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TITLE 7—AGRICULTURE

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 10, Amdt. 16]

PART 1432—RICE

RICE SET ASIDE

War Food Order No. 10, as amended (11 F.R. 1088, 1881) is hereby further amended to read as follows:

§ 1432.1 *Restrictions on sale and distribution of rice*—(a) *Definitions*. (1) "Miller" means any person who mills more than 250 barrels of rough rice in any one month.

(2) "Rough rice" means the commodity defined as such by the "United States Standards for Rough Rice", as amended May 15, 1942.

(3) "Brown rice" means the commodity defined as such by the "United States Standards for Brown Rice", as amended May 15, 1942.

(4) "Milled rice" means the commodity defined as such by the "United States Standards for Milled Rice", as amended April 1, 1944.

(5) "Mill" means to convert rough rice into brown or milled rice.

(6) "Delivery" means the physical transfer of rice from a miller to a buyer. The transfer of rice by a miller to a truck, railroad car, ship, or other vehicle for transportation to the buyer, regardless of the ownership or control of the vehicle being used for such transportation, shall constitute a delivery.

(7) "Barrel" means 162 pounds.

(8) "Governmental agency" means the Army, Navy, Marine Corps, or Coast Guard of the United States (excluding, for the purposes of this order, United States Army post exchanges, United States Navy ships' service departments, United States Marine Corps post exchanges, and similar organizations), the United States Department of Agriculture (including, but not restricted to, any corporate agency thereof), the War Shipping Administration, any approved ship

supplier designated as such by War Shipping Administration, the Veterans Administration, and any other instrumentality or agency designated by the Secretary of Agriculture.

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

(10) "Assistant Administrator" means the Assistant Administrator for regulatory and marketing service work, Production and Marketing Administration, United States Department of Agriculture.

(11) "Secretary of Agriculture" means the Secretary of Agriculture, United States Department of Agriculture.

(b) *Restrictions*. (1) Beginning February 1, 1946, every miller in the State of California, except as provided in (c) hereof, shall set aside each calendar month and thereafter hold for sale to a governmental agency a quantity of milled rice, of grade 5 or better and of one or more of the Classes I to X, inclusive, in an amount equal to 70 percent of the total combined quantity of the brown and milled rice milled by him during such month. Beginning February 1, 1946, every miller in any State other than California, except as provided in (c) hereof, shall set aside each calendar month, or portion thereof prior to May 1, 1946, and thereafter hold for sale to a governmental agency a quantity of milled rice, of grade 5 or better and of one or more of the Classes I to X, inclusive, in an amount equal to 50 percent of the total combined quantity of the brown and milled rice milled by him during such month or such portion thereof. All rice set aside may be offered for sale to a governmental agency: (i) in response to announcements or notices by a governmental agency that offers for the sale of such rice will be received; (ii) when packaged in containers of a size and quality announced as acceptable to such governmental agency; and (iii) at not more than ceiling prices established by the Office of Price Administration for such rice so packaged.

(2) No miller, on any day when the quantity of milled rice set aside by him, in accordance with (b) (1) hereof, for all full calendar months preceding such

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NOTICE

1945 Supplement

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A limited sales stock of the 1944 Supplement is still available as previously announced.

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day but after July 31, 1945, and held by him in inventory for sale to a governmental agency plus the quantity of rice delivered by him under credit against the set aside requirements of this order for such preceding months is less than the quantity of rice required to be set aside for such preceding months, shall after April 12, 1946; (i) mix rough rice which reasonably cannot be expected to produce milled rice consisting 15 percent or less of moisture with rough rice which reasonably can be expected to produce such milled rice unless the resulting mixture reasonably can be expected to produce such milled rice or unless the mixture is in performance of a contract with a governmental agency; (ii) mix either brown or milled rice, or both, consisting 15 percent or less of moisture with either brown or milled rice, or both, consisting more than 15 percent of moisture unless the resulting mixture of rice consists 15 percent or less of moisture or unless the mixture is in performance of a contract with a governmental agency; (iii) produce any grown, undermilled or parboiled rice except in the performance of a contract with a governmental agency; (iv) deliver any rice to any person not entitled to receive set-aside rice under this order, unless it has been offered for sale to and rejected by Commodity Credit Corporation, United States Department of Agriculture, and a notice of such rejection issued by said Commodity Credit Corporation is filed with the monthly report required under this order; or (v) pack rice in other than 100-pound bags of a type and quality announced as acceptable to said Commodity Credit Corporation, except that rice under contract at the time of packing for delivery as a credit against the set-aside requirements of this order may be packed in accordance with such contract.

