the place of canning): "Florida"; "Texas"; "California-Arizona."

(m) "Provisional or conditional price basis" means a purchase price which is not definitely determined at or prior to the time grapefruit is delivered to a canner's plant: *Provided*, That this term shall not apply to deliveries of grapefruit to a bona fide cooperative by its grower-members.

(n) "Fixed price basis" means a purchase price which is definitely determined at or prior to the time grapefruit is delivered to a canner's plant.

§ 249.32 *Prerequisites to payments and interim settlement.* (a) Unless otherwise provided in paragraph (b) of this section, payments (or interim settlements, as the case may be) hereunder with respect to eligible sales shall be made by Commodity only to a canner who (1) complies with the terms and conditions specified in this offer, (2) submits applications for payment (or interim settlement) to Commodity in such form as Commodity may prescribe, and (3) supplies, with respect to each such application, such supporting evidence, documents, information, and proofs as Com-

modity may require. Each such application shall be submitted to Commodity only with respect to eligible sales of grapefruit juice produced in a particular area; and no more than two such applications shall be submitted during any calendar month unless otherwise approved, in writing, by Commodity: *Provided*, That no application, as aforesaid, shall be submitted to Commodity subsequent to December 31, 1945.

(b) With respect to each eligible sale to a purchaser who is also a canner, Commodity shall make payment thereon only to the extent, in the manner, and subject to the terms and conditions as may be approved, in writing, by Commodity.

§ 249.33 *Payment.* The aggregate amount due a canner with respect to each eligible sale shall be computed by Commodity on the basis of the respective canner's seasonal fruit cost. Commodity shall, as soon as practicable after receipt of an application, as aforesaid, for any payment hereunder, make payment thereon to the extent found by Commodity to be in conformity with this offer: *Provided*, That, unless otherwise required pursuant to § 249.39, not more than one payment shall be made by Commodity with respect to a particular quantity of grapefruit juice.

§ 249.34 *Interim settlement.* With respect to eligible sales made by a canner prior to the establishment of such canner's seasonal fruit cost pursuant to § 249.37, such canner may submit to Commodity applications for interim settlements in accordance with § 249.32. Each such interim settlement shall be subject to the final adjustment provided in § 249.39 and shall be computed by Commodity on the basis of such canner's lowest applicable monthly fruit cost for any month between November 12, 1944, and the date on which such canner submits the application for such interim settlement: *Provided*, That in the event such canner's lowest applicable monthly fruit cost is in excess of 103 percent of the applicable monthly area fruit cost (established pursuant to § 249.36 (a)), then 103 percent of such monthly area fruit cost or the applicable maximum cost specified in § 249.36 (a), whichever is the lower, shall be used in lieu of such lowest monthly fruit cost.

§ 249.35 *Rate of payment.* The rate of payment with respect to each eligible sale shall be the appropriate rate of payment specified in the applicable table contained (a) in Schedule A (attached hereto and, by this reference, made a part hereof) or (b) in any amendment of such Schedule A as Commodity may establish pursuant to § 249.42.

§ 249.36 *Establishment of monthly area fruit cost.* (a) As soon as practicable after receipt by Commodity of the reports required to be submitted by canners pursuant to § 249.40 (a), Commodity shall, with respect to each area and each month and on the basis of such reports or other information as may be available to it, establish, pursuant to paragraph (a) or (b) of this section, the weighted average delivered cost (herein called the "monthly area fruit cost")

per net ton of grapefruit of the 1944-45 crop delivered at all canners' plants exclusively for processing: *Provided*, That no such monthly area fruit cost shall be established for any area in an amount in excess of the applicable maximum cost specified herein for such area:

Area	Maximum cost	
	Prior to Jan. 1, 1945	On and after Jan. 1, 1945
	Dollars per ton	Dollars per ton
Florida.....	43.27	41.55
Texas.....	29.75	29.75
California-Arizona.....	28.00	28.00

(b) In the event Commodity determines, with respect to any month and any area, that the reports submitted by canners pursuant to § 249.40 (a) are inadequate for Commodity to establish a monthly area fruit cost, Commodity shall establish such monthly area fruit cost on the basis of the prevailing prices, during such month, in the fresh grapefruit market for grapefruit grown in such area, adjusted to reflect appropriate differentials, as determined by Commodity, with respect to grapefruit sold for processing. Unless subsequently adjusted by Commodity, each monthly area fruit cost established pursuant to this section shall be final and conclusive.

§ 249.37 *Establishment of seasonal fruit cost.* As soon as practicable after receipt by Commodity of the report required to be submitted by canners pursuant to § 249.40 (c), Commodity shall, with respect to each canner and all of such canner's plants in each area, establish, for each such canner and area, a weighted average seasonal delivered cost (herein called "seasonal fruit cost") per ton of grapefruit of the 1944-45 crop delivered, during the period October 1, 1944, to May 31, 1945, both dates inclusive, to such canner's plants in each such area exclusively for processing. Each such seasonal fruit cost shall be established by Commodity on the basis of all such canner's applicable monthly fruit costs for the aforesaid period, weighted according to the total quantity of grapefruit juice canned in such area by such canner during each month of such period, less the respective total quantities of such grapefruit juice which such canner sold and delivered and is holding for sale and delivery (a) to government procurement agencies, and (b) to purchasers for export: *Provided*, That with respect to each such monthly fruit cost, which is in excess of 103 percent of the applicable monthly area fruit cost, 103 percent of such monthly area fruit cost, or the applicable maximum cost specified in § 249.36 (a), whichever is the lower, shall be used in lieu of such monthly fruit cost.

§ 249.38 *Rejections by Commodity.* Commodity shall have the right to reject, in whole or in part, any application for payment (or interim settlement) hereunder in the event such application or the transactions included therein are determined by Commodity to be not in accordance with this offer. The rejection,

as aforesaid, by Commodity of any such application shall not preclude a canner from resubmitting to Commodity, within the time limits specified herein, such application with respect to the transactions involved in such rejected application, or rejected portion thereof, should such canner desire to submit further evidence of such canner's alleged compliance with this offer; and if such evidence is satisfactory to Commodity, such application shall be accepted by Commodity.

§ 249.39 *Adjustment and restitution.*

(a) In the event Commodity makes payment to any canner on any application for payment (or interim settlement), with respect to any eligible sale, and such application is subsequently found to be invalid, defective, or incorrectly computed, such canner shall refund such payment to Commodity at such time and in such manner as Commodity may direct. In the event of a preliminary determination by Commodity that a canner has failed to comply with the terms of this offer, Commodity may suspend any or all payments which are, or may become, due such canner hereunder, subject to a final determination by Commodity with respect to such failure of compliance. As soon as practicable after notice to such canner of any such suspension of payment and after such canner has had an opportunity to submit evidence with respect to his alleged compliance herewith, Commodity shall make a final determination as to whether such canner has complied with the terms of this offer. If such final determination is to the effect that such canner has failed to comply with the terms of this offer, such canner shall, to the extent Commodity may elect, (1) be denied any further payments hereunder, and (2) be required to reimburse Commodity to the extent of any payments theretofore made to, and received by, such canner with respect to those transaction determined by Commodity not to have been in compliance with this offer. Such rights of Commodity shall be in addition to any and all other rights of Commodity hereunder.

(b) To the extent, if any, that the amount of any payment received by a canner exceeds the amount to which such canner is entitled hereunder, such canner shall forthwith reimburse Commodity: *Provided*, That Commodity may, at its option and in lieu of such reimbursement, set off such amount of such overpayment against any amount due or to become due hereunder from Commodity to such canner.

(c) To the extent, if any, that a canner is entitled hereunder to a larger aggregate amount than the total amount of all payments which such canner has received, Commodity shall make payment of such additional amount as soon as practicable.

§ 249.40 *Reports.* The reports to be submitted to Commodity by each canner pursuant to this section shall be made only on the basis of the respective total quantities of grapefruit juice canned by, or in behalf of, such canner for his own account.

(a) Within ten (10) calendar days following the publication of this offer in the FEDERAL REGISTER and with respect to his operations during each of the periods of October 1 to November 4, 1944, both dates inclusive, November 5 to November 11, 1944, both dates inclusive, and November 12 to November 30, 1944, both dates inclusive, and during each of the calendar months of December 1944, January, February, March, April, and May, 1945, respectively, and within ten (10) calendar days following the last day of each calendar month subsequent to May 1945 during which eligible sales may be made and with respect to his operations during each such subsequent calendar month, each canner shall mail to Commodity, on Form OMS-168, an accurate report stating, separately as to each area in which such canner operates, the information hereinafter specified. Each such report shall contain:

(1) The total quantity of all grapefruit of the 1944-45 crop delivered exclusively for processing;

(2) The total quantity of all such grapefruit delivered on a fixed price basis only;

(3) The weighted average delivered cost per net ton of the total quantity of grapefruit reported pursuant to subparagraph (2) of this paragraph;

(4) The total quantity of grapefruit juice canned from the grapefruit reported pursuant to subparagraph (1) of this paragraph;

(5) The total quantity of grapefruit juice (i) included in eligible sales, (ii) sold and delivered to government procurement agencies, (iii) sold and delivered for export, and (iv) otherwise sold and delivered.

(6) The total quantity, other than the quantities reported pursuant to subparagraph (5) of this paragraph, of grapefruit juice otherwise disposed of (including, but not being limited to, samples and spoilage);

(7) The total quantity of grapefruit juice which such canner had on hand (i. e. grapefruit juice with respect to which such canner holds title, regardless of the location of such juice) at the beginning and at the close of the month with respect to which a report is made; and

(8) The portion of the total quantity of grapefruit juice reported pursuant to subparagraph (7) of this paragraph which is set aside for sale and delivery to government procurement agencies.

(b) Each canner shall, within ten (10) calendar days following the publication of this offer in the FEDERAL REGISTER, mail to Commodity information with respect to such canner's sources of grapefruit of the 1944-45 crop and such canner's buying methods.

(c) Each canner shall, within ten (10) calendar days following the publication of this offer in the FEDERAL REGISTER, and with respect to grapefruit juice produced during each month of the period October 1, 1944, to May 31, 1945, both dates inclusive, mail to Commodity the respective quantities of such juice (1) which, prior to June 1, 1945, such canner sold and delivered to government procurement agencies, and for export, and (2)

which, on June 1, 1945, were set aside for sale and delivery to government procurement agencies, and for export.

§ 249.41 *Amendment and termination.* (a) Commodity may, at any time, amend or terminate this offer by giving public notice of such amendment or termination. The issuance by Commodity, or the War Food Administration, of a press release setting forth such amendment or notice of termination, or the filing of such amendment or notice of termination, with the Division of the Federal Register shall constitute sufficient public notice of such amendment or termination. Any such amendment or termination shall not preclude the subsequent filing, in accordance with the provisions in § 249.32, of applications for payment (or interim settlement) hereunder by, and the making of payments to, any canner with respect to eligible sales of grapefruit juice canned from grapefruit of the 1944-45 crop delivered to such canner's plants (pursuant to bona fide purchases made prior to such notice of amendment or termination) not later than ten (10) calendar days after the date of such notice.

(b) In the event the issuance, amendment, modification, or termination of any maximum price regulation of the Office of Price Administration reflects or includes a raw fruit cost of grapefruit used in producing canned grapefruit juice different from that reflected or included in the civilian ceiling prices for grapefruit juice which were used in establishing the rates of payments provided in § 249.35, Commodity may, in its discretion, amend this offer and Schedule A to provide for such adjustment of the rates of payment as Commodity may deem appropriate or necessary; and Commodity may make such adjusted rates of payment effective as of the effective date of the issuance, amendment, modification, or termination of such maximum price regulation.

§ 249.42 *Waivers.* Commodity may, in its absolute discretion and upon such terms and conditions as it may deem appropriate, waive the performance or doing of any one or more of the acts to be performed or things to be done hereunder by any canner. No canner shall, however, claim any waiver by Commodity of the performance or doing of any one or more of the acts to be performed or things to be done by such canner hereunder except pursuant to a written instrument subscribed by Commodity.

§ 249.43 *Instructions and interpretations.* Commodity shall, without changing the substance of this offer or any amendment hereof, have the right at any time to amplify and clarify any provision or provisions of this offer or any amendment hereof and to alter any procedure prescribed herein or in any amendment hereof by the issuance of instructions or interpretations in connection therewith.

§ 249.44 *Audits and inspections.* Each canner who applies for any payment hereunder shall maintain complete and accurate books and records and accounts (and furnish Commodity such information as it may request) with respect to

such canner's operations in connection with (a) all grapefruit acquired by purchase or otherwise; (b) all grapefruit delivered to such canner; (c) all grapefruit processed; and (d) all grapefruit juice (1) held for sale and delivery, (2) sold and delivered, and (3) otherwise disposed of by such canner. All such books and records and accounts shall be carefully preserved for a period of not less than two (2) years and shall be available for inspection by Commodity or its designated agents or representatives at any reasonable time during such period.

§ 249.45 *Assignability.* Any claims hereunder shall not be assignable by any canner without the prior written approval of Commodity.

§ 249.46 *Delegation.* Any act, approval, direction, or determination provided in this offer to be made by Commodity may be delegated by Commodity to any agent, representative, or agency to act in its place and stead or for its account.

§ 249.47 *Communications.* All correspondence, applications for payments (or interim settlements), supporting documents, and other information concerning this offer shall, unless Commodity shall otherwise prescribe, be addressed to Commodity Credit Corporation, Washington 25, D. C.

§ 249.48 *Benefits.* No member of or delegate to the Congress of the United States shall be admitted to any share or part of this offer or to any benefits to arise herefrom, but this provision shall not be construed to extend to benefits arising from this offer if accruing to a corporation or to persons in the capacity of growers of grapefruit.

§ 249.49 *Antidiscrimination.* In his performance under this offer, no canner shall discriminate against any worker because of race, creed, color, or national origin.

§ 249.50 *Compliance with applicable Executive orders.* In his performance under this offer, each canner shall comply with Executive Order 9301 (8 F.R. 1823), issued by the President of the United States on February 9, 1943, to the extent determined to be applicable to such operations.

NOTE: All reporting and record-keeping requirements of this agreement 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.

Issued at Washington, D. C., this 20th day of June 1945.

[SEAL] COMMODITY CREDIT CORPORATION,
By R. W. MAYCOCK,
Vice President.

Attest:

MARGARET W. SAMUELS,
Assistant Secretary.

SCHEDULE A

NOTE: To ascertain the applicable rate of payment for any quantity of sweetened or unsweetened grapefruit juice (included in an eligible sale) packed in a dozen containers

(metal or glass) of a size other than a size specified in the appropriate Table contained in this Schedule A, compute such rate of payment by multiplying the appropriate rate of payment per dozen No. 2 cans of such grapefruit juice by the conversion factor obtained by dividing 20.55 ounces into the avoirdupois weight of the volume of water which, at 68° Fahrenheit, would fill such container (with respect to which the rate of payment is to be ascertained) to brimful capacity, without headspace. Calculate each such rate of payment to the nearest one-hundredth of a cent.

TABLE I—RATES OF PAYMENT APPLICABLE TO ELIGIBLE SALES OF UNSWEETENED GRAPEFRUIT JUICE DERIVED FROM FLORIDA GRAPEFRUIT OF THE 1944-45 CROP

Average delivered cost of grapefruit (dollars per ton)	Rates of payment		
	No. 2	No. 3 cyl.	No. 10
	Dollars per dozen cans	Dollars per dozen cans	Dollars per dozen cans
43.15 and over	0.3806	1.0042	2.1031
42.91-43.14	.3750	.9916	2.0765
42.67-42.90	.3700	.9790	2.0499
42.43-42.66	.3650	.9664	2.0233
42.19-42.42	.3600	.9539	1.9967
41.95-42.18	.3550	.9413	1.9701
41.71-41.94	.3500	.9287	1.9434
41.47-41.70	.3450	.9161	1.9168
41.23-41.46	.3400	.9036	1.8902
40.99-41.22	.3350	.8910	1.8636
40.75-40.98	.3300	.8784	1.8370
40.51-40.74	.3250	.8658	1.8104
40.27-40.50	.3200	.8532	1.7838
40.03-40.26	.3150	.8407	1.7572
39.79-40.02	.3100	.8281	1.7306
39.55-39.78	.3050	.8155	1.7040
39.31-39.54	.3000	.8029	1.6774
39.07-39.30	.2950	.7904	1.6508
38.83-39.06	.2900	.7778	1.6242
38.59-38.82	.2850	.7652	1.5976
38.35-38.58	.2800	.7526	1.5710
38.11-38.34	.2750	.7400	1.5444
37.87-38.10	.2700	.7275	1.5178
37.63-37.86	.2650	.7149	1.4912
37.39-37.62	.2600	.7023	1.4646
37.15-37.38	.2550	.6897	1.4380
36.91-37.14	.2500	.6771	1.4114
36.67-36.90	.2450	.6646	1.3848
36.43-36.66	.2400	.6520	1.3582
36.19-36.42	.2350	.6394	1.3316
35.95-36.18	.2300	.6268	1.3050
35.71-35.94	.2250	.6142	1.2784
35.47-35.70	.2200	.6017	1.2518
35.23-35.46	.2150	.5891	1.2252
34.99-35.22	.2100	.5765	1.1986
34.75-34.98	.2050	.5639	1.1720
34.51-34.74	.2000	.5514	1.1454
34.27-34.50	.1950	.5388	1.1188
34.03-34.26	.1900	.5262	1.0922
33.79-34.02	.1850	.5136	1.0656
33.55-33.78	.1800	.5010	1.0390
33.31-33.54	.1750	.4885	1.0124
33.07-33.30	.1700	.4759	.9858
32.83-33.06	.1650	.4633	.9592
32.59-32.82	.1600	.4507	.9326
32.35-32.58	.1550	.4382	.9060
32.11-32.34	.1500	.4256	.8794
31.87-32.10	.1450	.4130	.8528
31.63-31.86	.1400	.4004	.8262
31.39-31.62	.1350	.3878	.7996
31.15-31.38	.1300	.3753	.7730
30.91-31.14	.1250	.3627	.7464
30.67-30.90	.1200	.3501	.7198
30.43-30.66	.1150	.3375	.6932
30.19-30.42	.1100	.3249	.6666
29.95-30.18	.1050	.3124	.6400
29.71-29.94	.1000	.2998	.6134
29.47-29.70	.0950	.2872	.5868
29.23-29.46	.0900	.2746	.5602
28.99-29.22	.0850	.2620	.5336
28.75-28.98	.0800	.2495	.5070
28.51-28.74	.0750	.2369	.4804
28.27-28.50	.0700	.2243	.4538
28.03-28.26	.0650	.2117	.4272
27.79-28.02	.0600	.1992	.4006
27.55-27.78	.0550	.1866	.3740
27.31-27.54	.0500	.1740	.3474
27.07-27.30	.0450	.1614	.3208
26.83-27.06	.0400	.1488	.2942
26.59-26.82	.0350	.1363	.2676
26.35-26.58	.0300	.1237	.2410
26.11-26.34	.0250	.1111	.2144
25.87-26.10	.0200	.0985	.1878
25.63-25.86	.0150	.0860	.1612
25.39-25.62	.0100	.0734	.1346
25.15-25.38	.0050	.0608	.1080
24.91-25.14	.0000	.0482	.0814
24.67-24.90	.0000	.0356	.0548
24.43-24.66	.0000	.0231	.0282
24.19-24.42	.0000	.0105	.0016
Under 24.19	.0000	.0060	.0000

TABLE II—RATES OF PAYMENT APPLICABLE TO ELIGIBLE SALES OF SWEETENED GRAPEFRUIT JUICE DERIVED FROM FLORIDA GRAPEFRUIT OF THE 1944-45 CROP

Average delivered cost of grapefruit (dollars per ton)	Rates of payment		
	No. 2	No. 3 cyl.	No. 10
	Dollars per dozen cans	Dollars per dozen cans	Dollars per dozen cans
43.15 and over	0.3906	1.0417	2.1381
42.91-43.14	0.3856	1.0291	2.1115
42.67-42.90	0.3806	1.0165	2.0849
42.43-42.66	0.3756	1.0039	2.0583
42.19-42.42	0.3706	0.9914	2.0317
41.95-42.18	0.3656	0.9788	2.0051
41.71-41.94	0.3606	0.9662	1.9784
41.47-41.70	0.3556	0.9536	1.9518
41.23-41.46	0.3506	0.9411	1.9252
40.99-41.22	0.3456	0.9285	1.8986
40.75-40.98	0.3406	0.9159	1.8720
40.51-40.74	0.3356	0.9033	1.8454
40.27-40.50	0.3306	0.8907	1.8188
40.03-40.26	0.3256	0.8782	1.7922
39.79-40.02	0.3206	0.8656	1.7656
39.55-39.78	0.3156	0.8530	1.7390
39.31-39.54	0.3106	0.8404	1.7124
39.07-39.30	0.3056	0.8279	1.6858
38.83-39.06	0.3006	0.8153	1.6592
38.59-38.82	0.2956	0.8027	1.6326
38.35-38.58	0.2906	0.7901	1.6060
38.11-38.34	0.2856	0.7775	1.5793
37.87-38.10	0.2806	0.7650	1.5527
37.63-37.86	0.2756	0.7524	1.5261
37.39-37.62	0.2706	0.7398	1.4995
37.15-37.38	0.2656	0.7272	1.4729
36.91-37.14	0.2606	0.7146	1.4463
36.67-36.90	0.2556	0.7021	1.4197
36.43-36.66	0.2506	0.6895	1.3931
36.19-36.42	0.2456	0.6769	1.3665
35.95-36.18	0.2406	0.6643	1.3399
35.71-35.94	0.2356	0.6517	1.3133
35.47-35.70	0.2306	0.6392	1.2867
35.23-35.46	0.2256	0.6266	1.2600
34.99-35.22	0.2206	0.6140	1.2334
34.75-34.98	0.2156	0.6014	1.2068
34.51-34.74	0.2106	0.5889	1.1802
34.27-34.50	0.2056	0.5763	1.1536
34.03-34.26	0.2006	0.5637	1.1270
33.79-34.02	0.1956	0.5511	1.1004
33.55-33.78	0.1906	0.5385	1.0738
33.31-33.54	0.1856	0.5260	1.0472
33.07-33.30	0.1806	0.5134	1.0206
32.83-33.06	0.1756	0.5008	0.9940
32.59-32.82	0.1706	0.4882	0.9674
32.35-32.58	0.1656	0.4757	0.9408
32.11-32.34	0.1606	0.4631	0.9142
31.87-32.10	0.1556	0.4505	0.8875
31.63-31.86	0.1506	0.4379	0.8609
31.39-31.62	0.1456	0.4253	0.8343
31.15-31.38	0.1406	0.4128	0.8077
30.91-31.14	0.1356	0.4002	0.7811
30.67-30.90	0.1306	0.3876	0.7545
30.43-30.66	0.1256	0.3750	0.7279
30.19-30.42	0.1206	0.3624	0.7013
29.95-30.18	0.1156	0.3499	0.6747
29.71-29.94	0.1106	0.3373	0.6481
29.47-29.70	0.1056	0.3247	0.6215
29.23-29.46	0.1006	0.3121	0.5949
28.99-29.22	0.0956	0.2995	0.5682
28.75-28.98	0.0906	0.2870	0.5416
28.51-28.74	0.0856	0.2744	0.5150
28.27-28.50	0.0806	0.2618	0.4884
28.03-28.26	0.0756	0.2492	0.4618
27.79-28.02	0.0706	0.2367	0.4352
27.55-27.78	0.0656	0.2241	0.4086
27.31-27.54	0.0606	0.2115	0.3820
27.07-27.30	0.0556	0.1989	0.3554
26.83-27.06	0.0506	0.1863	0.3288
26.59-26.82	0.0456	0.1738	0.3022
26.35-26.58	0.0406	0.1612	0.2756
26.11-26.34	0.0356	0.1486	0.2490
25.87-26.10	0.0306	0.1360	0.2224
25.63-25.86	0.0256	0.1235	0.1958
25.39-25.62	0.0206	0.1109	0.1691
25.15-25.38	0.0156	0.0983	0.1425
24.91-25.14	0.0106	0.0857	0.1159
24.67-24.90	0.0056	0.0731	0.0893
24.43-24.66	0.0006	0.0606	0.0627
24.19-24.42	0.0000	0.0480	0.0361
23.95-24.18	0.0000	0.0354	0.0095
23.71-23.94	0.0000	0.0228	0.0000
23.47-23.70	0.0000	0.0102	0.0000
Under 23.47	0.0000	0.0000	0.0000

TABLE III—RATES OF PAYMENT APPLICABLE TO ELIGIBLE SALES OF UNSWEETENED GRAPEFRUIT JUICE DERIVED FROM TEXAS GRAPEFRUIT OF THE 1944-45 CROP

Average delivered cost of grapefruit (dollars per ton)	Rates of payment		
	No. 2	No. 3 cyl.	No. 10
	Dollars per dozen cans	Dollars per dozen cans	Dollars per dozen cans
29.64 and over	0.0901	0.2895	0.6047
29.41-29.63	0.0851	0.2738	0.5778

TABLE IV—RATES OF PAYMENT APPLICABLE TO ELIGIBLE SALES OF UNSWEETENED GRAPEFRUIT JUICE DERIVED FROM TEXAS GRAPEFRUIT OF THE 1944-45 CROP—Continued

Average delivered cost of grapefruit (dollars per ton)	Rates of payment		
	No. 2	No. 3 cyl.	No. 10
	Dollars per dozen cans	Dollars per dozen cans	Dollars per dozen cans
29.19-29.40	0.0802	0.2616	0.5520
28.96-29.18	0.0752	0.2489	0.5251
28.73-28.95	0.0701	0.2362	0.4982
28.50-28.72	0.0651	0.2234	0.4713
28.27-28.49	0.0600	0.2107	0.4444
28.05-28.26	0.0552	0.1986	0.4187
27.82-28.04	0.0501	0.1858	0.3918
27.59-27.81	0.0451	0.1731	0.3649
27.37-27.58	0.0402	0.1610	0.3392
27.14-27.36	0.0352	0.1482	0.3123
26.91-27.13	0.0301	0.1355	0.2854
26.68-26.90	0.0251	0.1228	0.2585
26.45-26.67	0.0200	0.1101	0.2316
26.23-26.44	0.0152	0.0979	0.2058
26.00-26.22	0.0101	0.0852	0.1789
25.77-25.99	0.0051	0.0725	0.1520
25.55-25.76	0.0002	0.0603	0.1263
25.32-25.54	0.0000	0.0476	0.0994
25.09-25.31	0.0000	0.0348	0.0725
24.86-25.08	0.0000	0.0221	0.0456
24.63-24.85	0.0000	0.0094	0.0187
Under 24.63	0.0000	0.0000	0.0000

TABLE V—RATES OF PAYMENT APPLICABLE TO ELIGIBLE SALES OF SWEETENED GRAPEFRUIT JUICE DERIVED FROM CALIFORNIA-ARIZONA GRAPEFRUIT OF THE 1944-45 CROP

Average delivered cost of grapefruit (dollars per ton)	Rates of payment		
	No. 2	No. 3 cyl.	No. 10
	Dollars per dozen cans	Dollars per dozen cans	Dollars per dozen cans
29.64 and over	0.1001	0.3240	0.6397
29.41-29.63	0.0951	0.3113	0.6128
29.19-29.40	0.0902	0.2991	0.5870
28.96-29.18	0.0852	0.2864	0.5601
28.73-28.95	0.0801	0.2737	0.5332
28.50-28.72	0.0751	0.2609	0.5063
28.27-28.49	0.0700	0.2482	0.4794
28.05-28.26	0.0652	0.2361	0.4537
27.82-28.04	0.0601	0.2233	0.4268
27.59-27.81	0.0551	0.2106	0.3999
27.37-27.58	0.0502	0.1985	0.3742
27.14-27.36	0.0452	0.1857	0.3473
26.91-27.13	0.0401	0.1730	0.3204
26.68-26.90	0.0351	0.1603	0.2935
26.45-26.67	0.0300	0.1476	0.2666
26.23-26.44	0.0252	0.1354	0.2408
26.00-26.22	0.0201	0.1227	0.2139
25.77-25.99	0.0151	0.1100	0.1870
25.55-25.76	0.0102	0.0978	0.1613
25.32-25.54	0.0052	0.0851	0.1344
25.09-25.31	0.0001	0.0723	0.1075
24.86-25.08	0.0000	0.0596	0.0806
24.63-24.85	0.0000	0.0469	0.0537
24.41-24.62	0.0000	0.0348	0.0280
24.19-24.40	0.0000	0.0221	0.0000
23.97-24.18	0.0000	0.0094	0.0000
Under 23.97	0.0000	0.0000	0.0000

TABLE V—RATES OF PAYMENT APPLICABLE TO ELIGIBLE SALES OF UNSWEETENED GRAPEFRUIT JUICE DERIVED FROM CALIFORNIA-ARIZONA GRAPEFRUIT OF THE 1944-45 CROP

Average delivered cost of grapefruit (dollars per ton)	Rates of payment		
	No. 2	No. 3 cyl.	No. 10
	Dollars per dozen cans	Dollars per dozen cans	Dollars per dozen cans
28.90 and over	0.1012	0.2756	0.4398
27.69-27.89	0.0962	0.2630	0.4132
27.48-27.68	0.0912	0.2504	0.3866
27.27-27.47	0.0862	0.2379	0.3599
27.06-27.26	0.0812	0.2253	0.3333
26.85-27.05	0.0762	0.2127	0.3067
26.64-26.84	0.0712	0.2001	0.2801
26.43-26.63	0.0662	0.1875	0.2535
26.22-26.42	0.0612	0.1750	0.2269
26.01-26.21	0.0562	0.1624	0.2002
25.80-26.00	0.0512	0.1498	0.1736
25.59-25.79	0.0462	0.1372	0.1470
25.38-25.58	0.0412	0.1246	0.1204
25.17-25.37	0.0362	0.1120	0.0938
24.96-25.16	0.0312	0.0995	0.0672
24.75-24.95	0.0262	0.0869	0.0406
24.54-24.74	0.0212	0.0743	0.0139
24.33-24.53	0.0162	0.0617	0.0000
24.12-24.32	0.0112	0.0491	0.0000

TABLE V—RATES OF PAYMENT APPLICABLE TO ELIGIBLE SALES OF UNSWEETENED GRAPEFRUIT JUICE DERIVED FROM CALIFORNIA-ARIZONA GRAPEFRUIT OF THE 1944-45 CROP—Con.

Average delivered cost of grapefruit (dollars per ton)	Rates of payment		
	No. 2	No. 3 cyl.	No. 10
	Dollars per dozen cans	Dollars per dozen cans	Dollars per dozen cans
23.91-24.11	0.0062	0.0365	0.0000
23.70-23.90	0.0012	0.0240	0.0000
23.49-23.69	0.0000	0.0114	0.0000
23.28-23.48	0.0000	0.0000	0.0000
Under 23.28	0.0000	0.0000	0.0000

TABLE VI—RATES OF PAYMENT APPLICABLE TO ELIGIBLE SALES OF SWEETENED GRAPEFRUIT JUICE FROM CALIFORNIA-ARIZONA GRAPEFRUIT OF THE 1944-45 CROP

Average delivered cost of grapefruit (dollars per ton)	Rates of payment		
	No. 2	No. 3 cyl.	No. 10
	Dollars per dozen cans	Dollars per dozen cans	Dollars per dozen cans
28.90 and over	0.1112	0.3131	0.4748
27.69-27.89	0.1062	0.3005	0.4482
27.48-27.68	0.1012	0.2879	0.4216
27.27-27.47	0.0962	0.2754	0.3949
27.06-27.26	0.0912	0.2628	0.3683
26.85-27.05	0.0862	0.2502	0.3417
26.64-26.84	0.0812	0.2376	0.3151
26.43-26.63	0.0762	0.2250	0.2885
26.22-26.42	0.0712	0.2125	0.2619
26.01-26.21	0.0662	0.1999	0.2352
25.80-26.00	0.0612	0.1873	0.2086
25.59-25.79	0.0562	0.1747	0.1820
25.38-25.58	0.0512	0.1621	0.1554
25.17-25.37	0.0462	0.1495	0.1288
24.96-25.16	0.0412	0.1370	0.1022
24.75-24.95	0.0362	0.1244	0.0756
24.54-24.74	0.0312	0.1118	0.0489
24.33-24.53	0.0262	0.0992	0.0223
24.12-24.32	0.0212	0.0866	0.0000
23.91-24.11	0.0162	0.0740	0.0000
23.70-23.90	0.0112	0.0615	0.0000
23.49-23.69	0.0062	0.0489	0.0000
23.28-23.48	0.0012	0.0363	0.0000
23.07-23.27	0.0000	0.0237	0.0000
22.86-23.06	0.0000	0.0111	0.0000
Under 22.86	0.0000	0.0000	0.0000

[F. R. Doc. 45-10916; Filed, June 21, 1945; 11:06 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[File No. 21-341]

PART 146—TUNA INDUSTRY

PROMULGATION OF TRADE PRACTICE RULES AS AMENDED AND EXTENDED

At a regular session of the Federal Trade Commission held at its office in the City of Washington, D. C., on the 20th day of June, A. D. 1945.

Due proceedings having been had for amending and extending the rules for this industry under the trade practice conference procedure in pursuance of the act of Congress approved September 26, 1914, as amended (Federal Trade Commission Act),

mission in the revised and extended form hereinafter set forth. Such rules supersede those promulgated and issued on August 7, 1940.

Changes embodied in the present rules relate for the most part to "grated or shredded tuna," and to the strengthening of provisions against misrepresentation and deception. The several amendments made affect Rules 1, 2, 5, 6, 7, 9, 12, and 21. The other rules are incorporated without change from those issued August 27, 1940.

Protection of the industry, trade, and the purchasing public from the harmful effects of unfair trade practices is a primary object of the rules. The provisions as promulgated relate to the sale and distribution of tuna and tuna products by the processors and canners and by jobbers, distributors, dealers, importers, or other marketers. Such tuna is cooked and packed with edible oil and salt, and according to available information the most recent yearly pack amounted to 3,600,000 cases having a sales value to canners of approximately \$42,000,000.

Proceedings in the matter were had in cooperation with the industry, including the holding of a trade practice conference and other hearings. As a result thereof, fair trade practice rules for this industry were placed in operation in 1940. The recent extension of such rules was applied for by members of the industry, and hearing in respect thereto was held by the Commission on March 26, 1945, in Washington, D. C. Prior public notice was also issued by the Commission and all interested or affected persons or concerns were afforded opportunity to present their views and suggestions by brief, memorandum, or other communication, and to be heard.

All matters have been given attention, and upon full consideration the rules were revised and extended as hereinafter set forth. The rules appearing in Group I and Group II, including those amended, were respectively approved and received by the Federal Trade Commission and are promulgated as trade practice rules for the Tuna Industry.

THE RULES

These rules promulgated by the Commission are designed to foster and promote the maintenance of fair competitive conditions in the interest of the industry and the public. Their operation is to be directed toward this end and is not to permit of the use of any practice which suppresses competition, restrains trade, fixes or controls price through combination or agreement, or which otherwise injures, destroys, or prevents competition.

The rules do not in any respect supplant, or relieve anyone of the necessity of complying with, the requirements of the pure food laws or other provision of law.

Group I

The unfair trade practices embraced in the Group I rules herein are considered to be unfair methods of competition, unfair or deceptive acts or practices, or other illegal practices, prohibited under laws administered by the Federal Trade

Commission; and appropriate proceedings in the public interest will be taken by the Commission to prevent the use, by any person, partnership, corporation, or other organization subject to its jurisdiction, of such unlawful practices in commerce.

Sec.	Definitions.
146.1	Deceptive designations.
146.2	Deceptive concealment of species and quality.
146.3	Misuse of terms "extra fancy," "extra select," etc.
146.4	Misrepresentation of industry products in general.
146.5	Deceptive depictions in general.
146.6	Misuse of term "Tonno," foreign insignia, etc.
146.7	Imitation of trade-marks, trade names, etc.
146.8	Use of slack-filled or short-weight containers.
146.9	Defamation of competitors or disparagement of their products.
146.10	Substituting inferior products for those ordered.
146.11	Misuse of word "free."
146.12	Fictitious prices.
146.13	False invoicing.
146.14	Inducing breach of contract.
146.15	Commercial bribery.
146.16	Enticing away employees of competitors.
146.17	Unfair threats of infringement suits.
146.18	Consignment distribution.
146.19	Selling below cost.
146.20	Discrimination.
146.21	Unlawful interference with raw material purchases.
146.22	Aiding or abetting use of unfair trade practices.
146.23	

AUTHORITY: §§ 146.1 to 146.23, inclusive, issued under 38 Stat. 717, as amended, and pursuant to other provisions of law administered by the Commission.

§ 146.1 *Definitions.* For the purpose of this part and in its application the following definitions respecting canned tuna and canned tuna products shall apply:

(a) *Fancy tuna.* (1) The term "fancy tuna" as herein used shall be deemed to be the descriptive term for choice cuts of cooked tuna, from fish weighing not more than sixty (60) pounds round weight, packed in cans with large pieces of solid meat and with one or two small pieces of solid meat added, if necessary, to bring the contents up to required net weight, but not including any flakes (nor any grated or shredded tuna) added at the time of packing.

(2) The term "fancy white meat tuna" as herein used shall be deemed to be the descriptive term for like choice cuts of albacore (*Germo alalunga*) packed in the same manner.

(3) The expression "choice cuts" means large choice pieces of cooked tuna composed of tender solid meat of selected light color and fine texture, and free from dark meat, bones, skin, extraneous tissue, debris, and any substance or condition impairing quality.

(b) *Standard tuna.* (1) The term "standard tuna" as herein used shall be deemed to be the descriptive term for wholesome cooked tuna meat, not restricted as to size of fish, which when packed contains at least 75% large pieces of solid meat and is free from dark meat, bones, skin, extraneous tissue, and debris.

(2) The term "standard white meat tuna" as herein used shall be deemed to be the descriptive term for like large pieces of wholesome solid albacore (*Germo alalunga*), packed in the same manner and free from dark meat, bones, skin, extraneous tissue, and debris.

(c) *Grated or shredded tuna.* (1) The term "grated tuna" or "shredded tuna" as herein used shall be deemed to be the descriptive term for small uniform pieces of wholesome cooked tuna meat produced in this form by a mechanical process. The pieces shall be free from dark meat, bones, skin, extraneous tissue, and debris, and tuna meat used for this type of pack shall be of a kind and quality at least equal to that employed in packing "standard tuna" as described in paragraph (b) (1) above.

(2) The term "grated white meat tuna" or "shredded white meat tuna" as herein used shall be deemed to be the descriptive term for like small uniform pieces of wholesome cooked albacore (*Germo alalunga*), prepared and packed in the same manner, and free from dark meat, bones, skin, extraneous tissue, and debris. The tuna meat used shall be of a kind and quality at least equal to that employed in packing "standard white meat tuna" as described in paragraph (b) (2) above.

(d) *Tuna flakes.* (1) The term "tuna flakes" or "flakes" as herein used shall be deemed to be the descriptive term for small pieces of wholesome cooked tuna meat from the whole tuna, or from parts of tuna, not utilized in the packing of fancy or standard grades of tuna but free from dark meat, bones, skin, extraneous tissue, and debris.

(2) The term "white meat flakes" as herein used shall be deemed to be the descriptive term for like small pieces of wholesome cooked albacore (*Germo alalunga*), packed in the same manner and free from dark meat, bones, skin, extraneous tissue, and debris.

(e) *Fishes classed as tuna.* The following species shall be deemed to be "tuna":

- (1) *Germo alalunga* (Albacore)
- (2) *Neothunnus macropterus* (Yellowfin)
- (3) *Thunnus thynnus* (Bluefin)
- (4) *Katsuwonus pelamis* (Striped Tuna, Skipjack, or Aku)
- (5) *Thunnus orientalis* (Oriental Tuna). [Rule 1]

§ 146.2 *Deceptive designations.* It is an unfair trade practice to sell, offer for sale, advertise, describe, or otherwise represent, directly or indirectly, any industry product as "fancy tuna," "fancy white meat tuna," "standard tuna," "standard white meat tuna," "grated tuna," "shredded tuna," "grated white meat tuna," "shredded white meat tuna," "tuna flakes," "flakes," "white meat flakes," or by similar designation, when such product does not conform to the definitions set out in § 146.1. [Rule 2]

§ 146.3 *Deceptive concealment of species and quality.* In advertising, describing, representing, offering for sale or selling canned tuna or canned tuna products, it is an unfair trade practice to deceptively conceal or fail or refuse to disclose the species of tuna used in the product and the grade or quality thereof, or to

conceal or fail or refuse to disclose any other material fact respecting the product, where such concealment or nondisclosure is practiced with the capacity and tendency or effect of thereby misleading or deceiving the purchasing or consuming public. [Rule 3]

§ 146.4 *Misuse of terms "extra fancy," "extra select," etc.* It is an unfair trade practice to sell, offer for sale, advertise, describe, or otherwise represent any canned tuna or canned tuna product as "extra fancy," "extra select," "extra select fancy," "extra fancy fillet," "extra quality," "de luxe fancy," "de luxe," "select," "choice," or by similar designation or other representation, with the capacity and tendency or effect of misleading or deceiving the purchasing or consuming public into the belief that such canned tuna or canned tuna product is of a quality superior to either the fancy grade or the standard grade of tuna, or to some other grade, kind, or character of tuna, when such is not true in fact; or into any other erroneous belief. [Rule 4]

§ 146.5 *Misrepresentation of industry products in general.* The practice of selling, advertising, describing, or otherwise representing canned tuna or canned tuna products in a manner which is calculated to mislead or deceive or has the capacity and tendency or effect of misleading or deceiving the purchasing or consuming public with respect to the species of tuna contained therein, or with respect to the character, nature, content, brand, grade, quality, quantity, origin, substance, material, size, preparation, packing, distribution, or manufacture of such products, or ingredients thereof, or in any other material respect, is an unfair trade practice. [Rule 5]

§ 146.6 *Deceptive depictions in general.* It is an unfair trade practice to use in relation to industry products any photograph, cut, engraving, insignia, design, illustration, or pictorial or other depiction or device (in catalogs, sales literature, advertisements, or other representations) which has the capacity and tendency or effect of misleading or deceiving the purchasing or consuming public respecting the species of tuna packed, or respecting the character, nature, content, brand, grade, quality, quantity, origin, substance, material, size, preparation, packing, distribution, or manufacture of any products of the industry, or ingredients thereof; or which is false, misleading, or deceptive in any other respect. [Rule 6]

§ 146.7 *Misuse of term "Tonno," foreign insignia, etc.* (a) It is an unfair trade practice to use the term "Tonno," or designation of similar import, as descriptive of canned tuna or canned tuna products when such products are not composed of tuna meat in large solid pieces packed with olive oil and salt. This shall not be construed as excluding the addition of one or two small pieces of solid meat where necessary to bring the contents up to the required net weight. No flakes (nor any grated or shredded tuna), however, shall be added at the time of packing, and the product

as packed shall be free from dark meat, bones, skin, extraneous tissue, and debris.

(b) It is also an unfair trade practice to use such term "Tonno," or designation of similar import, or any pictorial or other representations, foreign insignia or insignia indicating foreign origin, or foreign words, phrases, or other devices, in such manner as to have the capacity and tendency or effect (1) of confusing, misleading, or deceiving the purchasing or consuming public into the belief that the tuna in the product so described or referred to is from waters off the coast of Italy or other foreign country, or that such product is packed in or imported from Italy or other foreign country, when such is not the fact; or (2) of confusing, misleading, or deceiving the purchasing or consuming public into any other erroneous belief. [Rule 7]

§ 146.8 *Imitation of trade-marks, trade names, etc.* The imitation or simulation of the trade-marks, trade names, brands, or labels of competitors, with the capacity and tendency or effect of misleading or deceiving the purchasing or consuming public, is an unfair trade practice. [Rule 8]

§ 146.9 *Use of slack-filled or short-weight containers.* It is an unfair trade practice to sell, advertise, describe, or otherwise represent, canned tuna or canned tuna products packed in slack-filled or short-weight containers, or packed in odd-size containers simulating in size or shape standard sized or shaped containers which are known to the public as standard containers of definite capacity, with the capacity and tendency or effect of misleading or deceiving the purchasing or consuming public as to the contents of such containers or the amount of tuna products contained therein; or which are packed in containers so made, formed, or filled as to be otherwise misleading. [Rule 9]

§ 146.10 *Defamation of competitors or disparagement of their products.* The defamation of competitors by falsely imputing to them dishonorable conduct, inability to perform contracts, questionable credit standing, or by other false representations, or the false disparagement of the grade, quality, or manufacture of the products of competitors, or of their business methods, selling prices, values, credit terms, policies, or services, is an unfair trade practice. [Rule 10]

§ 146.11 *Substituting inferior products for those ordered.* The practice of using or substituting any product of the industry inferior in grade or quality to that specified by the purchaser, without the consent of said purchaser to such use or substitution, or with the capacity and tendency or effect of otherwise misleading or deceiving the purchasing or consuming public, is an unfair trade practice. [Rule 11]

§ 146.12 *Misuse of word "free".* The use of the word "free," or the equivalent thereof, when the article is in fact not free, with the capacity or tendency to mislead or deceive the purchasing or consuming public, is an unfair trade practice. [Rule 12]

§ 146.13 *Fictitious prices.* Offering canned tuna or canned tuna products for sale at prices purported to be reduced from what are in fact fictitious prices, or offering such products for sale at a purported reduction in price when such purported reduction is in fact fictitious, with the capacity and tendency or effect of misleading or deceiving the purchasing or consuming public, is an unfair trade practice. [Rule 13]

§ 146.14 *False invoicing.* Withholding from or inserting in an invoice, billing, or statement any material information by reason of which omission or insertion a false record is made, wholly or in part, of the transaction which such invoice or billing or statement purports to represent, with the effect of thereby misleading or deceiving the purchasing or consuming public, is an unfair trade practice. [Rule 14]

§ 146.15 *Inducing breach of contract.* Inducing or attempting to induce the breach of existing lawful contracts between competitors and their customers or their suppliers by any false or deceptive means whatsoever, or interfering with or obstructing the performance of any such contractual duties or services by any such means, with the purpose and effect of unduly hampering, injuring, or prejudicing competitors in their businesses is an unfair trade practice. [Rule 15]

§ 146.16 *Commercial bribery.* It is an unfair trade practice for a member of the industry, directly or indirectly, to give, or offer to give, or permit or cause to be given, money or anything of value to agents, employees, or representatives of customers or prospective customers, or to agents, employees, or representatives of competitors' customers or prospective customers, without the knowledge of their employers or principals, as an inducement to influence their employers or principals to purchase or contract to purchase products manufactured or sold by such industry member or the maker of such gift or offer, or to influence such employers or principals to refrain from dealing in the products of competitors or from dealing or contracting to deal with competitors. [Rule 16]

§ 146.17 *Enticing away employees of competitors.* Wilfully enticing away the employees of competitors with the purpose and effect of unduly hampering, injuring, or prejudicing competitors in their businesses is an unfair trade practice. [Rule 17]

§ 146.18 *Unfair threats of infringement suits.* The circulation of threats of suit for infringement of patents or trade-marks among customers or prospective customers of competitors, not made in good faith but for the purpose or with the effect of harassing or intimidating such customers or prospective customers, or of unduly hampering, injuring, or prejudicing competitors in their businesses, is an unfair trade practice. [Rule 18]

§ 146.19 *Consignment distribution.* It is an unfair trade practice for any member of the industry to employ the practice

of shipping industry products on consignment or pretended consignment for the purpose and with the effect of artificially clogging or closing trade outlets and unduly restricting competitors' use of said trade outlets in getting their products to consumers through regular channels of distribution, thereby injuring, destroying, or preventing competition or tending to create a monopoly or to unreasonably restrain trade. Nothing in this rule shall be construed as restricting or preventing consignment shipping or marketing of industry products in good faith where suppression of competition, restraint of trade, or undue interference with competitors' use of the usual channels of distribution is not effected. [Rule 19]

§ 146.20 *Selling below cost.* The practice of selling industry products below the seller's cost, when pursued with wrongful intent or thereby injuring a competitor and where the effect of such practice is to unreasonably restrain trade, tend to create a monopoly, or substantially lessen competition, is an unfair trade practice.

This section is not to be construed as prohibiting all sales below cost, but only such selling below the seller's cost as is resorted to and pursued as a monopolistic practice with the wrongful intent referred to and coupled with the effect of unreasonably restraining trade, tending to create a monopoly, or substantially lessening competition. Sales below cost by a competitor not in a sufficiently strong competitive position to produce, and not actually producing, the monopolistic or restraining effect mentioned, do not fall within the inhibitions of this section.