(c) *Exemptions from restrictions of paragraph (b).* (1) Deliveries to governmental agencies of grades and classes of brown or milled rice other than those specified in (b) (1) hereof may be credited against the amount of milled rice required to be set aside under this order provided such deliveries are made during the month for which the credit is claimed.

(2) (i) Beginning April 1, 1946, deliveries in any calendar month by any miller in the State of California to persons other than governmental agencies of brown and milled rice for shipment to Hawaii may be credited against not more than 22½ percent of the amount of rice required to be set aside during such month, and deliveries in any calendar month by any such miller to such persons of brown and milled rice for shipment to Puerto Rico and the Virgin Islands may be credited against not more than 10 percent of the amount of rice required to be set aside during such month.

(ii) Beginning April 1, 1946, deliveries in any calendar month by any miller in any State other than California to persons other than governmental agencies of brown and milled rice for shipment to Puerto Rico and the Virgin Islands may be credited against the amount of rice required to be set aside during such month.

(3) The Assistant Administrator may upon application of any miller, authorize such miller to deliver brown or milled rice to persons other than governmental agencies and to credit such deliveries against the quantity of milled rice required to be set aside under (b) (1) hereof, when satisfactory evidence is submitted to the Assistant Administrator that the brown or milled rice so delivered is to be subsequently delivered to governmental agencies in the form of rice or a product thereof.

(4) The restrictions contained in this order shall not apply to rice owned by any individual for use in his own household.

(d) *Records and reports.* (1) Every miller shall file with the Administrator of War Food Order No. 10, United States Department of Agriculture, Washington 25, D. C., prior to the 15th day of each month (on a form furnished by the said Order Administrator) a report for the preceding calendar month showing:

(i) The quantity of rough rice milled by him;

(ii) The quantities of brown rice and of milled rice produced by him;

(iii) The quantity of brown and milled rice shipped by him, first, to governmental agencies; second, to the export trade; and third, to the domestic civilian trade;

(iv) The quantities of brown and milled rice shipped by him to Puerto Rico, the Virgin Islands, and Hawaii for civilian use and the quantities of milled rice shipped by him to each of the governmental agencies specified in the report form;

(v) The quantity of milled rice set aside for governmental agencies which remains unshipped at the end of the month for which the report is made.

(vi) A computation of his set-aside position to show the status of his compliance with this order at the end of the month for which the report is made.

(2) Every person subject to this order shall, for at least two years (or for such period of time as the Assistant Administrator may designate), maintain an accurate record of his production of and transactions in rice.

(3) The Assistant Administrator shall be entitled to obtain such other infor-

mation from and require such other reports and the keeping of such other records by, any person, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order subject to the approval of the Bureau of the Budget.

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

(f) *Contracts.* The provisions of this order and all orders or regulations issued pursuant thereto shall be observed without regard to contracts heretofore or hereafter made or any rights accrued or payments made thereunder.

(g) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Assistant Administrator. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by request addressed to the Order Administrator, obtain a review of such action by the Assistant Administrator. After said review, the Assistant Administrator may take such action as he deems appropriate, which action shall be final.

(h) *Violations.* Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using rice. Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provisions of this order.

(i) *Delegation of authority.* The administration of this order and the powers vested in the Secretary of Agriculture, insofar as such powers relate to the administration of this order, are hereby delegated to the Assistant Administrator. The Assistant Administrator is authorized to redelegate to any employee of the United States Department of Agriculture any or all of the authority vested in him by this order.

(j) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided, be addressed to the Assistant Administrator for regulatory and marketing service work, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

(k) *Territorial scope.* This order shall apply within the 48 States and the District of Columbia.

(l) *Effective date.* Except insofar as other effective dates are specified herein, the provisions of this order shall become effective as of 12:01 a. m., e. s. t., April 12,

1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, under the provisions of War Food Order No. 10, as amended, prior to said dates, all such provisions shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

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

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8067)

Issued this 10th day of April 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-6104; Filed, Apr. 11, 1946;
11:11 a. m.]

[WFO 29, Amdt. 10]

PART 1460—FATS AND OILS

COTTONSEED, PEANUT, SOYBEAN AND CORN OIL

War Food Order No. 29, as amended and partially suspended (8 F.R. 15551; 9 F.R. 651, 3252; 10 F.R. 11988, 15331), is further amended to read as follows:

§ 1460.13 *Distribution, delivery and use of cottonseed, peanut, soybean, and corn oil*—(a) *Definitions*. (1) "Crude oil" means any oil pressed, expelled, or extracted from cottonseed, peanuts, soybeans, or corn, and which may have been filtered or settled, but which has not been refined, blown, hydroxylated, or otherwise processed.