The costs referred to in this section are actual costs of the respective seller and not some other figure or average costs in the industry determined by an industry cost survey or otherwise. [Rule 20]

§ 146.21 *Discrimination*—(a) *Prohibited discriminatory prices, or rebates, refunds, discounts, credits, etc., which effect unlawful price discrimination.* It is an unfair trade practice for any member of the industry engaged in commerce,¹ in the course of such commerce, to grant or allow, secretly or openly, directly or indirectly, any rebate, refund, discount, or credit, or the granting of free goods, or other form of price differential, where such rebate, refund, discount, or credit, or the granting of free goods, or other form of price differential, effects a discrimination in price between different purchasers of goods of like

grade and quality, where either or any of the purchases involved therein are in commerce,¹ and where the effect thereof may be substantially to lessen competition or tend to create a monopoly in any line of commerce,¹ or to injure, destroy, or prevent competition with any person who either grants or knowingly receives the benefit of such discrimination, or with customers of either of them: *Provided, however:*

(1) That the goods involved in any such transaction are sold for use, consumption, or resale within any place under the jurisdiction of the United States;

(2) That nothing herein contained shall prevent differentials which make only due allowance for differences in the cost of manufacture, sale, or delivery resulting from the differing methods or quantities in which such commodities are to such purchasers sold or delivered;

(3) That nothing herein contained shall prevent persons engaged in selling goods, wares, or merchandise in commerce¹ from selecting their own customers in bona fide transactions and not in restraint of trade;

(4) That nothing herein contained shall prevent price changes from time to time where made in response to changing conditions affecting either (i) the market for the goods concerned, or (ii) the marketability of the goods, such as, but not limited to, actual or imminent deterioration of perishable goods, obsolescence of seasonal goods, distress sales under court process, or sales in good faith in discontinuance of business in the goods concerned.

(b) *Prohibited brokerage and commissions.* It is an unfair trade practice for any member of the industry engaged in commerce,¹ in the course of such commerce, to pay or grant, or to receive or accept, anything of value as a commission, brokerage, or other compensation, or any allowance or discount in lieu thereof, except for services rendered in connection with the sale or purchase of goods, wares, or merchandise, either to the other party to such transaction or to an agent, representative, or other intermediary therein where such intermediary is acting in fact for or in behalf, or is subject to the direct or indirect control, of any party to such transaction other than the person by whom such compensation is so granted or paid.

(c) *Prohibited advertising or promotional allowances, etc.* It is an unfair trade practice for any member of the industry engaged in commerce¹ to pay or contract for the payment of advertising or promotional allowances or any other thing of value to or for the benefit of a customer of such member in the course of such commerce as compensation or in consideration for any services or facilities furnished by or through such customer in connection with the processing, handling, sale, or offering for sale of any products or commodities manufactured, sold, or offered for sale by such member, unless such payment or consideration is available on proportionally equal terms to all other customers competing in the distribution of such products or commodities.

(d) *Prohibited discriminatory services or facilities.* It is an unfair trade practice for any member of the industry to discriminate in favor of one purchaser against another purchaser or purchasers of a commodity bought for resale, with or without processing, by contracting to furnish or furnishing, or by contributing to the furnishing of, any services or facilities connected with the processing, handling, sale, or offering for sale of such commodity so purchased upon terms not accorded to all purchasers on proportionally equal terms.

(e) *Inducing or receiving an illegal discrimination in price.* It is an unfair trade practice for any member of the industry engaged in commerce,¹ in the course of such commerce, knowingly to induce or receive a discrimination in price which is prohibited by the foregoing provisions of this section.

(f) *Purchases by schools, colleges, universities, public libraries, churches, hospitals, and charitable institutions not operated for profit.* The foregoing provisions of this section relate to practices within the purview of the Robinson-Patman Antidiscrimination Act, which act and the application thereunder of this section are subject to the limitations expressed in the amendment to such Robinson-Patman Antidiscrimination Act, which amendment was approved May 26, 1938, and reads as follows:

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That nothing in the Act approved June 19, 1936 (Public, Numbered 692, Seventy-fourth Congress, second session), known as the Robinson-Patman Antidiscrimination Act, shall apply to purchases of their supplies for their own use by schools, colleges, universities, public libraries, churches, hospitals, and charitable institutions not operated for profit.

(52 Stat. 466; U.S.C., Title 15, sec. 13c) [Rule 21]

§ 146.22 *Unlawful interference with raw material purchases.* It is an unfair trade practice for any member of the industry, by means of any monopolistic practices or through combination, conspiracy, coercion, boycott, threats, or any other unlawful means, directly or indirectly, to interfere with a competitor's right to purchase his raw materials and supplies from whomsoever he chooses, or to sell his product to whomsoever he chooses. [Rule 22]

§ 146.23 *Aiding or abetting use of unfair trade practices.* It is an unfair trade practice for any person, firm, or corporation to aid, abet, coerce, or induce another, directly or indirectly, to use or promote the use of any unfair trade practice specified in this part. [Rule 23]

Group II

Compliance with the trade practice provisions embraced in the Group II rules is considered to be conducive to sound business methods and is to be encouraged and promoted individually or through voluntary cooperation exercised in accordance with existing law. Nonobservance of such rules does not, per se, constitute violation of law. Where, however, the practice of not complying with any such Group II rules is followed

¹ As here used, the word "commerce" means "trade or commerce among the several States and with foreign nations, or between the District of Columbia or any Territory of the United States and any State, Territory, or foreign nation, or between any insular possessions or other places under the jurisdiction of the United States, or between any such possession or place and any State or Territory of the United States or the District of Columbia or any foreign nation, or within the District of Columbia or any Territory or any insular possession or other place under the jurisdiction of the United States." *Provided, That this shall not apply to the Philippine Islands.*

in such manner as to result in unfair methods of competition, or unfair or deceptive acts or practices, corrective proceedings may be instituted by the Commission as in the case of a violation of Group I rules.

RULE A: Cost records. It is the judgment of the industry that each member should independently keep proper and accurate records for determining his costs.

RULE B: Repudiation or cancellation of contracts. Lawful contracts are business obligations which should be performed in letter and in spirit. The repudiation or cancellation of contracts by sellers on a rising market or by buyers on a declining market is condemned by the industry.

A Committee on trade practices is hereby created by the industry to co-operate with the Federal Trade Commission and to perform such acts as may be legal and proper to put these rules into effect.

Promulgated and issued by the Federal Trade Commission June 23, 1945.

[SEAL]

OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 45-10967; Filed, June 22, 1945;
9:13 a. m.]

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs

[T. D. 51254]

CLAIM FOR SURPLUS PROCEEDS OF SALE; DRAWBACK

PART 22—DRAWBACK

Section 22.7, Customs Regulations of 1943 (19 CFR, Cum. Supp., 22.7), is hereby amended as follows:

The first sentence of paragraph (a) is amended by deleting the parenthetical matter at the end of the sentence and substituting therefor the words "in duplicate."

Paragraph (d) is amended to read as follows:

(d) A failure to file a notice of intent with the collector, or a failure to deliver a copy to the customs officer at the place of lading shall not bar the allowance of drawback if either of such requirements of paragraph (a) was complied with and no other act or omission of the exporter, carrier, or agent of either resulted in a failure to obtain customs inspection. If neither a notice of intent was so filed nor a copy was so delivered, drawback shall be allowed on the involved merchandise only if specifically authorized by the Bureau.

(Sec. 313, 46 Stat. 693, secs. 402, 403, 49 Stat. 1960, sec. 624, 46 Stat. 759; 19 U.S.C. 1313, 1624.)

Section 22.12, Customs Regulations of 1943 (19 CFR, Cum. Supp., 22.12), is hereby amended by deleting the words "until a copy of the notice of intent has been filed in the collector's office," and

substituting therefore the words "until a notice of intent in duplicate has been filed with the collector."

(Sec. 313, 46 Stat. 693, secs. 402, 403, 49 Stat. 1960, sec. 624, 46 Stat. 759; 19 U.S.C. 1313, 1624.)

PART 20—DISPOSITION OF UNCLAIMED AND ABANDONED MERCHANDISE

Paragraphs (g) and (h) of § 20.6 Customs Regulations of 1943 (19 CFR, Cum. Supp., 20.6 (g) and (h)), are hereby amended to read as follows:

(g) If a claim of the owner of unclaimed merchandise for the surplus proceeds of sale is properly established by due proof of his right to make entry for the merchandise, such proceeds of sale shall be paid to him pursuant to section 493, Tariff Act of 1930, by a refund from the collector's special deposit account provided the claim was filed within 10 days after the sale and allowed before the proceeds of sale have been deposited in the Treasury, and in other cases by a refund from the appropriation "Refunds and Drawbacks, Customs." Any doubtful claim shall be forwarded to the Bureau with all pertinent documents and information available to the collector for the instructions of the Bureau or for reference by it to the General Accounting Office for direct settlement.

(h) Claims of the owner or consignee for the surplus proceeds of a sale made pursuant to section 559, Tariff Act of 1930, shall be paid in the manner and subject to the conditions stated in paragraph (g).

(Sec. 493, 46 Stat. 727, sec. 491, 46 Stat. 726, sec. 14, 52 Stat. 1083, sec. 559, 46 Stat. 744, sec. 23 (a), 52 Stat. 1088, sec. 624, 46 Stat. 759; 19 U.S.C. 1491, 1493, 1559, 1624.)

PART 24—CUSTOMS FINANCIAL AND ACCOUNTING PROCEDURE

Section 24.25, Customs Regulations of 1943 (19 CFR, Cum. Supp., 24.25), is hereby amended by deleting "or in warehouse beyond time fixed by law" from the caption and "or involuntarily abandoned" from the first sentence.

(Sec. 491, 46 Stat. 726, sec. 14, 52 Stat. 1083, secs. 493, 624, 46 Stat. 727, 759; 19 U. S. C. 1493, 1624.)

W. R. JOHNSON,
Commissioner of Customs.

Approved: June 20, 1945.

HERBERT E. GASTON,
Acting Secretary of the Treasury.

[F. R. Doc. 45-11022; Filed, June 22, 1945;
12:00 m.]

TITLE 32—NATIONAL DEFENSE

Chapter VIII—Foreign Economic Administration

Subchapter B—Export Control [Amdt. 36]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS; MISCELLANEOUS COMMODITIES

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:

Dept. of Comm. Schedule B No.	Commodity	Gen. Lic. country group	GLV dollar value limits country groups		G-post dollar value limits
			K	G4	
	<i>Vegetables and preparations, edible</i>				
124500	Vegetables, canned:	K	100	25	25
124990	Soups, baby food.	K	100	25	25
	Vegetables and juices, baby food, n. e. s.				
134200	<i>Fruits and preparations</i>				
	Canned fruits: Prunes and plums, baby food.	K	100	25	25
	<i>Naval stores, gums and resins</i>				
211400	Gum spirits of turpentine:				
211400	Essencia trementina, gum derived.	K	100	25	25
211510	Wood turpentine:				
211510	Essencia trementina, wood derived.	K	100	25	25
	<i>Vegetable fibers and manufactures</i>				
347500	Oakum.	K	100	25	25
	<i>Iron and steel manufactures</i>				
611820	Knives, sewing machine, industrial.	K	100	25	25
	<i>Nonferrous ores, metals, and alloys, except precious</i>				
664998	Calcium metal.	K	100	25	25

This amendment shall become effective immediately upon publication.

(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: June 16, 1945.

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

[F. R. Doc. 45-10958; Filed, June 21, 1945;
2:32 p. m.]

[Amdt. 37]

PART 812—LIMITED PRODUCTION LICENSE FOR TRUCKS "LPL"

Sec.

- 812.1 Destinations.
- 812.2 General provisions.
- 812.3 Clearance for export.
- 812.4 Period of validity.

AUTHORITY: §§ 812.1 to 812.4, inclusive, issued under 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.

§ 812.1 *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.

§ 812.2 *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 new 1945 highway type trucks, bus chassis and truck-tractors manufactured for export under the provisions of War Production Board Order L-1-e and classification under one of the following Schedule B numbers:

790101 thru 790103, 790201, 790202, 790301, 790431 thru 790465, 790500.

(b) Any person, who is a manufacturer, or the agent of a manufacturer, authorized, under the provisions of War Production Board Order L-1-e, to produce for export any of the types of trucks, bus chassis or truck-tractors 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 New 1945 Highway Type Trucks, Bus Chassis and Truck-tractors" 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 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) Applications for limited production licenses and related distribution schedules for new 1945 highway type trucks, bus chassis and truck-tractors shall be filed with the Requirements and Supply Branch, Foreign Economic Administration, Washington 25, D. C.

(d) Any exporter, whose application for a limited production license and related application for a distribution schedule for new 1945 highway type trucks, bus chassis and truck-tractors, has been approved by the Foreign Economic Administration, may, during the period of validity of the license and subject to the provisions of paragraph (e) of this section, 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 vehicles approved by the Foreign Economic Administration for export to each such country or group of countries in said distribution schedule.

(e) No exportation may be made under an approved limited production license for new 1945 highway type trucks, bus chassis or truck-tractors unless, prior to shipment, the holder of the license obtains through the Foreign Economic Administration a Government Exemption Permit issued by the Office of Defense Transportation (Form ODT-718) authorizing the transfer of each vehicle or group of vehicles to be exported under such license.

(f) Limited production licenses and related distribution schedules for vehicles described in paragraph (a) of this section 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 to which the amendment is applicable.

§ 812.3 *Clearance for export.* (a) The provisions of § 801.7 of this subchapter shall not apply to exportations under any limited production license for new 1945 highway type trucks, bus chassis or truck-tractors. In lieu of the presentation of an original export license or other document issued by the Foreign Economic Administration, an exporter making an exportation of vehicles under the limited production license shall present to the United States Collector of Customs at the port of exit a Shipper's Export Declaration bearing the symbol "LPL", the number of the limited production license pursuant to which such exportation is being made, and the Government Exemption Permit number or numbers covering the particular shipment.

(b) The use by any exporter of the symbol "LPL" on a Shipper's Export Declaration for the purpose of clearing an exportation of new 1945 highway type trucks, bus chassis or truck-tractors, 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 relating to such license; and (3) that all of the other provisions and conditions of said license have been met.

§ 812.4 *Period of validity.* Limited production licenses for new 1945 highway type trucks, bus chassis, and truck-tractors shall be valid for the period beginning on July 1, 1945 or on any subsequent date of issuance and expiring on January 31, 1946 unless the period of validity is reduced or extended by the Foreign Economic Administration. All limited production licenses for such vehicles are subject to revocation or revision at any time by the Foreign Economic Administration.

This amendment shall become effective immediately upon publication.

Dated: June 8, 1945.

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

[F. R. Doc. 45-10959; Filed, June 21, 1945;
2:32 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-753, Revocation]

CIAMPI SAW PLANT

Suspension Order No. S-753 was issued April 4, 1945, against Ciampi Saw Plant, Barre, Vermont, for violation of L-41. In view of the fact that Conservation Order L-41 has been amended, the Chief Compliance Commissioner has directed that Suspension Order No. S-753 be revoked forthwith.

In view of the foregoing, it is hereby ordered, that: § 1010.753, *Suspension Order No. S-753* be revoked, effective June 22, 1945.

Issued this 22d day of June 1945.

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

[F. R. Doc. 45-10984; Filed, June 22, 1945;
11:19 a. m.]

PART 1255—INVENTORY RESTRICTION EXCEPTIONS

[General Inventory Order M-161, as Amended June 22, 1945]

§ 1255.1 *General Inventory Order M-161—(a) What this order does.* This order excepts certain materials from inventory restrictions and from limits on the purchase of maintenance, repair, and operating supplies. The exception is made in some cases because there is no serious shortage of the material and in other cases because the material is available in quantity only in certain seasons, so that it is desirable to permit persons to buy and store it without limit.

(b) *Exception to inventory restrictions.* Section 944.14 of Priorities Regulation 1, which restricts inventory to a practicable working minimum, does not

apply to the materials listed on Schedule A. Each of these materials is also exempted from all inventory restrictions in any other regulation or order of the War Production Board unless they expressly mention the material.

(c) *Exemption from restrictions on maintenance, repair, and operating supplies.* The materials listed on Schedule A are not subject to any restrictions in any regulation or order of the War Production Board which limit the quantity of material received or ordered for maintenance, repair, or operating supplies during any period on the basis of the amount of such supplies purchased during a base period. A person may receive or order for delivery any quantity of listed materials without regard to these restrictions. He does not have to charge his orders for any such material against his base-period quota except to the extent that purchases of the same material were taken into account in arriving at his quota. For example, a manufacturer operating under CMP Regulation 5 is limited in his purchases of maintenance, repair, and operating supplies to the amount which he spent in the base period. A manufacturer who spent \$50,000 during the base period, including \$500 for a listed material, may buy any amount of that material during the current period and may use his MRO rating for that purpose, and he need include only \$500 of the amount thus spent for that material in figuring the amount to be charged to his quota of MRO.

Issued this 22d day of June 1945.

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

SCHEDULE A

NOTE: "Kaolin" and "Soapstone" deleted from Schedule A, June 22, 1945.

This lists the materials which are exempt from all inventory limitations and from restrictions on the quantity which may be purchased for maintenance, repair or operating supplies.

Asbestos unmanufactured, all grades and types.

Borax.
Boric acid.
Domestic andalusite.
Domestic dumortierite.
Ilmenite.
Phosphate rock.
Potter's flint.
Salt (sodium chloride) in bulk.
Sodium sulfate (salt cake).
Sodium sulfite.
Stoneware clay.
Sulphur.
Vermiculite.
Waste paper.

[F. R. Doc. 45-10981; Filed, June 22, 1945; 11:19 a. m.]

PART 3175—REGULATIONS APPLICABLE TO THE CONTROLLED MATERIALS PLAN

[CMP Reg. 4, Revocation of]
Direction 6]

LIMITATION OF DELIVERIES ON "Z" ORDERS

Direction 6 to CMP Regulation 4 is hereby revoked. This revocation does

not affect any liability incurred under this order.

Issued this 22d day of June 1945.

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

[F. R. Doc. 45-10979; Filed, June 22, 1945; 11:20 a. m.]

PART 3175—REGULATIONS APPLICABLE TO THE CONTROLLED MATERIALS PLAN

[CMP Reg. 9A, Direction 5]

USE OF RATINGS FOR REPAIR OF MOTORS

The following direction is issued pursuant to CMP Regulation 9A:

Despite the provisions of paragraph (f) of Priorities Regulation 3, repairmen using the ratings assigned by CMP Regulation 9A or Order P-126, may use the rating to get motors repaired, rewound, or rebuilt which are used in such products as household refrigerators, washers, oil burners, coal stokers, etc., or in commercial refrigeration systems.

Issued this 22d day of June 1945.

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

[F. R. Doc. 45-10980; Filed, June 22, 1945; 11:20 a. m.]

PART 3208—SCHEDULED PRODUCTS

[General Scheduling Order M-293, Revocation of Table 16]

PRINTING AND PUBLISHING DIVISION

Table 16 (§ 3208.17 *Table for Printing and Publishing Division*) of Limitation Order M-293 is hereby revoked.

Issued this 22d day of June 1945.

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

[F. R. Doc. 45-10982; Filed, June 22, 1945; 11:19 a. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-328, Direction 16]

PRIORITIES ASSISTANCE FOR RAYON YARN FOR SHOE LACE MANUFACTURERS

The following direction is issued pursuant to Conservation Order M-328:

(a) All manufacturers of shoe laces who need rayon yarn before August 1, 1945, for the production of shoe laces and who are unable to obtain it without a preference rating may apply for priorities assistance with which to obtain 100 or 150 denier bright continuous filament acetate or spun rayon yarn for such purpose.

(b) If a manufacturer wants priorities assistance to get rayon yarn for the purpose of making shoe laces, he must write a letter to the War Production Board, Textile, Clothing and Leather Bureau, Washington 25, D. C., Ref: Direction 16 to M-328, nor later than June 27, 1945, stating:

(1) The quantity of 100 or 150 denier bright continuous filament acetate rayon yarn and the quantity of spun rayon yarn for which a preference rating is desired.

(2) How much cotton yarn, how much continuous filament rayon yarn, and how much spun rayon yarn he consumed in the manufacture of shoe laces in the first quarter of 1945.

(3) That all the rayon yarn purchased by using a preference rating obtained under this Direction will be used by him to make shoe laces. The War Production Board, in proper cases, will assign a preference rating and specify the amount and type of rayon yarn authorized, in a letter to the applicant, in accordance with the criteria stated in paragraph (c) of this direction.

The provisions of this paragraph (b) have been approved by the Bureau of the Budget, in accordance with the Federal Reports Act of 1942.

(c) The total amount of rayon yarn for which priorities assistance will be granted under this direction is limited. Within the available supply applications will generally be granted pro rata, based on the amount of yarn used by the applicant in the manufacture of shoe laces in the first calendar quarter of 1945. Persons who did not use yarn in the manufacture of shoe laces in the first calendar quarter of 1945 and persons whose use of yarn for such purpose during that period was below their usual quarterly consumption may, nevertheless, apply for their needs, and their applications will be processed on an equitable basis.

(d) Orders for rayon yarn may be placed and preference ratings assigned under this direction must be applied and extended in the manner provided in Priorities Regulations 1 and 3. However, no person may apply a preference rating assigned under this direction to an order calling for delivery of rayon yarn after July 31, 1945.

Issued this 22d day of June 1945.

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

[F. R. Doc. 45-10983; Filed, June 22, 1945; 11:19 a. m.]

PART 904—PROCUREMENT

[Directive 40, Amdt. 1]

CLEARANCE AND CONSULTATION ON CUTBACKS

Directive 40 (§ 904.6) is hereby amended by striking out everything after paragraph (c) (3) and substituting the following:

Planning for Post VJ-Day

(p) War contracts will be cancelled as rapidly as is mechanically possible after the declaration of VJ-day.

(q) The procurement agencies will report, by programs, to the Production Readjustment Committee, those procurement programs which are expected to continue after VJ-day.

(r) The reports called for in paragraph (q) shall be submitted under the terms and limitations of the Directive of the Office of War Mobilization and Reconversion dated January 20, 1945, entitled "Report of Changes in Production and Material Requirements to the War Production Board."

(s) The procedures for clearance and consultation on cutbacks (paragraphs (e) through (o)) will cease to be effective at VJ-day.

Issued this 21st day of June 1945.

J. A. KRUG,
Chairman.

[F. R. Doc. 45-10960; Filed, June 21, 1945; 4:10 p. m.]

PART 1010—SUSPENSION ORDER

[Suspension Order S-776, Amdt. 1]

BENNIE FRENCH

Bennie French of Pass Christian, Harrison County, Mississippi, during the month of December 1944 did construction without authorization from the War Production Board on his property known as "Bennie French's Tavern" located on Henderson Point, Mississippi, two and one quarter miles west of the town of Pass Christian and approximately 600 feet northerly of a Merchant Marine Cadet School. Suspension Order No. S-776 was issued against Bennie French on April 30, 1945. An appeal was filed on June 6, 1945 and in view of the amendment of May 29, 1945 to Order L-41 the Chief Compliance Commissioner has directed that the suspension ordered be amended to allow additional construction up to but not exceeding \$5,000.

In view of the foregoing, it is hereby ordered, that: § 1010.776, *Suspension Order No. S-776* issued April 30, 1945 be amended by the substitution of the following paragraph (a) for the present paragraph (a):

(a) Neither Bennie French, his successors or assigns, nor any other person shall do any construction on his premises known as "Bennie French's Tavern" located on Henderson Point, Mississippi, two and one quarter miles west of Pass Christian, Mississippi, including putting up or altering the structure located on said premises, except that Bennie French may do additional construction on the property known as "Bennie French's Tavern" so that the construction begun in December 1944 may equal a cost of \$5,000 but may not exceed that amount, unless hereafter specifically authorized in writing by the War Production Board.

Issued this 19th day of June 1945.

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

[F. R. Doc. 45-10818; Filed, June 19, 1945;
4:33 p. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S-777, Amdt. 1]

BENTON HARBOR MALLEABLE INDUSTRIES

Suspension Order No. S-777 was issued April 30, 1945, effective May 7, 1945, against Benton Harbor Malleable Industries, a Michigan corporation with offices at Benton Harbor, Michigan. The Chief Compliance Commissioner, upon request for a modification of the suspension order, finds that it appears that the die-casting plant, forging plant and machine shop of the respondent are operating on schedule, and it is therefore desirable to remove these divisions from its operation. He has therefore directed that the suspension order be amended.

In view of the foregoing, it is hereby ordered, that: § 1010.777, *Suspension Order No. S-777* issued April 30, 1945 and effective May 7, 1945 be amended by adding the following paragraph (g):

(g) The restrictions of paragraphs (a) and (b) of this order shall not apply to respondent's die-casting plant, forging plant and machine shop, but orders ac-

cepted for the output of these plants shall be scheduled and filled in accordance with War Production Board priorities regulations.

Issued this 19th day of June.

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

[F. R. Doc. 45-10819; Filed, June 19, 1945;
4:34 p. m.]

Chapter XI—Office of Price Administration

PART 1418—TERRITORIES AND POSSESSIONS

[Territorial Consumer Goods Reg. 1, Amdt. 1
to Supp. 2]

CERTAIN IMPORTED SWISS WATCHES SOLD IN
THE TERRITORY OF HAWAII

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.

Supplement 2 to Territorial Consumer Goods Regulation 1 is amended in the following respects:

1. Section 5 is amended by changing the caption and first sentence of paragraph (a) thereof to read as follows:

Sec. 5. *Maximum prices for sales to retailers and at retail of certain models of imported Swiss watches.* (a) The maximum prices for sales of certain models of the imported Swiss watches listed and identified below shall be as follows:

2. Section 5 (a) is amended by adding ten new subdivisions numbered (5) to (14), inclusive, to read as follows:

(5) *Audemars Piguet watches.* (Imported by Watches of Switzerland, 599 Fifth Ave., New York, N. Y.)

Case No.	Description	Maximum prices to retailers	Maximum retail prices including 20 percent federal excise tax
255.....	Gent, 18K, 19J, 13L.....	\$165	\$330
10198.....	Gent, 18K, 19J, 13L.....	195	390
255.....	Gent, 18K, 20J, C813L.....	180	360
10198.....	Gent, 18K, 20J, C813L.....	185	375
10242.....	Gent, 18K, 20J, C813L.....	185	375
766.....	Gent, 18K, 18J, 9/10.....	185	375
255.....	Gent, 18K, 18J, 9/10.....	200	395
10198.....	Gent, 18K, 18J, 9/10.....	210	420
10242.....	Gent, 18K, 18J, 9/10.....	215	430
10242.....	Gent, 18K, 18J, TS.....	215	430
31.....	Gent, 18K, 18J, 9/10.....	225	450
31B.....	Gent, 18K, 18J, 9/10.....	232	465
566.....	Gent, 18K, 18J, 9/10.....	235	470
102.....	Gent, 18K, 18J, 9/10.....	215	430
A.....	Gent, 18K, 18J, 9/10.....	237	475
10202.....	Gent, 18K, 18J, 9/10.....	210	420
10202.....	Gent, 18K, 18J, 9/10.....	220	440
12/12.....	Pocket, 18K, 19J, 17.....	255	510
17/32.....	Pocket, 18K, 19J, 17.....	190	380
12/12.....	Pocket, 18K, 19J, 17.....	345	690
.....	Ladies, 18K, 18J, 6/7.....	175	350
.....	Ladies.....	185	375
.....	Ladies.....	190	385
.....	Movements, 6/7.....	100
.....	Movements, 5/2.....	115

No charge may be added to these prices for the extension of credit.

The above maximum prices for sales to retailers are subject to terms of 2%, ten days, net 30 days.

(6) *Watches imported or distributed by the E. M. Rosenthal Jewelry Co., 702 H Street N.W., Washington, D. C.*

PAUL BREGUETTE 17 JEWEL

Series and Description	Maximum retail prices exclusive of Federal Excise Tax
A-1-PB; 5 ligne gold filled domestic case.....	\$45.00
A-2-PB; 5 ligne gold filled domestic case.....	50.00
B-1-PB; 5 ligne 14K S. G. domestic case.....	59.09
B-2-PB; 5 ligne 14K S. G. domestic case.....	65.00
B-3-PB; 5 ligne 14K S. G. domestic case.....	75.00
C-1-PB; 5 ligne 14K S. G. imported case.....	100.00
C-2-PB; 5 ligne 14K S. G. imported case.....	125.00
C-3-PB; 5 ligne 14K S. G. imported case.....	140.00
D-1-PB; 7 x 11 ligne gold filled domestic case.....	55.00
F-1-PB; 8 x 9 ligne gold filled domestic case.....	50.00
F-2-PB; 8 x 9 ligne gold filled domestic case.....	60.00
G-1-PB; 8 x 9 ligne 14K S. G. domestic case.....	75.00
G-2-PB; 8 x 9 ligne 14K S. G. domestic case.....	85.00
G-3-PB; 8 x 9 ligne 14K S. G. domestic case.....	95.00
H-1-PB; 8 x 9 ligne 14K S. G. imported case.....	125.00
H-2-PB; 8 x 9 ligne 14K S. G. imported case.....	150.00
H-3-PB; 8 x 9 ligne 14K S. G. imported case.....	175.00
I-1-PB; 10½ ligne gold filled.....	45.00
I-2-PB; 10½ ligne gold filled.....	55.00
J-1-PB; 10½ ligne 14K steel back waterproof.....	65.00
J-2-PB; 10½ ligne all 14K waterproof.....	85.00
J-3-PB; 10½ ligne all 14K waterproof.....	110.00
K-1-PB; 10½ ligne all steel non-waterproof.....	54.55
K-2-PB; 10½ ligne all steel waterproof.....	54.55
L-1-PB; 11½ ligne all steel non-waterproof.....	50.00
M-1-PB; 11½ ligne all steel waterproof.....	50.00
M-1-2-PB; 11½ ligne all steel waterproof Sweep.....	55.00
N-1-3-PB; 11½ ligne 14K waterproof.....	145.84

FAIRFAX

M-1; 7J 6 x 8 ligne, RGP, fob.....	29.75
M-1; 17J 6 x 8 ligne, RGP, fob.....	38.64
M-2; 17J 6 x 8 ligne, RGP, fob.....	42.50
P-1; 7J 8½ ligne, RGP fob.....	27.50
P-2; 7J 8½ ligne, RGP fob.....	29.75
P-3; 17J 8½ ligne, fob, 10K solid gold.....	85.00
A-1-F; 7J 6 x 8 ligne, RGP, steel back, cord.....	22.50
A-2-F; 7J 6 x 8 ligne, RGP, cord.....	24.75
A-3-F; 7J 6 x 8 ligne, RGP, steel back, bracelet.....	24.50
A-4-F; 7J 6 x 8 ligne, RGP, bracelet.....	27.50
B-1-F; 17J 6 x 8 ligne, RGP, steel back, cord.....	27.50
B-2-F; 17J 6 x 8 ligne, RGP, cord.....	29.95
B-3-F; 17J 6 x 8 ligne, 14K gold, cord.....	40.00
B-4-F; 17J 6 x 8 ligne RGP, steel back, bracelet.....	29.75
B-5-F; 17J 6 x 8 ligne RGP, bracelet.....	33.75
C-1-F; 7J 8½ ligne RGP, steel back, ladies.....	22.50
C-2-F; 7J 8½ ligne RGP, ladies.....	24.75
C-3-F; 7J 8½ ligne RGP, ladies, steel back, bracelet.....	24.75
C-4-F; 7J 8½ ligne RGP, ladies, bracelet.....	27.50
D-1-F; 17J 8½ ligne RGP, ladies, steel back.....	27.50
D-2-F; 17J 8½ ligne RGP, ladies, cord.....	29.75

FAIRFAX—continued

Maximum retail prices exclusive of Federal Excise Tax

Series and Description
E-1-F: 7J 8% ligne RGP, steel back, gents, strap
E-2-F: 7J 8% ligne RGP, gents, strap
F-1-F: 17J 8% ligne RGP, gents, steel back
F-2-F: 17J 8% ligne RGP, gents, strap
G-1-F: 7J 10% ligne RGP, gents, strap, steel back
G-2-F: 7J 10% ligne RGP, gents, strap
G-3-F: 7J 10% ligne chrome, waterproof, gents, strap
G-4-F: 7J 10% ligne silver, waterproof, steel back
H-1-F: 17J 10% ligne RGP, steel back, gents, strap
H-2-F: 17J 10% ligne RGP, gents, strap
H-3-F: 17J 10% ligne chrome, waterproof
H-4-F: 17J 10% ligne silver, steel back, waterproof
I-1-F: 7J 11% ligne RGP, steel back, gents
I-2-F: 7J 11% ligne RGP, gents, strap
I-3-F: 7J 11% ligne chrome, gents, strap, waterproof

FAIRFAX—continued

Maximum retail prices exclusive of Federal Excise Tax

Series and Description
I-4-F: 7J 11% ligne silver, steel back, waterproof
J-1-F: 17J 11% ligne RGP steel back, gents, strap
J-2-F: 17J 11% ligne RGP gents, strap
J-3-F: 17J 11% ligne chrome gents, waterproof
J-4-F: 17J 11% ligne silver, steel back, waterproof
K-1-F: 17J 10% and 11% L, chrome, steel back, waterproof, sweep sec., strap
K-2-F: 17J 10% and 11% L, chrome, steel back, strap waterproof
OTHER BRANDS
L-1: 17J 11% ligne, waterproof, sweep sec., chrome, steel back, strap
L-2: 17J 10 ligne, waterproof, sweep sec., chrome, steel back, strap
No charge for the extension of credit retail prices which are exclusive of the Federal Excise Tax of 10% (20% in the case of watches retailing for more than \$65.00).

(7) Croton watches. (Imported by Horowitz & Son, Inc., 48 West 48th Street, New York 19, N. Y.)

Style	Description	Importer to retailers	Wholesalers to retailers	At retail exclusive of Federal excise tax
Charles-Chester-Craig	11½ L thin 9J RGP St. Bak WB strap.	\$8.25	\$10.75	\$16.75
Willard-SR	10½ L 17J gold fld. WA strap	14.00	18.20	29.75
Executive	10½ L 17J 14K WA strap 22K solid gold hand indicators.	41.00	53.00	85.00
Gleam	8½ x 9L 17J 14K WA strap	35.00	45.50	75.00
Gary	8½ x 9L 17J gold fld. WA strap	13.90	18.07	29.95
Rodney	8½ x 9L 17J gold fld. WA strap	13.90	18.07	29.95
Rodney	8½ x 9L 17J gold fld. WA strap	25.80	33.54	57.50
Juno-Pansy-Daisy-Orchid	8½ L 9J St. Bak of cord	7.70	10.01	17.70
Ce-Coe-O6B	8½ L 9J St. Bak of cord	10.60	13.92	22.75
Nigron/B	8½ L 9J gold fld. fob.	14.25	18.52	30.75
D 861	8½ L 9J GF spray fob.	15.25	19.83	33.50
D 861-A	8½ L 9J gold fld. fob.	14.25	18.52	30.75
L 4	8½ L 9J spray fob GF	13.10	17.03	26.95
Juno-Pansy-Daisy	8½ L 17J St. Bak. of cord RGP	9.20	11.94	19.95
Nigron-Migron-A	8½ L 17J spray fob GF	16.75	21.76	35.00
D 887	8½ L 17J gold fld. fob.	14.60	18.98	30.75
R 887	8½ L 17J spray fob.	18.25	23.80	39.95
Dotty-Isabel-Aline-Colette	8½ L 17J 14K 02 cord.	13.75	17.89	30.75
Nydia	8½ L 17J 14K 02 cord.	14.75	19.18	33.50
Renée	8½ L 17J 14K H11 cord.	14.75	19.18	33.50
Laura-Barbara-Helen	8½ x 8 L Reg. 17J 14K 02 cord	19.60	24.70	39.95
Joan	8½ x 8 L Reg. 17J 14K WA strap	18.35	23.35	38.00
Maxine-Sharon-Cameo	8½ x 8 L Reg. 17J 14K 02 cord	13.65	17.75	30.75
CS	8½ x 8 L 9J SB of cord RGP	4.75	6.25	11.00
Marine	8½ x 8 L thin 17J 14K novelty watch	4.75	6.25	11.00
Patricia	8½ x 8 L thin 17J 14K 02-03 cord	20.35	26.45	46.80
Laura-Barbara-Helen	8½ x 8 L thin 17J 14K 02-03 cord	19.65	25.75	46.80
Lydia	8½ x 8 L thin 17J 14K 02-03 cord	13.65	17.75	30.75
Medic	8½ x 9J 10K gold Ed. yellow nurses WA strap.	13.00	16.90	29.95

Style

Style	Description	Importer to retailers	Wholesalers to retailers	At retail exclusive of Federal excise tax
Marge	8½ L 9J 10K gold fld. yellow nurses WA strap.	\$20.75	\$28.98	\$45.00
Madge	8½ L 17J 14K nurses H12 cord.	20.00	26.00	45.00
Aquamedico C	11½ L 9J silver SB WP strap.	14.40	18.72	29.95
Navigator	11½ L 9J RGP sweep second WA strap.	12.75	16.58	26.50
Aquamedico A	11½ L 17J 10K WA strap.	34.00	44.20	65.00
Aquamedico A	11½ L 17J 14K WA strap.	42.50	55.25	100.00
Clinic	10½ L 17J chrome SB strap.	10.00	13.00	22.75
Aquamedico B	11½ L 17J chrome SB RC strap WP Swiss.	15.10	19.63	29.95
Aquamedico A	10½ L 17J chrome SB RC strap WP Swiss.	15.90	20.67	33.50
Aquatic	8½ L 17J steel RC strap automatic Swiss.	19.65	25.55	39.95
Aquatic	Sweep second 8½ L 17J steel RC strap automatic.	21.20	27.56	45.00
L 90A	5L 14K 17J fob. watch	29.00	37.70	63.50
Anita-Louise	5L 14K 17J H11 cord and 1L box	23.40	29.61	49.50
Rodlyn	5L 14K 17J H11 cord and 1L box	22.70	29.11	47.50
Carla-Cheryl	5L 14K 17J H11 cord and 1L box	23.90	30.67	51.50
Verna	5L 14K 17J H11 cord and 1L box	28.50	36.64	62.50
Fern	5L 14K 17J H11 cord and 1L box	27.25	35.43	62.50
A. M. A.	10½ L 17J WP RC strap and No. 4 box.	16.50	21.45	33.50
Resistal E.	8½ x 9L 17J WP RC strap and No. 4 box.	19.85	25.81	37.50
A. M. L.	7½ L 17J WP RC strap and AM box.	23.35	30.26	52.50
Dean-Newton-Martin	11½ L reg. 7J yel. st. BK. WB strap and 2N box.	6.65	8.65	14.95
Exter-Skipper-Martin	11½ L reg. 7J chrome top St. Bk. WB strap-No. box.	6.00	7.90	13.75
Karen	5L 17J 14K H11 cord and 1L box.	22.75	29.58	49.50

The importer's maximum prices set forth above are subject to its customary March 1942 terms and allowances.

The maximum prices established for sales by wholesalers to retailers are f. o. b. the wholesaler's city and are subject to terms of 2%, 30 days.

No charge for the extension of credit may be added to the above maximum retail prices which are exclusive of the Federal excise tax of 10% (20% in the case of watches retailing for more than \$65.00).

(8) Yorktown watches. (Imported by the Yorktown Watch Co., 649 South Olive St., Los Angeles, Calif.)

Watch group No.	Size	Jewels	Case	Attachment	Maximum prices to retailers	Maximum retail prices including Federal excise tax 1
1AA1	8½	7	RGP/St.	Cord	\$11.25	\$24.75
1AA2	8½	7	RGP/St.	Strap	12.50	27.50
1AA3	8½	7	RGP/St.	Strap	12.50	27.50
1AA6	8½	7	RGP/St.	Strap	13.75	30.25
1AA7	8½	7	RGP/St.	Strap	12.50	27.50
1AA10	8½	7	RGP/St.	Strap	12.50	27.50
1AB1	8½	7	RGP/St.	Pob.	15.00	33.00
1BA1	8½	17	RGP/St.	Cord	13.75	30.25
1BA2	8½	17	RGP/St.	Strap	15.00	33.00
1BA5	8½	17	RGP/St.	Strap	15.00	33.00
1BA6	8½	17	RGP/St.	Strap	16.25	35.75
1BA7	8½	17	RGP/St.	Strap	15.00	33.00
1BA10	8½	17	RGP/St.	Strap	15.00	33.00
1BB1	8½	17	RGP/St.	Strap	17.50	38.50
1CA17	8½	17	RGP/St.	Strap	16.98	37.35
1CD1	8½	17	RGP/St.	Strap	35.89	86.10
2BA5	10½	17	RGP/St.	Strap	14.84	32.60
3CC2	5SR	17	RGP/St.	Strap	32.73	71.50
3CC4	5SR	17	RGP/St.	Cord	31.58	69.45
3CC5	5SR	17	RGP/St.	Cord	30.42	66.90
3CC6	5SR	17	RGP/St.	Cord	33.25	71.50

See footnotes at end of table.

Watch group No.	Size	Jewels	Case	Attachment	Maximum prices to retailers	Maximum retail prices including Federal excise tax ¹
4AA1	6 3/4 x 8	7	RGP/St.	Strap	\$13.75	\$30.25
4AA3	6 3/4 x 8	7	RGP/St.	Cord	12.50	27.50
4AA11	6 3/4 x 8	7	RGP/St.	Cord	13.25	29.15
4AB1	6 3/4 x 8	7	RGP	Fob.	17.25	37.95
4BA1	6 3/4 x 8	17	RGP/St.	Strap	16.25	35.75
4BA3	6 3/4 x 8	17	RGP/St.	Cord	15.00	33.00
4BA11	6 3/4 x 8	17	RGP/St.	Cord	15.75	34.65
4BC1	6 3/4 x 8	17	RGP	Fob.	19.75	43.45
4BD1	6 3/4 x 8	17	14K	Cord	21.25	46.75
4CB1	6 3/4 x 8 SR	17	RGP	Fob.	22.00	48.40
4CC1	6 3/4 x 8 SR	17	14K	Cord	24.29	53.40
4CC3	6 3/4 x 8 SR	17	14K	Cord	25.31	55.20
5AA1	11 1/2	7	RGP/St.	Strap	27.97	61.50
5BA1	11 1/2	7	RGP/St.	Strap	10.45	22.95
6AD1	6 3/4 x 8	17	RGP	Cord	12.99	28.55
6BD1	6 3/4 x 8	17	RGP	Cord	13.13	28.85
10CB2	8 3/4 SR	17	RGP	Fob.	16.38	36.00
10CE1	8 3/4 SR	17	GF	Strap	22.00	48.40
					21.75	47.85

"SR" after size of movement indicates that movement is shock resistant and antimagnetic.

¹ No charge may be added to these prices for the extension of credit.

(9) Watches imported by J. Lipschutz & Co., 22 West 48th St., New York 19, N. Y.

Description	Maximum prices to retailers	Maximum retail prices including Federal excise tax
17J, 10 1/2L, FELCA, chrome steel back, waterproof, radium dial, sweep second, strapped	\$19.25	\$47.50
15J, 10 1/2, and 11 1/2L, chrome steel back, waterproof, radium dial, strapped	16.25	39.95
17J, 10 1/2L, chrome steel back, waterproof, incabloc, sweep second, strapped	18.25	45.00

No charge may be added to the maximum retail prices listed above for the extension of credit.

The maximum prices to retailers set forth above are f. o. b., New York, New York, and are net 30 days.

(10) Mead Boulevard watches. (Imported by M. A. Mead & Co., 58 E. Washington St., Chicago, Ill.)

LADIES' WATCHES

Description					Maximum prices		
Style number	Size	Jewels	Case	Attach	Importer to retailer	Wholesaler to retailer	At retail including Federal excise tax
6321 to 6	6 x 8	7	10K, GF/SB	Cord	\$11.20	\$12.38	\$24.75
6321L to 6L	6 x 8	7	10K, GF/SB	Link	11.95	13.21	27.50
6721 to 6	6 x 8	17	10K, GF/SB	Cord	13.00	14.37	29.75
6721L to 6L	6 x 8	17	10K, GF/SB	Link	13.75	15.21	33.75
6741 to 6	6 x 8	17	10K, GF/S	Cord	15.00	16.58	33.75
6741L to 6L	6 x 8	17	10K, GF/S	Link	15.75	17.41	37.50
6751 to 4	6 x 8	17	14K gold	Cord	17.85	19.72	42.50
6755 to 6	6 x 8	17	14K gold	Cord	19.35	21.39	45.00
5753	5	17	14K gold	Cord	20.65	22.82	47.50
5751 to 2	5	17	14K gold	Cord	23.25	25.70	55.00

LAPEL WATCHES

Style number	Size	Jewels	Case	Attach	Importer to retailer	Wholesaler to retailer	At retail including Federal excise tax
6385 to 8	6 x 8	7	GF	Pine and flowers	\$14.85	\$16.42	\$33.75
8382 to 9	8 3/4	7	GF	Pine and flowers	14.00	15.47	33.75

MEN'S WATCHES

Style number	Size	Jewels	Case	Attach	Importer to retailer	Wholesaler to retailer	At retail including Federal excise tax
8321 to 6	8 3/4	7	10K, GF/SB	Strap	\$10.35	\$11.44	\$22.50
87455 to 6	8 3/4	17	10K, GF/SB	Strap	12.15	13.44	27.50
8741 to 6	8 3/4	17	10K, GF	Strap	15.70	17.86	37.50
87455 to 66	8 3/4	17	10K, GF	Strap	15.70	17.86	37.50

SERVICE WATCHES

Style number	Size	Jewels	Case	Attach	Importer to retailer	Wholesaler to retailer	At retail including Federal excise tax
171SS	11 1/2	17	SS C/SB, Imp. WPF. S. P.	Strap	\$14.85	\$16.42	\$37.50
1751SS	11 1/2	17	SS WPF. S. P. 14K Gold	Strap	45.00	49.73	110.00

The importer's maximum prices set forth above are subject to its customary terms and allowances as set forth in its application of February 3 filed with the Office of Price Administration.

The maximum prices established for sales by wholesalers to retailers are f. o. b. the wholesaler's city and are subject to terms of 2%, 30 days.

No charge for the extension of credit may be added to the above maximum retail prices which are inclusive of the Federal excise tax of 10% (20% in the case of watch No. 1751SS).

(11) Langendorf watches. (Imported by Boris Erwit, 5913 Fountain Ave., Los Angeles, Calif.)

Description	Maximum prices to retailers	Maximum retail prices including Federal excise tax
1. 15J 10 1/2L chrome, steel back, round strapped	\$13.36	\$27.50
2. Same as above but with sweep second hand	14.36	29.50
3. Same as Item 1 but 12 ligne	12.78	25.00
4. 15J 6 3/4 x 11L rectangular chrome, steel back	13.83	27.50
5. 15J 8 3/4 x 12L, rectangular, optical glass, chrome, steel back	15.25	33.50
6. 15J 5 1/4L chrome, steel back, strapped	17.33	37.50
7. 15J 10 1/2L chrome, steel back waterproof strapped, radium dial	17.00	37.50
8. Same as above but not radium dial	16.75	37.50
9. Same as Item 7 but with sweep second and metal band	18.50	42.50
10. 15J 5 1/4L ladies chrome steel back waterproof, strapped	18.50	42.50

These maximum prices to retailers are f. o. b. Los Angeles, California, and are subject to terms of 2%, 30 days.

No charge for the extension of credit may be added to the maximum retail prices. These retail prices include the Federal Excise Tax of 10%.

(12) Enicar watches. (Imported by Wakmann Watch Co., 452 Fifth Ave., New York, N. Y., and Robot Watch Co., 580 Fifth Ave., New York, N. Y.)

Description	Maximum prices		
	Importer to retailer	Wholesaler to retailer	At retail including Federal excise tax
Enicar 17J 10 1/2 and 11 1/2L shockproof, sweep second hand, nickel-chrome steel back waterproof case, radium dial, push pins: Without straps or boxes	\$18.50	\$20.80	\$42.50
Strapped but without individual boxes	19.00	21.45	45.00
With strap and good quality box	19.65	22.10	45.00

The maximum prices listed above for sales by the importer are f. o. b. New York, New York and are subject to terms of 2%, 10 days. The maximum prices established for sales by wholesalers are f. o. b. wholesaler's city, and are subject to terms of 2%, 30 days.

No charge may be added to the above maximum retail prices for the extension of credit. These retail prices include the Federal Excise Tax of 10%.

(13) *Watches imported by Louis Manheimer & Brothers, Inc., 608 Fifth Ave., New York, N. Y.*

Description	Maximum prices to retailers	Maximum retail prices including Federal excise tax
No. 115/1K, 17J, 113/4L, incabloc, sweep second, radium dial, 14K, water resistant case, strapped, boxed.	\$46.50	\$120.00
No. 115/2T, 17J, 113/4L, incabloc, sweep second, radium dial, 14K top, steel back, water resistant case, strapped, boxed.	30.50	71.50

No charge may be added to the maximum retail prices listed above for the extension of credit.

The maximum prices to retailers set forth above are f. o. b., New York, New York, and are subject to the importer's customary terms of 2%, 10 EOM, net 60 days.

(14) *Watches imported by Gordon Arthur Smith, Inc., 1620 Farnam Street, Omaha, Nebr.*

Description	Maximum prices to retailers	Maximum retail prices including Federal excise tax
No. 102 15J 10 1/2 L, cord waterproof, all steel round case, radium dial, sweep second, shock-proof, anti-magnetic, Protoso strap.	\$21.50	\$47.50
Same Cord waterproof watch but 17J: With regular strap.	21.50	47.50
With Protoso strap.	22.50	49.50
No. 116 15J 11 1/2 L, Ardath radium dial, chrome steel back, round case, calendar device strap.	15.47	37.50
No. 117 15J 11 1/2 L, Ardath radium dial, gold filled bezel with steel back, calendar device strap.	18.14	39.95
No. 118 16J 10 1/2 L, Invar Extra sweep second metal dials, all steel waterproof case Incabloc, anti-magnetic, strapped.	24.50	57.50
No. 119 16J 10 1/2 L, Invar Extra sweep second, all steel waterproof, Incabloc, automatic strapped.	29.25	65.00

The maximum prices for sales to retailers are f. o. b. Omaha, Nebraska, and are net.

No charge for the extension of credit may be added to the maximum retail prices listed above which include the 10% Federal Excise Tax.

This amendment shall become effective as of May 15, 1945.

Issued this 21st day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10927; Filed, June 21, 1945; 11:51 a. m.]

PART 1305—ADMINISTRATION

[Gen. RO 18; Amdt. 3 to Supp. 1]

DISTRIBUTION OF BASES TO CERTAIN FORMER MEMBERS OF THE ARMED FORCES

Schedule I—"Industrial Users" is amended by changing item 7 to read as follows:

7. Candy	
Sugar	16,000
Processed foods (if required)	450
Butter, margarine, lard, shortening, cooking or salad oils (if required)	675

¹ 10 F.R. 3086.

This amendment shall become effective June 26, 1945.

Issued this 22d day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10992; Filed, June 22, 1945; 11:39 a. m.]

PART 1386—SOAP AND GLYCERINE

[MPR 390; Amdt. 8]

HOUSEHOLD SOAPS AND CLEANSERS SOLD BY RETAIL FOOD STORES

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 390 is amended in the following respects:

1. By adding the following new paragraph (f) to section 16:

(f) *Adjustment provision for Group 1 or 2 stores in Regions 7 or 8.* (1) Any retail food store in Regions 7 or 8 which is classified as a Group 1 or Group 2 store (or which has been authorized in accordance with this section 16 to use the maximum prices set forth in this regulation for Group 1 or Group 2 stores), may apply for adjustment of its maximum prices for any of the listed brands of household soaps and cleansers as set forth in this regulation whenever its net delivered cost of acquisition per case for any given brand substantially exceeds the wholesaler's maximum price per case for service sales of such brand as set forth in Maximum Price Regulation 391. [As used herein "net delivered cost of acquisition" means the purchase price paid before cash discount, not to exceed the applicable maximum price, plus any delivery costs (not to exceed the lowest available contract or common carrier rates) paid or incurred by the purchaser.]

(2) Such application for adjustment shall be filed with the appropriate District or Regional Office of the Office of Price Administration and shall contain the following information:

(i) Name and address of the applicant.
(ii) Name and address of each retail food store for which applicant is requesting adjusted prices.

(iii) The following information with respect to each listed brand for which price adjustment is requested, separately for each retail food store for which adjustment is requested:

(a) Name, size and pack.
(b) Purchase price per case paid before cash discount (not to exceed wholesaler's maximum price for service sale of such brand as set forth in Maximum Price Regulation 391).

(c) Name and address of supplier.
(d) Delivery charges per case (over and above purchase price shown in (b) above) either paid by buyer or borne by buyer, not to exceed lowest available contract or common carrier rate. (Show actual charges and lowest available contract or common carrier rate.)

(3) Upon such showing, the Regional Office of the Office of Price Administration in Region 7 or 8 (or such offices as may be authorized by order issued by either of them) shall by order either deny or authorize adjusted maximum prices for such sales. Upon receipt of an order establishing adjusted maximum prices, sales and deliveries may be made at such adjusted maximum prices and the seller may make appropriate corrections on the printed lists of maximum prices he is directed to keep by the posting and marking requirements of Sec. 5 of this regulation. A copy of the order shall be posted immediately adjacent to such printed lists. The Office of Price Administration may by order at any time revoke or modify any maximum price established under this paragraph (f).

2. The following sentence shall be inserted at the end of each of the following subparagraphs: 17 (a) (1), 17 (b) (1), 17 (c) (1), 17 (e) (1), 18 (a) (1), 18 (b) (1), 18 (c) (1), 18 (e) (1), 19 (a) (1), 19 (a) (2), 19 (b) (1), 19 (b) (2), 19 (c) (1), 19 (c) (2), 19 (e) (1) and 19 (e) (2): "Option (i) above shall be inapplicable to household soaps or cleansers not sold at any time between March 1, 1942 and December 28, 1944."

3. The following sentence shall be inserted at the end of each of the following subdivisions: 17 (d) (1) (i), 17 (d) (1) (ii), 17 (d) (1) (iii), 18 (d) (1) (i), 18 (d) (1) (ii), 18 (d) (1) (iii), 19 (d) (1) (i), 19 (d) (1) (ii), 19 (d) (1) (iii), 19 (d) (2) (i), 19 (d) (2) (ii) and 19 (d) (2) (iii): "Option (a) above shall be inapplicable to household soaps and cleansers not sold at any time between March 1, 1942 and December 28, 1944."

This amendment shall become effective June 27, 1945.

NOTE: Approval of the reporting requirements of this amendment has been waived by the Bureau of the Budget.

Issued this 22d day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10990; Filed, June 22, 1945; 11:39 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 426; Amdt. 116]

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.

¹ 8 F.R. 16409, 16294, 16519, 16423, 17372; 9 F.R. 790, 902, 1581, 2008, 2023, 2091, 2493, 4030, 4086, 4088, 4434, 4786, 4787, 4877, 5926, 5929, 6104, 6108, 6420, 6711, 7259, 7268, 7434, 7425, 7580, 7583, 7759, 7774, 7834, 8148, 9066, 9090, 9289, 9356, 9509, 9512, 9549, 9785, 9896, 9897, 10192, 10192, 10499, 10877, 10777, 10878, 11350, 11534, 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, 1403, 1456, 1910, 2024, 2026, 2145, 2160, 2188, 2245, 2515, 2521, 2965, 3054, 4156, 4266, 4665, 4718, 4817, 5045, 5101, 5458, 5721, 5797, 5955, 6037, 6107, 6308.

² 8 F.R. 6428.

Section 15, Appendix H, paragraph (c) (1) is amended to read as follows:

(1) If any person other than a grower or country shipper purchases and resells a listed commodity in unbroken carlots or trucklots, f. o. b. country shipping point, the maximum price is the maximum price f. o. b. country shipping point named in Column 5 of the applicable table in paragraph (b) plus any amount his supplier properly charged him, in addition, under paragraph (b) (1), plus the markup named in Column 6 in the table in paragraph (c). If any person other than a grower or country shipper purchases the listed commodity in carlots or trucklots and resells those carlots or trucklots unbroken, the maximum price is the maximum delivered price in Column 6 of the applicable table in paragraph (b) plus the markup named in Column 6 of the table in paragraph (c).

This amendment shall become effective at 12:01 a. m. June 22, 1945.

Issued this 21st day of June 1945.

CHESTER BOWLES,
Administrator.

Approved June 20, 1945.

MARVIN JONES,
War Food Administrator.

[F. R. Doc. 45-10963; Filed, June 21, 1945;
4:33 p. m.]

Chapter XXIII—Surplus Property Board [SPB Reg. 6, Order 1]

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

EMERGENCY PLANT FACILITIES CONTRACTS

A considerable number of war plants have been constructed or equipped by contractors under a type of contract known as the Emergency Plant Facilities Contract. Under this type of contract, the expense of construction or equipment is initially borne by the contractor, and the Government reimburses him for the expense by monthly payments over a specified period (usually five years). Title does not pass to the Government until full reimbursement has been made. It is usually provided in these contracts that reimbursement may be accelerated at the option of the Government.

The question has been raised whether and to what extent Emergency Plant Facilities Contracts are covered by this part. Since the plant equipment under Emergency Plant Facilities Contracts becomes Government-owned on completion of the payments, such equipment should be subject to disposal in the manner specified in this part, except in cases where the contract includes the land on which buildings or other facilities are erected. In this latter type of case, the entire project from the land up will be owned by the Government on completion of the payments. Plants of this kind are excluded from this part (§ 8306.1 (i)).

¹ 10 F.R. 6309, 6981.

Pursuant to the authority of the Surplus Property Act of 1944 (Pub. Law 457, 78th Cong., 2d Sess.; 58 Stat. 765), *It is hereby ordered, That:*

1. This order shall apply to Emergency Plant Facilities Contracts under which (a) the expense of construction or equipment is initially borne by the contractor; (b) the Government reimburses him for the expense by monthly payments over a specified period; (c) title does not pass to the Government until full reimbursement has been made; and (d) reimbursement may be accelerated at the option of the Government.

2. Plant equipment which is subject to an Emergency Plant Facilities Contract having the characteristics described above is included within the provisions of this part in all cases except those where on completion of the payments by the Government the Government will own, or have a leasehold interest in, land on which buildings or other facilities have been constructed or installed pursuant to the contract.

This order shall become effective immediately.

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

JUNE 16, 1945.

[F. R. Doc. 45-10987 Filed, June 22, 1945;
11:43 a. m.]

Notices

DEPARTMENT OF COMMERCE.

Office of the Secretary.

[Order 372]

OFFICE OF CIVILIAN DEFENSE PROPERTY ESTABLISHMENT IN DEPARTMENT OF COMMERCE

JUNE 21, 1945.

Pursuant to the provisions of R. S. 161 (5 U.S.C. 22), the functions and protective property of the Office of Civilian Defense, transferred to the Department of Commerce under Executive Order 9562, dated June 4, 1945 (10 F.R. 6639), shall be administered by the Office of Civilian Defense Property hereby established in the Department of Commerce, at the head of which shall be a Director appointed by the Secretary.

Subject to the direction of the Secretary, and under the general supervision of the Under Secretary, the Director of the Office of Civilian Defense Property shall perform the functions and exercise the powers transferred to the Secretary of Commerce by Executive Order 9562, dated June 4, 1945, and all other functions that may be delegated to him.

This order shall be effective July 1, 1945.

[SEAL] ALFRED SCHINDLER,
Acting Secretary of Commerce.

[F. R. Doc. 45-11021; Filed, June 22, 1945;
11:53 a. m.]

DEPARTMENT OF LABOR.

Wage and Hour Division.

LEARNER EMPLOYMENT CERTIFICATES ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rate applicable under section 6 of the act have been issued to the firms hereinafter mentioned under section 14 of the act, Part 522 of the regulations issued thereunder (August 16, 1940, 5 F.R. 2862, and as amended June 25, 1942, 7 F.R. 4725), and the determinations, orders and/or regulations hereinafter mentioned. The names and addresses of the firms to which certificates were issued, industry, products, number of learners, and effective and expiration dates of the certificates are as follows:

Single Pants, Shirts and Allied Garments, Women's Apparel, Sportswear, Rainwear, Robes and Leather and Sheep-Lined Garments Divisions of the Apparel Industry, Learner Regulations, July 20, 1942 (7 F.R. 4724), as amended by Administrative Order March 13, 1943 (8 F.R. 3079), and Administrative Order, June 7, 1943 (8 F.R. 7890):
Colonial Manufacturing Company, 10th and Walnut Streets, Berwick, Pennsylvania; children's sunsuits and overalls, ladies' and children's cotton aprons, rayon and cotton slips; 10 learners (T); effective June 9, 1945, expiring June 8, 1946.

Freeburg Manufacturing Company, Freeburg, Illinois; dresses; 10 learners (T); effective June 15, 1945, expiring June 14, 1946.

The Hercules Trouser Company, Wellston, Ohio; men's and boys' single pants; 10 percent (T); effective June 8, 1945, expiring June 7, 1946.

Minersville Dress Manufacturing Company, 117 Front Street, Minersville, Pennsylvania; blouses; 10 percent (T); effective June 14, 1945, expiring June 13, 1946.

Woolrich Woolen Mills, Woolrich, Pennsylvania; wool coats, shirts, pants; 10 learners (T); effective June 15, 1945, expiring June 14, 1946.

Woolrich Woolen Mills, Avis, Pennsylvania; wool shirts; 10 learners (T); effective June 8, 1945, expiring June 7, 1946.

Glove findings and determination of February 20, 1940, as amended by Administrative Order September 20, 1940, (5 F.R. 3748) and as further amended by Administrative Order, March 13, 1943, (8 F.R. 3079):

Newton Glove Manufacturing Co., Newton, North Carolina; work gloves; 10 percent (AT); effective June 15, 1945, expiring December 14, 1945.

Hosiery learner regulations, September 4, 1940, (5 F.R. 3530), as amended by Administrative Order March 13, 1943, (8 F.R. 3079):
McDonough Hosiery Mills, Inc., McDonough, Georgia; seamless hosiery; 5 learners (T); effective June 11, 1945, expiring June 10, 1946.

Textile learner regulations, May 16, 1941, (6 F.R. 2446) as amended by Administrative Order March 13, 1943, (8 F.R. 3079):

Summerville Manufacturing Company, Summerville, Georgia; duck, cotton goods; 3 percent (T); effective June 10, 1945, expiring June 9, 1946.

Union Manufacturing Company, Union Point, Georgia; cotton yarn; 8 learners (AT); effective June 15, 1945, expiring December 14, 1945.

The employment of learners under these certificates is limited to the terms and conditions therein contained and is subject to the provisions of the applicable determinations, orders and/or regulations cited above. These certificates have been issued upon the employers' representations that experienced workers for the learner occupations are not available for employment and that they are actually in need of learners at subminimum rates in order to prevent curtailment of opportunities for employment. The certificates may be cancelled in the manner provided in the regulations and as indicated in the certificates. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within fifteen days after publication of this notice in the *FEDERAL REGISTER* pursuant to the provisions of regulations, Part 522.

Signed at New York, New York, this 18th day of June, 1945.

PAULINE C. GILBERT,
Authorized Representative of the
Administrator.

[F. R. Doc. 45-10985; Filed, June 22, 1945;
11:27 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. IT-5954]

NEBRASKA POWER CO.

NOTICE OF APPLICATION

JUNE 21, 1945.

Notice is hereby given that on June 21, 1945, an application was filed with the Federal Power Commission, pursuant to section 204 of the Federal Power Act, by Nebraska Power Company, a corporation organized under the laws of the State of Maine and doing business in the States of Iowa and Nebraska with its principal business office at Omaha, Nebraska, seeking an order authorizing it to issue \$7,000,000 principal amount of First Mortgage Bonds, 3% Series, due 1955, to be dated as of May 15, 1945, to mature on May 15, 1955, and issue and sell its Serial Notes in the aggregate principal amount of \$7,000,000 bearing interest at the rate of 2½% per annum, to be dated as of the date of issue thereof which will be not later than September 1, 1945, to mature \$125,000 on December 1, 1945, and a like principal amount at the expiration of each three months thereafter for eight additional successive installments, and the balance to mature on January 1, 1948. The application states that the securities are to be issued in order to secure funds which, with other moneys available in the possession of the Applicant, will enable it to redeem all its outstanding 7% Cumulative Preferred Stock and all of its 6% Cumulative Preferred Stock; all as more fully appears in the application on file with the Commission.

Any person desiring to be heard or to make any protest with reference to said application should, on or before the 7th

day of July, 1945, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's rules of practice and regulations.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 45-10989; Filed, June 22, 1945;
11:46 a. m.]

FEDERAL TRADE COMMISSION.

[Docket No. 5320]

NATIONAL EDUCATORS SOCIETY, INC.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 21st day of June, A. D. 1945.

In the matter of A. C. Thomas, trading as National Educators Society, Inc.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That Randolph Preston, a trial examiner of this commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Friday, July 6, 1945, at ten o'clock in the forenoon of that day (central standard time), in County Court Room, 2d Floor, Jackson County Court House, Kansas City, Missouri.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of facts; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL]

OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 45-10986; Filed, June 22, 1945;
9:13 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 316]

UNLOADING OF GARLIC AT LOS ANGELES,
CALIF.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 21st day of June, A. D. 1945.

It appearing, that car PFE 33643 containing garlic, now at Los Angeles, California, on a team track of the Southern Pacific Company has been on hand for an unreasonable length of time and that the delay in unloading said car is impeding its use; in the opinion of the Commission an emergency exists requiring

immediate action: It is ordered, that:

Garlic at Los Angeles, California, be unloaded. (a) The Southern Pacific Company, its agents or employees, shall unload forthwith car PFE 33643, containing garlic, now on hand at Los Angeles, California, consigned order of Blanco del Pacifico S. A. notify Gonzales and Blanco, Los Angeles.

(b) Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when such car has been completely unloaded. Upon receipt of such notice this order shall expire. (40 Stat. 101, sec. 402; 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 immediately, and that a copy of this order and direction shall be served upon the Southern Pacific Company, 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. BARTELL,
Secretary.

[F. R. Doc. 45-10974; Filed, June 22, 1945;
11:09 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 5029]

ROGER W. PECK ET AL.

In re: Partition suit entitled Roger W. Peck, Plaintiff, vs. Bruno Mundt, et al., Defendants; File D-28-4296; E. T. sec. 7327.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Bruno Mundt, Martha Mundt Gotz and Lena Mundt Kutter, and each of them, in and to the sum of \$2778.91 deposited with the National Bank of Washington, Tacoma, Washington, pursuant to the decree of the Superior Court of the State of Washington in and for Pierce County entered in the partition suit entitled Roger W. Peck, Plaintiff, vs. Bruno Mundt, et al., Defendants,

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

Nationals and Last Known Address

Bruno Mundt, Germany.
Martha Mundt Gotz, Germany.
Lena Mundt Kutter, Germany.

That such property is in the process of administration by the National Bank of Washington, as Depositary, acting under the judicial supervision of the Superior Court of the State of Washington, in and for Pierce County;

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 June 14, 1945.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-10968; Filed, June 22, 1945;
10:50 a. m.]

[Vesting Order 5030]

FRANK PETZ

In re: Estate of Frank Petz, deceased; File D-6-1210; E. T. sec. 13545.

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: \$6,730.19 cash deposited in the First National Bank of Media, Media, Pennsylvania,

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

National and Last Known Address

Anton Petz, Jr., Germany.

That such property is in the process of administration by Arthur P. Bretherick, as Clerk, acting under the judicial supervision of the Orphans' Court of Delaware County, Media, Pennsylvania;

And determining that to the extent that such national is a person not within a desig-

nated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

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

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

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien 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 June 14, 1945.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-10969; Filed, June 22, 1945;
10:50 a. m.]

[Vesting Order 5031]

GUSTAV PIETZSCH

In re: Estate of Gustav Pietzsch, deceased; File 017-45.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Town Gemrinde, Marbach, Flopatal, Sachsen, Germany and First Government Orphanage in Lahr, Baden, Germany, and each of them, in and to the Estate of Gustav Pietzsch, deceased,

is property payable or deliverable to, or claimed by, an agency or instrumentality of a designated enemy country and a political subdivision of a designated enemy country, Germany, namely,

Town Gemrinde, Marbach, Flopatal, Sachsen, Germany.

First Government Orphanage in Lahr, Baden, Germany.

That such property is in the process of administration by Rachel Keltner, as Executrix, acting under the judicial supervision of the Orphans' Court of Dauphin County, Pennsylvania;

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 June 14, 1945.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-10970; Filed, June 22, 1945;
10:50 a. m.]

[Vesting Order 5032]

GERHARD SCHELLER

In re: Estate of Gerhard Scheller, also known as Gerhardt Scheller, deceased; F-28-8626; E. T. sec. 4895.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Thelka Scheller in and to the Estate of Gerhard Scheller, also known as Gerhardt Scheller, deceased,

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

National and Last Known Address

Thelka Scheller, Germany.

That such property is in the process of administration by William J. Topken, as Ancillary Administrator, acting under the judicial supervision of the Surrogate's Court, New York County, State of New York;

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

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

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the 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 June 14, 1945.

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

[F. R. Doc. 45-10971; Filed June 22, 1945;
10:50 a. m.]

[Vesting Order 5033]

EMILIE TOUSSAINT

In re: Estate of Emilie Toussaint, deceased; File D-28-9509; E. T. sec. 12882.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Emilie Sieb or her issue, Gustav Toussaint, Jr. or his issue, Kurt Toussaint and Lisette Toussaint or her issue, and each of them, in and to the Estate of Emilie Toussaint, deceased,

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

Nationals and Last Known Address

Emilie Sieb or her issue, Germany.
Gustav Toussaint, Jr. or his issue, Germany.
Kurt Toussaint, Germany.
Lisette Toussaint or her issue, Germany.

That such property is in the process of administration by the Girard Trust Company and Mrs. Emilie Toussaint Aiken, as executors, acting under the judicial supervision of the Orphans' Court of Philadelphia County, Pennsylvania;

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 June 14, 1945.

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

[F. R. Doc. 45-10972; Filed, June 22, 1945;
10:50 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 188, Order 3993]

LOS ANGELES BRICK AND CLAY PRODUCTS
CO., ET AL.

AUTHORIZATION OF MAXIMUM PRICES

A petition for modification of maximum prices has been filed by producers of refractory products with plants located in the State of California. This petition is being processed pursuant to the provisions of Maximum Price Regulation 188.

It appears that authorization for such producers to use adjustable pricing, pending final action on the petition for modification of maximum prices is necessary to promote the production and continued supply of refractory products,

and that such authorization will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328.

After due consideration of the foregoing and in accordance with § 1499.19a of the General Maximum Price Regulation, which is made a part of Maximum Price Regulation 188, as amended, by incorporation pursuant to § 1499.151 thereof, *It is ordered:*

(a) Pending final determination by the Office of Price Administration of the petition for modification now on file, the Los Angeles Brick and Clay Products Company, Los Angeles, California; Vitrefrax Corporation, Los Angeles, California; St. Louis Fire Brick & Insulation Company, Huntington Park, California; General Refractories Company, Philadelphia, Pennsylvania (Los Angeles Works); Gladding, McBean and Company, Los Angeles, California (Los Angeles and South Gate Plants); Pacific Clay Products Company, Los Angeles, California; are hereby authorized to sell and any person may buy from them refractory products at prices not in excess of the maximum prices established in accordance with Maximum Price Regulation 188, as amended: *Provided, however,* That the aforementioned companies may agree with any purchaser in any contract for the sale of refractory products, that the contract price may be adjusted to conform to the final determination of the Price Administrator upon the petition for modification, and: *Provided further,* That the aforementioned companies may not receive and its purchasers may not pay an amount in excess of the maximum prices established under Maximum Price Regulation 188, as amended, until final action is taken on the petition for modification now pending and unless such final action permits an increase of such maximum prices.

(b) This order shall be automatically revoked upon the effective date of action by the Office of Price Administration on the petition for modification. It may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 23, 1945.

Issued this 22d day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-11002; Filed, June 22, 1945;
11:42 a. m.]

[MPR 120, Order 1400]

EDWARDS COAL 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 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. 13. 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 § 1340.224 and all other provisions of Maximum Price Regulation No. 120.

EDWARDS COAL CO., c/o EARL G. EDWARDS, P. O. BOX 42, DUNLAP, TENN., EDWARDS #1 MINE, SEWANE SEAM, MINE INDEX NO. 2083, SEQUATCHIE COUNTY, TENN., RAIL SHIPPING POINT: DUNLAP, TENN., DEEP MINE, MAXIMUM PRICE GROUP NO. 10 FOR RAIL SHIPMENTS AND RAILROAD FUEL. MAXIMUM TRUCK PRICE GROUP NO. 9

	Size group Nos.					
	1, 2, 3	4, 5, 6	7, 8, 9	10, 11, 12	13, 14	
Rail and river shipment ¹ and railroad fuel.....	445	395	385	365	325	
Truck shipment.....	500	445	420	390	385	

E. L. GAMMAGE, PIKEVILLE, TENN., RED FLAME MINE, HART NO. 2 SEAM, MINE INDEX NO. 2091, BLEDSOE COUNTY, TENN., RAIL SHIPPING POINT: PIKEVILLE, TENN., STRIP MINE, MAXIMUM PRICE GROUP NO. 10 FOR RAIL SHIPMENTS AND RAILROAD FUEL. MAXIMUM TRUCK PRICE GROUP NO. 9

	Size group Nos.					
	1, 2, 3	4, 5, 6	7, 8, 9	10, 11, 12	13, 14	
Rail and river shipment ¹ and railroad fuel.....	445	395	385	365	325	
Truck shipment.....	500	445	420	390	385	

JONES & MORRISON, c/o J. R. MORRISON, WHITWELL, TENN., JONES & MORRISON MINE, SEWANE SEAM, MINE INDEX NO. 2082, MARION COUNTY, TENN., RAIL SHIPPING POINT: NORTH CHATTANOOGA, TENN., DEEP MINE, MAXIMUM PRICE GROUP NO. 10 FOR RAIL SHIPMENTS AND RAILROAD FUEL. MAXIMUM TRUCK PRICE GROUP NO. 9

	Size group Nos.					
	1, 2, 3	4, 5, 6	7, 8, 9	10, 11, 12	13, 14	
Rail and river shipment ¹ and railroad fuel.....	445	395	385	365	325	
Truck shipment.....	500	445	420	390	385	

KEENER & HARDEN, c/o ROSCOE KEENER, PIKEVILLE, TENN., NO. 1 MINE, SEWANE SEAM, MINE INDEX NO. 2092, BLEDSOE COUNTY, TENN., RAIL SHIPPING POINT: COLLEGE, TENN., DEEP MINE, MAXIMUM PRICE GROUP NO. 10 FOR RAIL SHIPMENTS AND RAILROAD FUEL. MAXIMUM TRUCK PRICE GROUP NO. 9

	Size group Nos.					
	1, 2, 3	4, 5, 6	7, 8, 9	10, 11, 12	13, 14	
Rail and river shipment ¹ and railroad fuel.....	445	395	385	365	325	
Truck shipment.....	500	445	420	390	385	

¹ Subject to special price instructions in section 1340.224 (b) (ii) of MPR 120.

This order shall become effective June 22, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681).

Issued this 21st day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10931; Filed, June 21, 1945; 11:51 a. m.]

[MPR 120, Order 1401]

J. B. BLACK 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 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.

J. B. BLACK, ROUTE 2, BOX 28-A, ROCKHOLDS, KY., J. B. BLACK MINE, JELICO SEAM, MINE INDEX NO. 7392, WHITE COUNTY, KY., SUBDISTRICT 6, RAIL SHIPPING POINT, ROCKHOLDS, KY., F. O. G. 111, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 8

	Size group Nos.															
	1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21		
Price classification.....	O	O	O	O	J	J	H	G	E	G	F	K	K	K		
Rail shipments and railroad fuel.....	375	370	355	355	375	365	345	340	340	375	325	315	310	310		
Truck shipment.....	420	400	365	365	335	315	275	270	---	---	---	---	---	---		

CHELTAN COAL CO. INC. (W. VA.), c/o A. J. ALEXANDER, CABIN CREEK W. VA., CHELTAN NO. 1 MINE, WINIFRED SEAM, MINE INDEX NO. 7390, KANAWHA COUNTY, W. VA., SUBDISTRICT 4, RAIL SHIPPING POINT, CABIN CREEK JUNCTION, 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	18	19	20, 21		
Price classification.....	G	G	G	G	G	G	F	G	E	G	D	H	H	H		
Rail shipments and railroad fuel.....	400	390	375	375	360	350	335	325	325	360	315	310	300	295		
Truck shipment.....	420	400	365	365	335	315	275	270	---	---	---	---	---	---		

COX BROTHERS COAL CO., c/o T. G. COX, OZONE, TENN., COX NO. 1 MINE, SEWANE SEAM, MINE INDEX NO. 7402, CUMBERLAND COUNTY, TENN., SUBDISTRICT 6, RAIL SHIPPING POINT, OZONE, TENN., F. O. G. 72, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

	Size group Nos.															
	1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21		
Price classification.....	P	P	P	P	M	M	L	K	J	M	G	O	O	O		
Rail shipments and railroad fuel.....	360	355	350	350	350	345	340	325	320	370	325	295	290	285		
Railroad fuel.....	360	355	350	350	350	345	340	325	325	370	325	295	290	285		
Truck shipment.....	395	375	350	350	335	310	275	270	---	---	---	---	---	---		

PIKE-ELKHORN COAL CO., TRAM, KY., TRAM MINE, ELKHORN NO. 4 SEAM, MINE INDEX NO. 7038, FLOYD COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT, TRAM, KY., F. O. G. 61, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

	Size group Nos.															
	1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21		
Price classification.....	H	H	H	H	H	H	G	E	C	E	C	H	H	H		
Rail shipments and railroad fuel.....	395	390	375	375	360	350	330	330	330	385	315	310	300	295		
Truck shipment.....	420	400	365	365	335	315	275	270	---	---	---	---	---	---		

RED TOP COAL CO., c/o JESSE HOLBROOK, KONA, KY., RED TOP MINE, ELKHORN SEAM, MINE INDEX NO. 7393, 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	18	19	20, 21		
Price classification.....	K	K	K	K	K	K	J	G	E	G	D	J	J	J		
Rail shipments and railroad fuel.....	380	375	365	365	360	350	330	325	325	360	315	310	300	295		
Truck shipment.....	395	375	350	350	335	310	275	270	---	---	---	---	---	---		

RUSSELL FORK COAL CO., c/o HOTEL HATCHER, PIKEVILLE, KY., RUSSELL FORK MINE, UPPER ELKHORN SEAM, MINE INDEX NO. 7311, PIKE COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT, MIKEGRADY, KY., F. O. G. 61, DEEP AND STRIP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

	Size group Nos.															
	1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21		
Price classification.....	F	F	F	F	F	F	E	E	C	C	A	D	D	D		
Rail shipments and railroad fuel.....	400	395	385	385	370	355	335	330	330	385	320	315	315	315		
Truck shipment.....	395	375	350	350	335	310	275	270	---	---	---	---	---	---		

E. D. SUTHERLAND, STRATTON, VA., SUTHERLAND MINE, WIDOW KENNEY SEAM, MINE INDEX NO. 7391, DICKENSON COUNTY, VA., SUBDISTRICT 7, RAIL SHIPPING POINT, FREMONT, VA., F. O. G. 10, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

	Size group Nos.															
	1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21		
Price classification.....	M	M	M	M	K	K	J	G	E	E	D	G	G	G		
Rail shipments and railroad fuel.....	365	365	360	360	360	350	330	325	325	385	315	310	300	295		
Truck shipment.....	395	375	350	350	335	310	275	270	---	---	---	---	---	---		

This order shall become effective June 22, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 21st day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10932; Filed, June 21, 1945;
11:51 a. m.]

[MPR 200, Order 3]

HOLTITE MFG. CO., INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1315.1405b of Maximum Price Regulation 200, it is ordered:

(a) *What this order does.* This order establishes the manufacturer's (Holtite Manufacturing Company, Inc.), wholesalers', and shoe repairmen's maximum prices for sales in the shoe repair trade of the following commodities manufactured by The Holtite Manufacturing Company, Inc., Warner & Ostend Streets, Baltimore 30, Maryland:

(1) Women's standard and competitive grade black composition rubber whole heels bearing the brand names "Commander," "Holtite and Jax"; and

(2) Men's black, neoprene, oil-proof half heels bearing the brand name "Commander"; and

(3) Men's black 12 iron neoprene oil-proof half soles bearing the brand name "Commander".

The order also establishes maximum prices for the shoe repairman's sales of the service of attaching the heels covered by this order, and of his sales of the heels attached (and of the heels unattached) but does not establish maximum prices for his sales of the service of attaching the soles covered by this order or of his sales of the soles attached.

(b) *Maximum prices.*—(1) *The manufacturer's, wholesalers' and shoe repairmen's maximum prices for heels.* The manufacturer's, wholesalers', and shoe repairmen's maximum prices for sales in the shoe repair trade of the heels described in paragraph (a) are as follows:

Item	Maximum price for sales to wholesalers (per dozen pair)	Maximum price for sales to shoe repairmen (per dozen pair)	Maximum price to consumer for heels attached by shoe repairmen (per pair)
Women's whole heels, sizes 3, 4, 5, black, Holtite and Jax brand...	\$1.35	\$1.80	\$0.50
Women's whole heels for sportswear, sizes 00, 0, 1, 2, 3, black, Commander brand...	1.61	2.15	.55
Men's half heels, sizes 7-8, 9-10, 10-11, 11-12, 12-13, black, neoprene oil-proof....	3.38	4.50	.90

The maximum prices to consumers listed above shall include the price of

the rubber heels and the price of attaching the rubber heels to the shoes. The maximum prices for sales by the shoe repairman of the heels unattached and of his sales of the service of attaching the rubber heels shall be determined in accordance with the provisions of § 1315.1424 (b) of Maximum Price Regulation 200.

The cash discount, transportation allowance, and other provisions of paragraphs (d), (e), (f), and (h) of § 1315.1424 shall apply to the sales of the heels covered by this order.

(2) *The manufacturer's, wholesalers' and shoe repairmen's maximum prices for soles.* The manufacturer's and wholesalers' maximum prices for sales in the shoe repair trade of the soles described in paragraph (a) are as follows:

Men's 12 iron, black neoprene oil-proof half-soles	Sales (per dozen pair) to shoe repairmen	Sales (per dozen pair) to wholesalers
Size 9-11.....	\$6.50	\$4.88
Size 13-15.....	7.00	5.25

The maximum prices for sales by the shoe repairman of these rubber soles shall be determined in accordance with the provisions of § 1315.1425 (b) of Maximum Price Regulation 200.

The cash discount, transportation allowance and other provisions of § 1315.1425 (c) shall apply to sales of the soles covered by this order.

(c) *Notification of maximum prices of heels.* With or prior to the first delivery to a wholesaler or a shoe repairman of any of the heels covered by this order, the seller shall notify the purchaser in writing of the maximum prices for sales by the shoe repairman of the rubber heel attached, of the rubber heel unattached, and of the services of attaching the rubber heel (or the method of determining such maximum prices) as established by paragraph (b) (1) of this order. If the purchaser is a wholesaler the notification shall include the maximum price (or the method of determining the maximum price) applicable to the wholesaler's resales to wholesalers and to shoe repairmen as established by paragraph (b) (1) of this order and a statement that such purchaser is required by this order to notify any shoe repairman to whom he sells of the maximum prices (or the method of determining maximum prices) as established by this order for sales by the shoe repairman of the heel attached, of the heel unattached and of the service of attaching the heel.

(d) *Notification of maximum prices of soles.* With or prior to the first delivery to a wholesaler or a shoe repairman of any of the soles covered by this order, the seller shall notify the purchaser in writing that the maximum price for sales of the unattached soles at retail shall be 40 percent of the maximum price established under the appropriate regulation of the Office of Price Administration for sales of the attached rubber soles. If the purchaser is a wholesaler, the notification shall include the maximum price applicable to the wholesaler's resales to wholesalers and to shoe repairmen as

established by paragraph (b) (2) of this order and a statement that such purchaser is required by this order to notify any shoe repairman to whom he sells that the maximum prices for the shoe repairman's sales of unattached soles as established by this order shall be 40 percent of the maximum price established under the appropriate regulation of the Office of Price Administration for sales of the attached rubber soles.

(e) All provisions of Maximum Price Regulation 200 that are not inconsistent with this order shall apply to sales covered by this order.

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

This order shall become effective June 22, 1945.

Issued this 21st day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10933; Filed, June 21, 1945;
11:52 a. m.]

[MPR 188, Order 3985]

WAVERLY LAMP MFG. 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 Waverly Lamp Mfg. Co., 117 East 24th Street, New York 10, 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:

Article	Number	Maximum prices for sales by all persons		
		To wholesalers	To retailers	To consumers
Antique finish paper parchment lamp shade with picture decoration & leatherette binding:	900			
8".....		Each \$0.34	Each \$0.40	Each \$0.72
12".....		.72	.85	1.53
14".....		.81	.95	1.71
16".....		.85	1.00	1.80
19".....		.89	1.05	1.89
Monks cloth lamp shade laminated on parchment paper with cotton passementerie trim:	901			
8".....		.42	.50	.90
12".....		.81	.95	1.71
14".....		.98	1.15	2.07
16".....		1.02	1.20	2.16
19".....		1.15	1.35	2.43
Shellac finish paper parchment floral panel lamp shade over wire with gold binding:	902			
12".....		1.27	1.50	2.70
16".....		1.70	2.00	3.60
20".....		2.84	2.75	4.95

These maximum prices are for the articles described in the manufacturer's application dated February 15, 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 proper ceiling price inserted in the blank space:

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 22d day of June 1945.

Issued this 21st day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10934; Filed, June 21, 1945;
11:53 a. m.]

[MPR 188, Order 3986]

STOFFELL SALES CO., INC.

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 Stoffell Sales Company, Inc., 535 Fifth Avenue, New York 17, 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:

Article	No.	Maximum prices for sales by all persons to—		
		Whole-salers	Re-tailers	Con-sumers
Cigarette lighter.....	1	Each \$0.65	Each \$0.85	Each \$1.50

These maximum prices are for the articles described in the manufacturer's application dated June 1, 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

OPA Retail Ceiling Price—\$1.50 each
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 22d day of June 1945.

Issued this 21st day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10935; Filed, June 21, 1945;
11:53 a. m.]

[MPR 188, Order 3987]

VAYNE PRODUCTS

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 Vayne Products Company, 186 Joralemon Street, Brooklyn 2, 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:

Article	Model No.	Maximum prices for sales by all persons to—		
		Whole-salers	Re-tailers	Con-sumers
Crackle finish bed lamp with white enamel reflector.....	1	Each \$1.43	Each \$1.68	Each \$3.02
Sprayed, walnut finish pin-up lamp with paper shade.....	2	1.27	1.50	2.70

These maximum prices are for the articles described in the manufacturer's application dated February 23, 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 proper ceiling price inserted in the blank space:

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 22d day of June 1945.

Issued this 21st day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10936; Filed, June 21, 1945;
11:53 a. m.]

[MPR 188, Order 3988]

DYN 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 Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Dyn Corporation, 1219 St. Nicholas Avenue, New York 32, 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:

Article	Number	Maximum prices for sales by all persons to—		
		Wholesalers	Retailers	Consumers
Cigarette lighter....	"Dyn-MP"	Each \$1.80	Each \$2.40	Each \$4

These maximum prices are for the articles described in the manufacturer's application dated May 10, 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:

OPA Retail Ceiling Price—\$4.00 each
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 22d day of June 1945.

Issued this 21st day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10937; Filed, June 21, 1945;
11:53 a. m.]

[MPR 188, Order 3989]

GADGETS, INC.

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 Gadgets, Inc., 113 Bleriot Place, Grand Prairie, Tex.

(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	No.	Maximum prices for sales by all persons to—		
		Wholesalers	Retailers	Consumers
Cigarette lighter.....	1	Each \$2.02	Each \$2.70	Each \$4.50

These prices are for the articles described in the manufacturer's application dated May 30, 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:

OPA Retail Ceiling Price—\$4.50 each
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 22d day of June 1945.

Issued this 21st day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10938; Filed, June 21, 1945;
11:54 a. m.]

[MPR 188, Order 3990]

KASKO SALES 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 Kasko Sales Company, 225 Broadway, 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:

Article	No.	Maximum prices for sales by all persons to—		
		Wholesalers	Retailers	Consumers
Cigarette roller and case.....	1	Dozen \$4.80	Dozen \$6.40	Each \$0.89

These maximum prices are for the article described in the manufacturer's application dated May 10, 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 au-

thorized 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—\$0.89 each
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 22d day of June 1945.

Issued this 21st day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10939; Filed, June 21, 1945;
11:54 a. m.]

[MPR 188, Order 3991]

J. SCHAFER

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 J. Schaffer, 149 Grand 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:

Article	No.	Maximum prices for sales by all persons to—		
		Wholesale	Retailers	Consumers
Enameled pin-up lamp with paper and rayon shade.....	104	Each \$1.27	Each \$1.50	Each \$2.70
Bronze enameled bed lamp complete with fittings.....	110	1.43	1.68	3.00

These maximum prices are for the articles described in the manufacturer's application dated March 2, 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

No. 125—4

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 proper ceiling price inserted in the blank space:

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 22d day of June 1945.

Issued this 21st day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10940; Filed, June 21, 1945;
11:54 a. m.]

[MPR 188, Order 3992]

MELROSE LAMP & SHADE CO. INC.

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 Melrose Lamp & Shade Co. Inc., 864 Melrose Avenue, Bronx, 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:

Article	No.	Maximum prices for sales by all persons to—		
		Wholesale	Retailers	Consumers
14" rayon taffeta lamp shade with braid trim top and bottom.....	B-1409	Each \$1.78	Each \$2.10	Each \$3.78
14" rayon stretched taffeta lamp shade with braid trim top and bottom.....	B-1410	2.02	2.38	4.28

These maximum prices are for the articles described in the manufacturer's application dated March 23, 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 proper ceiling price inserted in the blank space:

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 22d day of June 1945.

Issued this 21st day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10941; Filed, June 21, 1945;
11:55 a. m.]

[MPR 260, Order 1249]

HARRY RATTGERS

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) Harry Rattgers, 826 Madison Avenue, Covington, Ky. (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
Lau'ery Club.....	Corona.....	50	Per M \$90.00	Cents 12
White Beauty.....	Pioneer.....	50	56.00	7
Black Beauty.....	Blunt.....	50	93.75	2 for 25
	Brevas.....	50	75.00	10
Lau'ery Club.....	King Size.....	50	75.00	10
Black Beauty.....	Corona.....	50	90.00	12
	Londres Grande.....	50	40.00	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 June 22, 1945.

Issued this 21st day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10942; Filed, June 21, 1945;
11:55 a. m.]

[MPR 260, Order 1250]

BALBO CIGAR 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) Balbo Cigar Co., 461 Broad St., Newark 4, N. J. (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
Charlie Green.....	Inches 4 1/2.....	50	Per M \$72.00	Cents 9
Uncle Abner.....	5.....	50	\$2.50	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 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 June 22, 1945.

Issued this 21st day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10943; Filed, June 21, 1945;
11:55 a. m.]

[MPR 260, Order 1251]

CURVIN E. MILLER

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) Curvin E. Miller, Rear 30 South Pine Street, Red Lion, Pa., (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
Miller's Supreme.....	Miller's Supreme.....	50	Per M \$72	Cents 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 June 22, 1945.

Issued this 21st day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10944; Filed, June 21, 1945;
11:55 a. m.]

[MPR 260, Order 1252]

HAVANA 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) Havana Cigar Mfg. Co., 6350 14th Street, Detroit, Mich. (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
Prominence.....	Prominence....	50	Per M \$90	Cents 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 June 22, 1945.

Issued this 21st day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10945; Filed, June 21, 1945;
11:56 a. m.]

[MPR 260, Order 1253]

O. C. DOMINGUEZ 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) O. C. Dominguez Cigar Factory, 1946 Spruce Street, Tampa, Fla. (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"	50	Per M \$56.00	Cents 7
Epituro.....	5 1/4"	50	130.00	3 for 50
M. Corona.....	5"	50	161.50	21
Baby.....	4 1/4"	50	72.00	9
Presidente.....	5 1/2"	50	64.00	8

(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 June 22, 1945.

Issued this 21st day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10946; Filed, June 21, 1945;
11:56 a. m.]

[MPR 260, Order 1254]

FAMOUS 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) Famous Cigar Factory, 1604 29th Avenue, Tampa 5, Fla. (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
Famous.....	Rabos.....	50	Per M \$48.00	Cents 6
	Kings.....	50	101.25	2 for 27
	Coronitas.....	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 June 22, 1945.

Issued this 21st day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10947; Filed, June 21, 1945;
11:56 a. m.]

[MPR 260, Order 1255]

C. FERRERA 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) C. Ferrera Cigar Factory, 2112 10th Avenue, Tampa 5, Fla. (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
C. Ferrera.....	Blunts.....	50	Per M \$72.00	Cents 9
	Kings.....	50	101.25	2 for 27

(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 June 22, 1945.

Issued this 21st day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10948; Filed, June 21, 1945;
11:57 a. m.]

[MPR 260, Order 1256]

CUESTA, SANCHEZ & 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) Cuesta, Sanchez & Co., 2103 E. Columbus Drive, Tampa 5, Fla. (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
Boniface.....	Bostons.....	50	Per M \$101.25	Cents 2 for 27
	Lords.....	50	101.25	2 for 27
	Brevas.....	50	108.75	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 June 22, 1945.

Issued this 21st day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10949; Filed, June 21, 1945;
11:57 a. m.]

[MPR 260, Order 1257]

GEORGE KELLY

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) George Kelly, 355 N. Washington Avenue, Columbus 3, Ohio (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 maxi-

mum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
His Masters				
Choice	1 1/2"	50	Per M \$93.75	Cents 2 for 25
Uncle Joe	2 1/2"	50	48.00	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 June 22, 1945.

Issued this 21st day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10950; Filed, June 21, 1945;
11:57 a. m.]

[MPR 260, Order 1258]

PEERLESS CANDY & TOBACCO 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) Peerless Candy & Tobacco Co., 1677 Oak Street, Columbus 5, Ohio (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
Perfecto	Peerless	50	Per M \$36	Cents 2 for 9
Marca Royal	Peerless	50	56	7
Cleola	Cleola De Luxe	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 June 22, 1945.

Issued this 21st day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10951; Filed, June 21, 1945;
11:57 a. m.]

[MPR 260, Order 1259]

HARRY R. BECKER

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) Harry R. Becker, 335 S. Charles Street, Dallastown, Pa. (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
Beckers Hand Made Perfecto.	Perfectos.....	50	Per M \$56	Cents 7

(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 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 June 22, 1945.

Issued this 21st day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10952; Filed, June 21, 1945;
11:58 a. m.]

[MPR 260, Order 1260]

PRIM 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) Prim Cigar Factory, 603 Ellis Street, Brunswick, Ga. (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
Brunswick Gold.	Perfectos.....	50	Per M \$60	Cents 2 for 15

(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 June 22, 1945.

Issued this 21st day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10953; Filed, June 21, 1945;
11:58 a. m.]

[MPR 260, Order 1261]

PENICHER 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) Penichet Cigar Factory, 2701 9th Street, Tampa 5, Fla. (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
Valdez and Penicet.	Palma Chica...	50	\$146.00	19
	Brevas.....	50	146.00	19
	Benny 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 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 June 22, 1945.

Issued this 21st day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10954; Filed, June 21, 1945;
11:58 a. m.]

[MPR 260, Order 1262]

VALENTIN FLORES

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) Valentin Flores, 1448 Madison Avenue, New York 29, N. Y. (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
Flores Special....	Puritanos.....	50	\$72	9
	Coronas.....	50	115	15
	Queen.....	50	131	17
	Coronitas.....	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 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 June 22, 1945.

Issued this 21st day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10955; Filed, June 21, 1945;
11:59 a. m.]

[MPR 260, Order 1263]

EMORY W. DOWNS

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) Emory W. Downs, 35 Boundary Avenue (rear), Red Lion, Pa. (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
DeLuxe Master.	Perfecto.....	50	Per M \$64	Cents 8

(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 June 22, 1945.

Issued this 21st day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10956; Filed, June 21, 1945;
11:59 a. m.]

[MPR 188, Order 3996]

HARRY ROSENBLUM

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 Harry Rosenbloom, 2 West 4th Street, Emporium, 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 No.	Maximum prices for sales by all persons to—		
		Wholesalers	Retailers	Consumers
Nursery table lamp base assembled with toy wood alphabet blocks (no shade).....	1	Each \$0.85	Each \$1.00	Each \$1.80

These maximum prices are for the articles described in the manufacturer's application dated May 9, 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:

OPA Retail Ceiling Price—\$1.80 Each
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 22d day of June 1945.

Issued this 21st day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10965; Filed, June 21, 1945;
4:31 p. m.]

[Order 56 Under 3 (e)]

REJECTED "BLITZ" CANS

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and § 1499.3 (e) of the General Maximum Price Regulation, it is ordered:

(a) What this order does. This order establishes maximum prices for the sale of "blitz" cans (hereinafter described) which have been manufactured pursuant to War Procurement contracts and rejected by the United States Government or its agencies for failure to meet the contract specifications.

Description of "blitz" can:
Steel..... 20 gauge
Size..... 13½" x 6½" x 18½"
Opening..... 2½" threaded, with plug
Condition.... Leakproof, serviceable without repair

(b) Maximum prices. The maximum prices for the cans described in paragraph (a) shall be:

(1) Manufacturer's prices, 90¢ per can f. o. b. location, in minimum carload quantities; \$1.00 per can f. o. b. location, in less-than-carload quantities.

(2) Wholesaler's prices to retailers or industrial or commercial users, freight allowed to destination: In minimum carload quantities, \$1.25 per can; in less-than-carload quantities, \$1.35 per can.

(3) Price for all sales at retail, \$2.10 per can at point of delivery.

(c) Notification of maximum prices. Any person who sells the articles described in paragraph (a) to a retailer shall furnish the retailer with an invoice setting forth the retailer's maximum reselling price, and stating that the retailer is required by this order to attach to each can before sale a tag or label stating the appropriate retail ceiling price.

(d) Tagging. Any person who sells the cans described in paragraph (a) at retail shall attach to each can before sale a tag or label which plainly states the retail ceiling price.

(e) Records. All resellers making sales of the commodity subject to this order shall keep their customary records of all sales for inspection by the Office of Price Administration for the duration of the Emergency Price Control Act of 1942, as amended, or for a period not less than one year, whichever is shorter.

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

This order shall become effective June 23, 1945.

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.

Issued this 22d day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10998; Filed, June 22, 1945;
11:41 a. m.]

[RMPR 136, Order 459]

STUDEBAKER CORP.

AUTHORIZATION OF MAXIMUM PRICES

Order No. 459 under Revised Maximum Price Regulation 136. Machines, parts and industrial equipment. The Studebaker Corporation. Docket No. 6083-136.21-361.

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 Administrator by the Emergency Price Control Act of 1942, as amended, Executive Orders 9250 and 9328, and section 21 of Revised Maximum Price Regulation 136, It is ordered:

(a) The Studebaker Corporation, South Bend, Indiana, is authorized to sell each Studebaker motor truck listed in subparagraph (1) below (produced under the War Production Board's 1945 allocation to date to The Studebaker

Corporation for production of 4000 medium-weight trucks) when equipped with synthetic rubber tires delivered to The Studebaker Corporation on or after April 18, 1944, at a price not to exceed the total of the applicable "List Price", f. o. b. South Bend, Indiana, listed in subparagraph (1) below and the applicable charges in subparagraph (2) below (subject to the discounts and allowances in effect on March 31, 1942, to the applicable class of purchasers):

(1) *Model, description, and list price, f. o. b. factory South Bend, Indiana.*

Model No.	Description	List price
M15-28	Truck, chassis and cab, 1-ton nominal rating, 128" wheelbase; with 1942 standard specifications and equipment, and the following changes and additions: military type cab; oil filter, air cleaner; auxiliary rear springs; extra sun visor; extra windshield wiper; six 7.00 x 20, 8 ply tires with front and dual rear disc wheels.	\$1,180
M15-28	Truck, chassis and cab, with 9' stake body, 1-ton nominal rating, 128" wheelbase; with 1942 standard specifications and equipment, and the following changes and additions: military type cab; oil filter; air cleaner; auxiliary rear springs; extra sun visor; extra windshield wiper; six 7.00 x 20, 8 ply tires with front and dual rear disc wheels.	1,305

(2) *Charges.* (i) A charge for extra, special, and optional equipment not to exceed the "List Prices" in effect on March 31, 1942, (subject to the discounts in effect on March 31, 1942, to the applicable class of purchasers), for such equipment when sold as original equipment;

(ii) A charge to cover handling and delivery expense, computed in accordance with the method that the seller had in effect on March 31, 1942;

(iii) A charge to cover freight expense, based on current freight rates and computed in accordance with the method that the seller had in effect on March 31, 1942;

(iv) A charge to include the Federal excise tax on tires and tubes and other Federal excise taxes, State and local taxes on the truck being sold, computed in accordance with the method the seller had in effect on March 31, 1942;

(v) The dollar amount of all other charges which the seller had in effect on March 31, 1942, to the applicable class of purchasers.

(b) A reseller of Studebaker motor trucks is authorized to sell, delivered at its place of business, each Studebaker motor truck listed in subparagraph (1) below produced under the War Production Board's 1945 allocation to date to The Studebaker Corporation for production of 4,000 medium-weight trucks when equipped with synthetic rubber tires delivered to The Studebaker Corporation on or after April 18, 1944, at a price not to exceed the total of the applicable "List Price" in subparagraph (1) below and the applicable charges in subparagraph (2) below (subject to the discounts in effect on March 31, 1942, to the applicable class of purchasers):

(1) *Model, description, and list price, f. o. b. factory, South Bend, Indiana.*

Model No.	Description	List price
M15-28	Truck, chassis and cab, 1-ton nominal rating, 128" wheelbase; with 1942 standard specifications and equipment, and the following changes and additions: military type cab; oil filter, air cleaner; auxiliary rear springs; extra sun visor; extra windshield wiper; six 7.00 x 20, 8 ply tires with front and dual rear disc wheels.	\$1,180
M15-28	Truck, chassis and cab, with 9' stake body, 1-ton nominal rating, 128" wheelbase; with 1942 standard specifications and equipment, and the following changes and additions: military type cab; oil filter; air cleaner; auxiliary rear springs; extra sun visor; extra windshield wiper; six 7.00 x 20, 8 ply tires with front and dual rear disc wheels.	1,305

(2) *Charges.* (i) A charge for extra, special, and optional equipment, not to exceed the charge the reseller had in effect on March 31, 1942 to the applicable class of purchasers for such equipment, when sold as original equipment;

(ii) A charge for transportation which shall not exceed the charge The Studebaker Corporation would make for the transportation, by the means and route used, of the trucks from the factory to the place of business of the reseller;

(iii) A charge to cover federal, state, and local taxes on the purchase, sale or delivery of the truck, computed in accordance with the method that the reseller had in effect on March 31, 1942;

(iv) A charge for handling and delivery equal to the charge that the reseller had in effect on March 31, 1942;

(v) The dollar amount of all other charges which the reseller had in effect on March 31, 1942 to the applicable class of purchasers.

(c) A reseller 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 applicable "List Price", f. o. b., South Bend, Indiana, set forth in subparagraph (1) of paragraph (b), the following applicable charges:

(1) *Charges.* (i) A charge equal to the original equipment retail charge that The Studebaker Corporation suggested on March 31, 1942 be made by resellers for the extra, special, and optional equipment attached to the truck as original equipment;

(ii) A charge for transportation which shall not exceed the charge The Studebaker Corporation would make for the transportation, by the means and route used, of the trucks from the factory to the place of business of the reseller;

(iii) A charge equal to the charge made to the reseller by The Studebaker Corporation, in accordance with the method The Studebaker Corporation had in effect on March 31, 1942, to cover the Federal excise tax on tires and tubes and other Federal excise taxes;

(iv) A charge equal to the reseller's expense for payment of state and local taxes on the purchase, sale or delivery of the truck;

(v) A charge equal to the reseller's actual expense for handling and delivery of the truck.

(d) A reseller of Studebaker motor trucks in any of the territories or possessions of the United States is authorized to sell each of the trucks described in paragraph (b), at a price not to exceed the applicable price established in paragraph (b) or (c), 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 truck; 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 under Section 8 of Revised Maximum Price Regulation 136 which is different than a price permitted under paragraph (a) because of a substantial modification in design, specifications, or equipment in the truck, 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 June 23, 1945.

Issued this 22d day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10997; Filed, June 22, 1945;
11:41 a. m.]

[2d RMPR 195, Order 9]

INDUSTRIAL WOODEN BOXES

CEILING PRICES FOR TOBACCO HOGSHEAD MATERIAL

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 7a of 2d Revised Maximum Price Regulation 195, it is ordered:

(a) *What this order covers.* This order covers all sales of "Southern Pine Tobacco Hogshead Material" for which specific maximum prices are set forth herein. It covers also the oak and elm liners used in the Tobacco Hogshead and also the Export Tobacco Box Shook 45" x 28 3/8" x 28 3/8" used to ship tobacco. The maximum prices fixed by this order supersede any maximum price or pricing method previously established under 2d Revised Maximum Price Regulation 195.

(b) *Definitions of "Southern Pine tobacco hogshead material".* For the purpose of this order "Southern Pine tobacco hogshead material" refers to the component parts of a tobacco hogshead produced from Southern Pine lumber, with the exception of the liners which are manufactured from oak or elm. The hogshead material includes jointed, bev-

elled and unjointed staves, circled and uncircled heading, crosspieces (battens) and liners.

The export tobacco box is Style #2 shook with cleats attached having inside dimensions 45" x 28 $\frac{3}{8}$ " x 28 $\frac{3}{8}$ " with

2 $\frac{5}{32}$ " (or 3/4") sides, tops, bottoms and ends and 2 $\frac{5}{32}$ " (or 3/4") x 2 $\frac{3}{4}$ " cleats.

(c) *Maximum prices.* The maximum prices for "Southern Pine Tobacco Hogshead Material" f. o. b. plant shall be as follows:

	No. 1	No. 2
Jointed or bevelled stave 1 $\frac{1}{2}$ " full.....	\$44.00 per MSF.....	\$37.00 per MSF.....
Unjointed and unbevelled 1 $\frac{1}{2}$ " full.....	\$40.50 per MSF.....	\$33.50 per MSF.....
Jointed or bevelled stave 1 $\frac{1}{4}$ " full.....	\$39.00 per MSF.....	\$32.00 per MSF.....
Unjointed and unbevelled 1 $\frac{1}{4}$ " full.....	\$35.50 per MSF.....	\$28.50 per MSF.....
Circled heads full 3/4" or 2 $\frac{1}{2}$ ".....	\$1.00 each.....	.85 each.....
Bevelled crosspieces or battens.....	8 $\frac{1}{2}$ cents each.....	7 $\frac{1}{2}$ cents each.....
Liners.....	9 cents each.....	
Export Tobacco box.....	\$3.60 each.....	
Uncircled heading material.....	\$57.50 per M' net measure.....	

(d) *Definitions of terms:*

(1) "Per MSF" means per thousand feet net surface measure; a stave 3 $\frac{3}{4}$ " in width is to be counted as 3 $\frac{3}{4}$ " and not as 4".

(2) "Per M' net measure" means per thousand board feet measured to exact widths; a width 7 $\frac{3}{4}$ " is to be measured as 7 $\frac{3}{4}$ " and not as 8".

(3) "1/2" full" means staves cut to a full 1/2" thickness with an allowable variation per stave of not more than 1/32".

(4) "7/16" full" means staves cut to a full 7/16" thickness with an allowable variation per stave of not more than 1/32".

(e) *Grading rules.* (1) *No. 1 grade; general.* The lumber used in making the "Southern Pine tobacco hogshead material" shall be dry (not in excess of 15% moisture content) sap pine. Spruce pine or lumber of a coarse-grained or soft or spongy texture is not included in this grade. The lumber shall be free from all pitch pockets, resinous or pitchy streaks, twin, spike, or loose knots in edges of boards. The lumber shall also be free from resin or resinous odors which might cause injury to tobacco.

The lumber must be manufactured and finished without bark edges and shall contain no defects which would impair the strength.

(i) *Heading.* 48" in length, random widths 6" to 12", surfaced on both sides to 3/4" thick, allowable variation of not more than 1/32".

15% of the lumber should not contain any knots larger in diameter than one-third of the width of the boards; in circled heads not more than three such knots in center pieces and one in cant pieces.

No pieces, irrespective of widths, will be acceptable when containing more than three such knots in addition to other small round knots.

35% should not contain any knots larger than one-fourth the width of the board; in Circled Heads not more than four such knots in center pieces and two in cant pieces. No pieces, irrespective of widths, will be acceptable when containing more than four such knots in addition to other small round knots.

50% of the lumber may contain very small knots and clear pieces.

The percentages of lumber used must be thoroughly mixed throughout each carload.

(ii) *Circled heads.* To be manufactured from random widths not more than 6 pieces to each head and no pieces less than 6" in width, except the cant or

outer circle pieces, cut in true circles of 46" or 47" in diameter. Heads to be so shipped that each one shall be complete in itself.

(iii) *Staves.* 48" in length, 3" to 7" width, 1/2" thick, allowable variation not more than 1/32".

15% of the lumber should not contain any knots larger in diameter than one-fourth the width of the stave and not more than two such knots in each stave in addition to other small sound knots.

40% of the lumber must not contain any knots larger in diameter than one-fifth the width of the stave and not more than three such knots in each stave in addition to other small sound knots.

45% must be clear of all knots, except very small knots, known as pin knots.

The percentage of lumber used must be thoroughly mixed throughout each carload.

A maximum of 5% of 3" and 5% of 6 $\frac{1}{4}$ " to 7" staves in each carload will be accepted but no car is to contain a higher percentage than 12" of staves 3" to 3 $\frac{1}{2}$ " in width. The narrow staves are to be equally distributed throughout each carload.

(iv) *Crosspieces.* 46" or 47" in length, 3 $\frac{1}{2}$ " in width, surfaced on one or both sides to 1 $\frac{1}{16}$ " thick. Corners bevelled on one side to 1/4" round, containing no knots larger than one-fourth the width of the crosspieces.

(2) *No. 2 grade.* Any sound merchantable material not meeting the requirements for the No. 1 grade shall be classed as No. 2.

(3) *Ungraded material.* If the material is sold in an ungraded condition, the price shall be based on the lowest grade in the shipment.

(4) *Export tobacco box.* The export tobacco box shall be made of sound material in accordance with standard commercial specifications.

(f) *Delivery.* The above prices are f. o. b. plant. Additions for delivery may be made in accordance with the provisions of section 9 (b) of 2d RMPR 195.

(g) *Discounts and allowances.* The maximum prices set forth in this order apply to all shipments of tobacco hogsheads material, no matter who the seller is, and they include all commissions, discounts, and allowances for resellers (except exporters). The maximum prices shall be reduced by all discounts or allowances customarily made by the seller for the same class of purchaser.

(h) *Other provisions.* The provisions of sections 9 (b), 10, 11, 12, and 13 of the

regulation shall apply to sales made under this order.

(i) *Other items or additions not covered by this order.* All tobacco hogshead material not specifically priced by this order shall remain subject to the provisions of 2d Revised Maximum Price Regulation 195.

This Order No. 9 shall become effective June 23, 1945.

Issued this 22d day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10996; Filed, June 22, 1945; 11:40 a. m.]

[MPR 220, Order 110]

WHITE PRODUCTS CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1315.1558 of Maximum Price Regulation 220 and section 6.4 of Second Revised Supplementary Regulation No. 14 to the General Maximum Price Regulation, it is ordered:

(a) *Applicability.* This order applies to the manufacturer's, wholesalers' and retailers' sales of the item #V60 plastic bathing cap made of olive drab vinyl resin film and manufactured by The White Products Company, 7 West 22nd Street, New York 10, New York.

(b) *Sales by the manufacturer.* The maximum price for sales by The White Products Company of the commodity described in paragraph (a) of this order shall be:

\$2.70 per dozen for sales to wholesalers.
\$3.12 per dozen for sales to retailers.

(c) *Sales by wholesalers.* The maximum prices for sales at wholesale of the commodity described in paragraph (a) of this order shall be the maximum price for such sales furnished the wholesaler by the manufacturer and computed by the manufacturer according to the pricing method and percentages set forth in § 1315.1559a of Maximum Price Regulation No. 220.

(d) *Sales at retail.* The maximum prices for sales at retail of the commodity described in paragraph (a) shall be the maximum prices for such sales furnished the retailer by his seller and computed according to the pricing method and percentages set forth in § 1315.1559a of Maximum Price Regulation No. 220.

(e) *Notification of maximum prices by the manufacturer and wholesalers.* The manufacturer shall compute the maximum prices applicable to sales by wholesalers and retailers of the commodity priced by this order according to the method and percentages set forth in § 1315.1559a of Maximum Price Regulation No. 220. The notification of maximum price provisions and other provisions of § 1315.1559a are applicable to the commodity priced by this order.

(f) Between sixty and seventy-five days after the effective date of this order, the manufacturer shall recompute its costs in the manner provided in § 1315.1557 (c) and report them to the Office of Price Administration.

(g) This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective June 23, 1945.

Issued this 22d day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-11020; Filed, June 22, 1945;
11:44 a. m.]

[RMPR 436, Amdt. 4 to Order 37]

CRUDE PETROLEUM AND NATURAL AND
PETROLEUM GAS

ADJUSTMENT OF MAXIMUM PRICES

An opinion accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Paragraph (a) of Order No. 37 to Revised Maximum Price Regulation No. 436 is amended in the following respects:

1. The following pools with the designated increases are hereby added thereto:

Pool, County, and State	Amount of increase per 42-gallon barrel
Half Moon, Posey, Indiana	\$0.25
Dopita, Rooks, Kansas	.06
Gideon, Russell, Kansas	.25
McLouth Lime, Jefferson, Kansas	.35
Ploog, Rice, Kansas	.35
Roxbury S. E., McPherson, Kansas	.04
Shallow Water, Scott, Kansas	.02
Starr, Elk (West Half), Kansas	.35
Empire, Eddy, New Mexico	.35
Getty, Eddy, New Mexico	.18
Shugart North, Eddy, New Mexico	.20
Doyle (1200') Stephens, Oklahoma	.35
Hotulke-West Earlsboro, Pottawatomie, Oklahoma	.20
Pearsonia, Osage, Oklahoma	.11
Skiatook West, Osage, Oklahoma	.35
Wofford, Seminole, Oklahoma	.35
Akard, Jones, Texas	.20
Edwards, Crane, Texas	.25
Fuhrman-Mascho, Andrews, Texas	.04
Dallas and Derby, Fremont, Wyoming	.35
Garland (Madison), Big Horn, Wyoming	.35

2. The following pools are hereby deleted therefrom:

Pool, County, and State

Freeman, Clare, Michigan.
West Earlsboro, Pottawatomie, Oklahoma.
Angleton, Brazoria, Texas.

3. The Capitan (Sespe) pool, Santa Barbara County, California, is hereby redesignated to read Capitan (Sespe Formation above 3000'), Santa Barbara County, California.

4. The Bayou Choctaw pool, West Baton Rouge and Iberville Parishes, Louisiana, is hereby redesignated to read Bayou Choctaw (Miocene), West Baton Rouge and Iberville Parishes, Louisiana.

5. The Timbalier Bay pool, La Fourche Parish, Louisiana, is hereby redesignated to read Timbalier Bay (Miocene), La Fourche Parish, Louisiana.

6. The Tibbens pool, Creek County, Oklahoma, is hereby redesignated to read Tibbens-Tibbens North, Creek County, Oklahoma.

7. The Bebee East pool, Pontotoc County, Oklahoma, is hereby redesignated to read Bebee East, Pontotoc and Seminole Counties, Oklahoma.

This amendment shall become effective as of June 1, 1945.

Issued this 22d day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-11000; Filed, June 22, 1945;
11:42 a. m.]

[MPR 580, Order 77]

BOY SCOUTS OF AMERICA

ESTABLISHMENT OF MAXIMUM PRICES

Order 77 under MPR 580. Establishing ceiling prices at retail for branded articles; Docket No. 6063-580-13-11.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to Section 13 of Maximum Price Regulation No. 580; It is ordered:

(a) The price for sales at retail submitted in the application filed by Boy Scouts of America, 2 Park Avenue, New York, N. Y., dated March 30, 1945, for each article described in the application, and covered by Maximum Price Regulation No. 580, is hereby established as the ceiling price of the article for sales at retail.

(b) The retail ceiling prices as established by paragraph (a) shall apply in place of the ceiling prices which would otherwise be established under the pricing rules of Maximum Price Regulation No. 580.

(c) On and after July 1, 1945, Boy Scouts of America must mark each article for which a price is established by paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Section 13, MPR 580)
OPA Retail Ceiling Price \$-----

On and after August 1, 1945, no retailer may offer or sell the article unless it is

marked or tagged in the form stated above. Prior to August 1, 1945, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of Maximum Price Regulation No. 580.

(d) On or before the first delivery to any purchaser for resale of each article for which a price is established by paragraph (a), the seller shall send the purchaser a copy of this order and a statement showing the articles covered by this order and their retail ceiling prices as established by paragraph (a).

(e) Unless the context otherwise requires, the provisions of Maximum Price Regulation No. 580 shall apply to sales for which retail ceiling prices are established by this order.

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

This order shall become effective June 23, 1945.

Issued this 22d day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-11019; Filed, June 22, 1945;
11:49 a. m.]

[Supp. Order 94, Amdt. 2 to Rev. Order 16]

CERTAIN DOUBLE DECK BUNK BEDS, COTS,
MATTRESSES AND HOSPITAL BEDS

ADJUSTMENT OF MAXIMUM PRICES

An opinion accompanying this amendment has been issued simultaneously herewith.

Revised Order 16 under Supplementary Order 94 is amended in the following respects:

1. The descriptions of the Army steel folding cots set forth in paragraph (b) (1) are amended to read as follows:

New Army steel folding cot, 6'4" x 30", spring 17" from floor, 1" tubular head and foot 23" from floor, spring angle irons 2" x 1 1/2" x 1/8", and all other Army steel folding cots of approximately the same dimensions and of the same or similar construction.

Used Army steel folding cot, 6' x 30", spring 17" from floor, 1" tubular head and foot 23" from floor, spring angle irons 2" x 1 1/2" x 1/8", and all other Army steel folding cots of approximately the same dimensions and of the same or similar construction.

2. The description of the Army steel folding cot set forth in paragraph (b) (2) is amended to read as follows:

Reconditioned Army steel folding cot, 6'4" x 30", spring 17" from floor, 1" tubular head and foot 23" from floor, spring angle irons 2" x 1 1/2" x 1/8", and all other Army steel folding cots of approximately the same dimensions and of the same or similar construction.

This amendment shall become effective June 23, 1945.

Issued this 22d day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10993; Filed, June 22, 1945;
11:40 a. m.]

[Supp. Order 94, Amdt. 1 to Order 50]

TWO-WHEELED HAND PUSH CARTS
SPECIAL MAXIMUM PRICES

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. 50 under Supplementary Order 94 is amended in the following respects:

1. Paragraph (f) is deleted.

This amendment shall become effective July 1, 1945.

Issued this 22d day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10994; Filed, June 22, 1945;
11:39 a. m.]

[Supp. Order 94, Order 65]

UNITED STATES DEPARTMENT OF COMMERCE
SPECIAL MAXIMUM PRICES FOR CERTAIN
METAL CANTEENS

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, it is ordered:

(a) *What this order does.* This order establishes maximum prices for resellers of certain metal canteens hereinafter described which have been or may be purchased from the United States Department of Commerce.

(b) *Maximum prices.*—(1) *New canteens.* The maximum price per new canteen described herein shall be:

Description of canteen: 2½ gallon metal canteen, finished in olive green, rust proof 15" in diameter, width 5", weight approximately 2½ lbs., concave shape, screw cap top secured with chain, adjustable web shoulder strap, no compartments, for water only.

Price for all sales at wholesale, f. o. b. shipping point..... \$1.15
Price for all sales at retail..... 1.75

(2) *Used canteens.* The maximum price for a used canteen described above shall be 75% of the appropriate maximum price set forth in paragraph (b) (1) herein, *Provided*, That

(i) No part is missing which is necessary to make the canteen fully useful.

(ii) The canteen is clean, free from rust, leaks and dents, does not need repainting and in all respects has the serviceability equal to that of a new canteen.

(3) *Used canteens not covered by paragraph (b) (2).* The maximum price per used canteen not covered by paragraph (b) (2) herein shall be 33⅓% of the appropriate maximum price set forth in paragraph (b) (1) herein.

(c) *Discounts.* Every seller shall continue to maintain his customary discounts for cash.

(d) *Notification.* Any person who sells the metal canteens described in paragraph (b) to a retailer shall furnish the retailer with an invoice of sale setting forth the maximum price for sales at retail, and stating that the retailer is

required by this order to attach to each canteen before sale a tag or label which plainly states the appropriate retail ceiling price.

(e) *Tagging.* Any person who sells the metal canteens described in paragraph (b) at retail shall attach to each canteen before sale a tag or label which plainly states the appropriate ceiling price.

(f) *Relation to other regulations and orders.* This order with respect to the commodities it covers supersedes any other regulation or order previously issued by the Office of Price Administration.

(g) *Definitions.*—(1) *Sale at wholesale.* A sale at wholesale is a sale by any person to any other person who is not a user or ultimate consumer.

(2) *Sale at retail.* A sale at retail is a sale by any person to a user or ultimate consumer.

(h) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective June 23, 1945.

Issued this 22d day of June 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10995; Filed, June 22, 1945;
11:39 a. m.]

Regional and District Office Orders.

[Region III Order G-10 Under Supp. Order 94]

BENCH VISES 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-10 establishes maximum prices for the sale of bench vises, hereinafter described, by the Department of Commerce, Office of Surplus Property, to jobbers and wholesalers; by said office of the Department of Commerce, jobbers and wholesalers to retailers; and by retailers to consumers.

(b) *Geographical applicability.* This Order No. G-10 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 bench vises described herein shall be as follows:

Article and description	Com- mer- ce's maxi- mum price to job- bers and whole- salers	Com- mer- ce's jobbers' and whole- salers' maxi- mum price to retailers	Re- tailers' maxi- mum price to con- sumers
Bench vise; 1½" plain iron jaw, model No. 741 Victor, manufactured by Stanley Rule & Level Mfg. Co., New Britain, Conn.; condition, new....	Each \$1.25	Each \$1.67	Each \$2.50

(d) *Notification of maximum prices.* Any person who sells the bench vises described in paragraph (c) above to a retailer shall furnish the retailer with an invoice of sale setting forth the retailer's maximum reselling price and stating that the retailer is required by this order either to attach to each bench vise, before sale, a tag or label, or to display a suitable sign at the place where the article is offered for sale, which plainly states the retail ceiling price.

(e) *Tagging.* Any person who sells the bench vises described in paragraph (c) at retail either shall attach to each bench vise, before sale, a tag or label, or shall display a suitable sign at the place where the article is offered for sale, which plainly states the retail ceiling price.

(f) *Records.* All resellers 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.

(g) *Definitions.* (1) "Retailer" means any person whose sales to purchasers for use constitute a substantial part of his total sales.

(2) "Jobber" or "wholesaler" means any person other than a manufacturer, the major portion of whose sales are to retailers, industrial or institutional users.

(h) *Revocation and amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective June 6, 1945.

Issued: June 6, 1945.

BIRKETT L. WILLIAMS,
Regional Administrator.

[F. R. Doc. 45-10881; Filed, June 20, 1945;
4:45 p. m.]

[Region III Order G-59 Under RMPR 122]
SPECIFIED SOLID FUELS IN BATTLE CREEK,
MICH., 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:

(a) *What this order does.* This order establishes maximum prices for sales of specified solid fuels made within the area including the city of Battle Creek, Michigan, and certain adjacent territory, which area is described as all the territory within a circle the radius of which is six miles and the center of which is the intersection of Michigan Avenue and Capital Street in the said municipality of Battle Creek. These are the highest prices that any dealer may charge when he delivers such fuel at or to a point in the said area. They are also the highest prices that any buyer in the course of trade or business may pay for them.

(b) *What this order prohibits.* Regardless of any obligation, no person shall:

(1) Sell or, in the course of trade or business, buy solid fuels at prices higher than the maximum prices set by this Order No. G-59; but less than maximum prices may at any time be charged, paid or offered;

(2) Obtain a higher than ceiling price by:

(i) Charging a price higher than the scheduled price for a service or making a charge for a service not authorized by this order;

(ii) Using any other device by which a higher than maximum price is obtained directly or indirectly;

(iii) Using any tying agreement or requiring that the buyer purchase anything in addition to the fuel requested by him, except that a dealer may comply with requirements or standards with respect to deliveries which have been or may be issued by an agency of the United States Government.

(c) *Schedule for sales of coal*—(1) *Price schedule.* This schedule sets forth maximum prices for sales of specified sizes, kind and quantities of solid fuels. Column I describes the coal for which prices are established, Column II lists maximum prices for delivered credit sales to consumers at any point in the above described area, and Column III lists maximum prices for delivered cash sales.

BATTLE CREEK, MICHIGAN, PRICE SCHEDULE

Column I	Column II	Column III
I. High volatile Bituminous coals from producing district No. 8 (eastern Kentucky, southern West Virginia, western Virginia, and northeastern Tennessee) excluding Mine Index Nos. 285, 405 and 439. ¹		
A. Lump and egg, size group Nos. 1 and 2 (lump, bottom size larger than 3"; egg, top size 5" and larger x bottom size larger than 4" and top size larger than 6" x bottom size larger than 3" but not exceeding 4");		
1. Mine price classifications E and F.....	\$10.50	\$10.00
2. Mine price classifications G through O.....	10.35	9.85
B. Egg:		
1. Size group No. 5 (top size larger than 5" but not exceeding 6" x bottom size larger than 2" but not exceeding 3"; top size larger than 6" x bottom size 2" and smaller) mine price classifications G through K.....	9.50	9.40
2. Size group No. 6 (top size larger than 5" but not exceeding 6" x bottom size 2" and smaller; top size 3" but not exceeding 5" x bottom size larger than 2" but not exceeding 3") mine price classifications E through L.....	9.85	9.35
3. Size Group No. 7 (top size larger than 3" but not exceeding 5" x bottom size 2" and smaller) mine price classifications G through M.....	9.80	9.30
C. Stoker, size group No. 10 (top size 1 1/4" and smaller x bottom size 1/2" and larger):		
1. Mine price classifications A through E.....	9.95	9.45
2. Mine price classifications F and lower.....	9.30	9.30
D. To the prices stated in sections A, B and C of Part I above, may be added \$0.15 per ton provided the coal is mined in subdistrict 6 of producing district No. 8 and provided it is separately weighted and billed. Subdistrict 6 includes that portion of district 6 which is northern Tennessee, and the following counties in Kentucky: Bell, Clay, Clinton, Jackson, Knox, Laurel, Leslie, Madison, McCreary, Owsley, Pulaski, Rock Castle, Wayne, and Whitley.		

See footnotes at end of table.

BATTLE CREEK, MICHIGAN, PRICE SCHEDULE—Continued

Column I	Column II	Column III
II. High volatile bituminous coals from producing district No. 4 (Ohio) from subdistrict No. 5 (Hocking) lump and egg:		
A. Size group Nos. 1 and 2 (bottom size larger than 2");		
1. From deep mines.....	\$9.65	\$9.15
2. From strip mines.....	9.40	8.90
B. Size group Nos. 3 and 3A (bottom size larger than 1 1/4" but not exceeding 2");		
1. From deep mines.....	9.25	8.75
2. From strip mines.....	9.00	8.50
III. Low volatile bituminous coals from producing district No. 7 (southern West Virginia and western Virginia) excluding mine index No. 73. ¹		
A. Egg, size group No. 2 (top size larger than 3" x bottom size no limit):		
1. Mine price classification A.....	11.95	11.45
2. Mine price classifications B through D.....	11.75	11.25
B. Stove, size group No. 3 (top size larger than 1 1/4" but not exceeding 3" x bottom size smaller than 3") mine price classification A.....	11.45	10.95
C. Stoker, size group No. 5 (pea or dedusted screenings, top size not exceeding 3/4" x bottom size smaller than 3/4") mine price classification A.....	9.80	9.30

¹ \$0.10 per ton may be added to the prices of these coals if the coal has been subjected to an oil or calcium chloride treatment by the producer to allay dust or prevent freezing.

² These prices include all increases authorized by regional supplementary order No. 7 which reflects the adjustment granted in Amendment 137 to MPR 120 issued May 1, 1945.

(2) *Discounts.* The above listed maximum prices are subject to the following discounts:

	Per ton
(i) Payment within 30 days on credit sales.....	\$0.50
(ii) Purchase by one buyer of 20 tons or more.....	.25
(iii) Consumers purchasing at a dealer's yard.....	.75
(iv) Other dealers purchasing at a dealer's yard for resale.....	1.50

(3) *Descriptive terms.* The definitions of price groups, classifications, size groups, mine index numbers, producing sub-districts, etc., contained in Maximum Price Regulation No. 120 as the same now reads or may be amended, are hereby incorporated by reference into this order and shall, wherever applicable, be the controlling definitions of all such terms used herein.

(d) *Sales not covered by order G-59.* The maximum prices for all sales by dealers of solid fuel not provided for by this Order No. G-59 shall be the maximum prices established by Revised Maximum Price Regulation No. 122.

(e) *Schedule of service charges.* This schedule sets forth maximum prices which a dealer may charge for special services rendered in connection with all sales of Solid Fuels. These charges may be made only if the buyer requests such service of the dealer and only when the dealer renders the service. Every service charge shall be separately stated in the dealer's invoice.

	Per ton
Wheel in from curb.....	\$0.75
Carry in from curb.....	1.00
Carry up or down stairs.....	1.25
Forking or screening low volatile coal.....	.50
Service charge for deliveries in quantities of 1/2 ton.....	.25

¹ Per flight.

(f) *The transportation tax.* The transportation tax imposed by section No. 620 of the Revenue Act of 1942 may be collected in addition to the maximum prices set by this order, provided the dealer states it separately from the price on his invoice or statement. However, such tax need not be so separately stated on sales to the United States or any agency thereof, the District of Columbia, any state Government or any political subdivision thereof.

(g) *Addition of increase in supplier's prices prohibited.* The maximum prices set by this order may not be increased by a dealer to reflect increases in purchase costs or in supplier's maximum prices occurring after the effective date hereon; but increases in the maximum prices set hereby to reflect such increases are within the discretion of the Regional Administrator.

(h) *Petitions for amendment.* Any person seeking an amendment of any provisions of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1, except that the petition shall be filed with the Regional Administrator and acted upon by him.

(i) *Applicability of other regulations.* Every dealer subject to this order is governed by the licensing provisions of Supplementary Order No. 72, effective October 1, 1943.

(j) *Right of amendment or revocation.* The Regional Administrator or Price Administrator may amend, revoke, or rescind this order, or any provision thereof, at any time.

(k) *Records.* Every person making a sale of solid fuel for which a maximum price is set by this order shall keep a record thereof, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, showing: the date, the name and address of the buyer, if known, the per net ton price charged and the type and kind of solid fuel sold. The solid fuel shall be identified in the manner in which it is described in the order. The record shall also separately state each service rendered and the charge made for it.

(l) *Posting of maximum prices; sales slips.* (1) Each dealer subject to this order shall post all the maximum prices set by it for all his types of sales. He shall post his prices in his place of business in a manner plainly visible to and understandable by the purchasing public. He shall also keep a copy of this order available for examination by any person inquiring as to his prices for solid fuel. No report of the maximum prices established by this order need be made by any dealer under § 1340.262 (c) of Revised Maximum Price Regulation No. 122.

(2) Every dealer selling solid fuels subject to this order shall, either at the time of, or within thirty days after the date of, a sale or delivery of solid fuels governed by this order, give to his purchaser an invoice, sales slip or receipt, and shall keep an exact copy thereof for so long as this order is in effect or for so long as the Emergency Price Control Act of 1942, as amended, shall permit, whichever period is longer, showing the following information:

The name and address of the seller and the purchaser; the kind, size and quantity of the solid fuels sold, the date of the sale or delivery and the price charged. In addition, he shall separately state on each such invoice, sales slip or receipt, the amount, if any, of the required discount, authorized service charges and taxes which must be deducted from or which may be added to the established maximum prices: *Provided*, That a dealer who is authorized to make a special service charge for chemical or oil treatment of coal need not separately state the amount of such service charge if he clearly indicates on the invoice that such coal is so treated: *And further provided*, That the provisions of this paragraph (2) shall not apply to sales of solid fuels in less than quarter ton lots unless requested by the purchaser.

(m) *Enforcement.* (1) Persons violating any provision of this order are subject to 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 are urged to communicate with the Grand Rapids District Office of the Office of Price Administration.

(n) *Definitions and explanations.* (1) "Person" includes an individual, corporation, partnership association, any other organized group of persons, legal successor or representative of any of the foregoing, and includes the United States, any agency thereof, any other government, or any of its political sub-divisions, and any agency 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", "purchase", and "purchaser", shall be construed accordingly.

(3) "Dealer" means any person selling solid fuel except producers or distributors making sales at or from a mine, a preparation plant operated as an adjunct of any mine, a coke oven, or a briquette plant.

(4) "Direct delivery" means dumping, shoveling or chuting the fuel from the seller's truck directly into the buyer's bin or storage; but, if this is physically impossible, the term means discharging the fuel directly from the seller's truck at a point where this can be done and at the point nearest and most accessible to the buyer's bin or storage space.

(5) Except as otherwise provided herein or as the context may otherwise require, the definitions set forth in §§ 1340.255 and 1340.266 of Revised Maximum Price Regulation No. 122, as amended, shall apply to terms used herein, and in full force and effect.

(o) *Applicability of this order.* To the extent applicable, the provisions of this order supersede Revised Maximum Price Regulation No. 122.

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

This Order No. G-59 under Revised Maximum Price Regulation No. 122 shall become effective June 18, 1945.

Issued: June 7, 1945.

BIRKETT L. WILLIAMS,
Regional Administrator.

[F. R. Doc. 45-10882; Filed, June 20, 1945;
4:45 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-1090]

NORTHERN INDIANA PUBLIC SERVICE CO.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 21st day of June, A. D. 1945.

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, having filed a declaration pursuant to sections 6 (a) (2) and 7 of the Public Utility Holding Company Act of 1935 regarding the proposed alteration of the rights of holders of Northern's outstanding securities to the extent that such rights may be altered by the following proposed action:

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 do not alter the rights of Northern's security holders, for the granting of the preemptive right to the holders of Northern's common stock to subscribe for their pro rata part of any additional issues of shares of common stock to be sold for cash.

Said declaration having been filed on May 24, 1945, and notice of such filing having been duly given in the manner prescribed by Rule U-23 promulgated pursuant to said act, and the Commission not having received a request for hearing with respect to said declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding that the requirements of section 7 (g) of the act are satisfied, and not finding that the exercise of such privilege or right will result in an unfair or inequitable dis-

tribution of voting power among holders of the securities of the declarant or is otherwise detrimental to the public interest or the interest of investors or consumers;

It is hereby ordered, Pursuant to said Rule U-23 and the applicable provisions of said act, and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid declaration pursuant to section 7 of the act be and hereby is permitted to become effective.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 45-10973; Filed, June 22, 1945;
11:07 a. m.]

SURPLUS PROPERTY BOARD.

[Special Order 12]

SPECIAL ATTACHMENTS TO MACHINE TOOLS OWNED BY DEFENSE PLANT CORPORATION

Pursuant to the authority of the Surplus Property Act of 1944 (Pub. Law 457, 78th Cong., 2d Sess.; 58 Stat. 765), It is hereby ordered, That:

In accordance with section 13 (b) of the Surplus Property Act, any owning agency may transfer to Defense Plant Corporation without reimbursement special attachments which are attached to machines or machine tools owned by Defense Plant Corporation, in any case where a responsible officer of the owning agency determines that such special attachments have no commercial value separate from the machines to which they are attached or that the cost of the care and handling and disposition of such special attachments separate from the machines to which they are attached would exceed the estimated proceeds of disposition.

This order shall become effective immediately.

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

JUNE 16, 1945.

[F. R. Doc. 45-10988; Filed, June 22, 1945;
11:43 a. m.]

SELECTIVE SERVICE SYSTEM.

[Operations Order 9-A]

TRANSFER OF PERSONS ASSIGNED TO WORK OF NATIONAL IMPORTANCE

DELEGATION OF AUTHORITY

Under and by virtue of the authority vested in me by § 603.1, Selective Service regulations, I hereby authorize the Assistant Director, Camp Operations, National Headquarters, Selective Service System, or the Executive Officer, Camp Operations, or the Acting Executive Officer, Camp Operations, as designated by Camp Operations order, to order the transfer of persons assigned to work of National importance.

Order of the Director, Operations Order No. 9, dated May 5, 1943, is hereby rescinded.

LEWIS B. HERSHEY,
Director.

JUNE 21, 1945.

[F. R. Doc. 45-10986; Filed, June 22, 1945;
11:16 a. m.]

WAR PRODUCTION BOARD.

[C-369]

MICHIGAN WINERIES, INC.

CONSENT ORDER

Michigan Wineries, Inc., a Michigan corporation, with offices at 440 South Kalamazoo Street, Paw Paw, Michigan, is engaged in the manufacture and sale of wine, and is charged by the War Production Board with having used, during the first, third and fourth quarters of 1944, 249,993 square feet of containerboard content in excess, and 15,457 tons of containerboard content in excess, of its quota for containerboard content of fibre shipping containers, in violation of War Production Board Limitation Order L-317. Michigan Wineries, Inc., admits the violation as charged, does not desire to contest the issue of wilfulness, and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of Michigan Wineries, Inc., the Regional Compliance Chief and the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) Michigan Wineries, Inc. shall, during the second, third and fourth calendar quarters of 1945 reduce its use of containerboard content of fibre shipping containers by using, during each of these quarters, at least 83,331 square feet less, and at least 5.152 tons less, than the quota it would otherwise be entitled to use during said applicable quarters as specified by the provisions of Limitation Order L-317, unless otherwise authorized in writing by the War Production Board.

(b) Nothing contained in this order shall be deemed to relieve Michigan Wineries, Inc., from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board except insofar as the same may be inconsistent with the provisions hereof.

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

(d) This order shall take effect as of April 1, 1945, and shall expire on December 31, 1945.

Issued this 21st day of June 1945.

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

[F. R. Doc. 45-10911; Filed, June 21, 1945;
11:04 a. m.]

[C-370]

LINCOLN LEATHER CO. AND LINCOLN
TANNING CO.

CONSENT ORDER

Lincoln Leather Company, a corporation with its principal place of business at 104 South Street, Boston, Massachusetts, engaged in the business of selling finished leather as a wholesaler, and its affiliate Lincoln Tanning Company, a corporation with a place of business at 104 South Street, Boston, Massachusetts, engaged in the business of tanning leather are charged by the War Production Board in letters dated April 9, 1945 and May 9, 1945 with having between June 1, 1944 and November 30, 1944, purchased and accepted delivery of 768,000 square feet of untanned cattlehide and calfskins other than splits and glue stock in excess of the amounts permitted by War Production Board Order M-310.

Lincoln Leather Company and Lincoln Tanning Company admit the violations as charged, do not desire to contest the issue of wilfulness and have consented to the issuance of this order.

Wherefore, upon the agreement and consent of Lincoln Leather Company, Lincoln Tanning Company, the Regional Compliance Manager, and the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) During each month of the third and fourth quarters of 1945 and the first and second quarters of 1946, Lincoln Leather Company and Lincoln Tanning Company shall reduce by 3,800 skins the monthly quotas assigned to them by the War Production Board for purchasing skins and for soaking skins and will reduce by 600 hides the monthly quota assigned to them by the War Production Board for purchasing hides and soaking hides.

(b) The restrictions and prohibitions contained herein shall apply to Lincoln Leather Company, Lincoln Tanning Company, their successors and assigns, or persons acting on their behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

(c) Nothing contained in this order shall be deemed to relieve Lincoln Leather Company or Lincoln Tanning Company 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 21st day of June 1945.

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

[F. R. Doc. 45-10912; Filed, June 21, 1945;
11:04 a. m.]

[C-90, Revocation]

CHARLES HAMAD
CONSENT ORDER

Charles Hamad, Danbury, Connecticut, engaged in the business of processing hatters furs, fur and textile by-products

and in the cutting of rabbits' skins and other fur by-products, was charged by the War Production Board with having done construction in April, 1944, without permission of the War Production Board of a factory on East Franklin Street, Danbury, Connecticut, in violation of War Production Board Conservation Order L-41. A Consent Order No. C-90 was entered into by Charles Hamad, the Regional Compliance Chief, and the Regional Attorney with the approval of the Compliance Commissioner. In view of the fact that Conservation Order L-41 as amended May 29, 1945, raises the limitation on this type of construction to \$5,000, the Chief Compliance Commissioner has directed that the consent order be revoked. In view of the foregoing, it is hereby ordered, that: *Consent Order No. C-90 be revoked.*

Issued this 22d day of June 1945.

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

[F. R. Doc. 45-10975; Filed, June 22, 1945;
11:19 a. m.]

[C-339, as Amended June 22, 1945]

MOORE-GRIGGERS CO., LTD.

CONSENT ORDER

Moore-Griggers Company, Ltd., is a limited partnership composed of James C. Moore and Rayford E. Griggers, with offices at 240 Peachtree Street, N. E., Atlanta, Georgia. It is engaged in the business of distributing, selling and installing air conditioning units. Under a purchase order dated November 14, 1944 and bearing a preference rating of AA-4, it obtained delivery from its supplier of twenty-five (25) three h. p. and fifty (50) five h. p. air conditioning units whereas it was only authorized by the War Production Board to apply an AA-4 preference rating to purchase five (5) three h. p. and five (5) five h. p. air conditioning units. This constituted a violation of War Production Board Priorities Regulation No. 3. Since the issuance of this Consent Order Moore-Griggers Company, Ltd. has, on account of the effect which the revocation of Limitation Order L-38 has had upon the sale of air conditioning units, requested that this order be amended by substituting for paragraphs (a) and (b) thereof new paragraphs providing as hereinafter set out. Moore-Griggers Company, Ltd. admits the violation as charged and, although denying wilfulness, does not care to contest this issue, and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of Moore-Griggers Company, Ltd., the Regional Compliance Manager and the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) Moore-Griggers Company, Ltd., a partnership composed of James C. Moore and Rayford E. Griggers shall set aside in its stock and shall not sell, deliver or install any one of the twenty (20) three h. p. nor any one of the forty-five (45)

five h. p. excess air conditioning units obtained under said purchase order and in the manner above set forth except as set out in paragraph (b) hereof or on orders bearing a preference rating of AA-3 or higher, nor shall it extend any one of such preference rating orders of AA-3 or higher, upon which any of said specified sixty-five (65) air conditioning units are sold, for the purpose of replacing in its stock any of the units so sold, unless hereafter specifically authorized in writing by the War Production Board.

(b) Nothing herein contained shall prohibit Moore-Griggers Company, Ltd. from selling, delivering, or otherwise transferring, with title thereto, the sixty-five (65) air conditioning units referred to in paragraph (a) above, back into the inventory of its supplier, Chrysler Air Temp Products Corporation, nor in any way affect the sale, delivery, installation or stock replacement of the remaining ten (10) air conditioning units which Moore-Griggers Company, Ltd. were authorized to and did receive under said purchase order.

(c) Nothing contained in this order shall be deemed to relieve Moore-Griggers Company, Ltd., a partnership composed of James C. Moore and Rayford E. Griggers, whether doing business under said name or otherwise, or said partners individually, their successors or assigns, from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 22d day of June 1945.

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

[F. R. Doc. 45-10976; Filed, June 22, 1945;
11:19 a. m.]

[C-350, Revocation]

WATERBURY BUCKLE CO.

CONSENT ORDER

A Consent Order, No. C-350, was entered into by Waterbury Buckle Company, the Regional Compliance Chief, and the Regional Attorney with the approval of the Compliance Commissioner, and issued June 8, 1945, for violation of Conservation Order M-9-c. In view of the fact that Conservation Order M-9-c was revoked May 12, 1945, the Chief Compliance Commissioner has directed that Consent Order No. C-350 be revoked. In view of the foregoing, it is hereby ordered, that: *Consent Order No. C-350 be revoked.*

Issued this 22d day of June 1945.

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

[F. R. Doc. 45-10977; Filed, June 22, 1945;
11:19 a. m.]

[C-871]

GORDON CLOTHING CO.

CONSENT ORDER

Gordon Clothing Company is a corporation with its principal place of business

at 6433 South Halsted Street, Chicago, Illinois. It is engaged, amongst other things, in retailing ready-to-wear clothing. During the third calendar quarter of 1944 it received \$46,001 worth of consumer's goods in excess of its allowable receipts, as established by Limitation Order No. L-219. Gordon Clothing Company admits such excess receipts of consumer's goods and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of Gordon Clothing Company, the Regional Compliance Chief, the Regional Attorney, and upon the approval of the Compliance Commissioner: *It is hereby ordered, That:*

(a) Gordon Clothing Company, its successors and assigns, shall reduce its receipts of merchandise during the third and fourth calendar quarters of 1945 by at least 15% of its normal receipts for each of such quarters as computed on line 23 of Form WPB-1621.

(b) Nothing contained in this order shall be deemed to relieve Gordon Clothing Company, 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 22d day of June 1945.

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

[F. R. Doc. 45-10978; Filed, June 22, 1945;
11:19 a. m.]