(2) "Refined oil" means any oil pressed, expelled, or extracted from cottonseed, peanuts, soybeans, or corn, which has been refined by treating with caustic soda, soda ash, or otherwise to reduce the free fatty acid content, and which may or may not have been further processed. Such processing may include, but is not limited to, bleaching, deodorizing, winterizing, or hydrogenation. However, unless otherwise specified by the Assistant Administrator, "refined oil" when allocated for delivery pursuant to this order shall mean (in the absence of a previous contract between the deliverer and the deliverer, or unless otherwise requested by the deliverer) oil that is once refined, unbleached and un-deodorized.

(3) "Refiner" means any person who accepts delivery of crude oil for the purpose of refining, and who may or may not process refined oil produced by him or acquired from any other person, further in the manufacture of shortening, cooking oil, salad oil, or margarine.

(4) "Non-refining margarine manufacturer" means any person who accepts delivery of refined oil for use in the manufacture of margarine, and who does not own, control, or operate a refinery for refining crude oil.

(5) "Non-refining shortening manufacturer" means any person who accepts delivery of refined oil for use in the manufacture of shortening, cooking oil, or

salad oil, and who does not own, control, or operate a refinery for refining crude oil.

(6) "Industrial user" means any person, other than a refiner, who accepts delivery of crude or refined oil, for any use other than the manufacture of an edible product. A manufacturer of medicinal or vitamin preparations shall be deemed to be an industrial user hereunder.

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

(8) "Assistant Administrator" means the Assistant Administrator for regulatory and marketing service work, Production and Marketing Administration, United States Department of Agriculture.

(9) "Edible fat or oil product" means any commodity or product, simple or compound, including any complement thereto or component part thereof, which is composed of or has fats and oils as its largest single ingredient by weight, and which is eaten or drunk by human beings as food. The term "edible fat or oil product" shall not include:

(i) Lard, rendered pork fat, poultry fat, and olive oil;

(ii) Mayonnaise, salad dressing, USP vitamin oils, Vitamin E Oil, fish liver oil, and sperm oil;

(iii) Any intermediate product intended for use in the commercial manufacture of an edible fat or oil product; or

(iv) Food prepared by a hotel or restaurant for consumption on the premises.

(v) Soybean oil used to can tuna, bonito, yellowtail, or sardines.

(10) "Fats and oils" means all the raw, crude, refined, and pressed fats and oils, whether vegetable, animal, fish, or other marine animal, their by-products and derivatives, including foats, grease (lard) oil, sulfonated and similarly processed fats and oils, fatty acids, lard and rendered pork fat, and the fat and oil content of any other product, but not including glycerine, cocoa butter, butter, wool grease or fat, essential oils, tall oil, mineral oils, and vitamin-bearing oils (including their by-products and derivatives) obtained from fish or other marine animal or viscera.

(b) *Restrictions on delivery of crude oil for edible purposes*. No person shall deliver and no person shall accept delivery of crude oil for use in edible fat or oil products, except as specifically authorized or directed by the Assistant Administrator. In any authorization or directive issued pursuant to this paragraph (b), the Assistant Administrator may designate the point from which the oil is to be shipped and the point where it is to be received.

(c) *Restrictions on delivery of refined oil for edible purposes*. No person shall deliver refined oil to a refiner, non-refining margarine manufacturer, or non-refining shortening manufacturer, for use in edible fat or oil products, and no refiner, non-refining margarine manufacturer, or non-refining shortening manufacturer shall accept delivery of refined oil for use in edible fat or oil products except as specifically authorized or

directed by the Assistant Administrator. In any authorization or directive issued pursuant to this paragraph (c), the Assistant Administrator may designate the point from which the oil is to be shipped and the point where it is to be received.

(d) *Restrictions on the use of crude oil for edible purposes*. No person shall use crude oil for use in edible fat or oil products except in such quantities and for such purposes as the Assistant Administrator shall specifically authorize or direct.

(e) *Restrictions on the use of refined oil for edible purposes*. No refiner, non-refining margarine manufacturer, or non-refining shortening manufacturer shall use refined oil for use in edible fat or oil products except in such quantities and for such purposes as the Assistant Administrator shall specifically authorize or direct.

(f) *Restrictions on use and delivery of crude or refined oil for industrial (non-edible) purposes*. (1) No industrial user shall, during any calendar month use crude, refined, or otherwise processed cottonseed, peanut, soybean or corn oil, or any fatty acids derived therefrom or any mixtures of such oils and fatty acids, or any mixtures of such oils and fatty acids with any other material for any specific industrial (non-edible) purpose in excess of $\frac{1}{3}$ of the quantity of such oils, fatty acids or mixtures used by such industrial user for such purpose during the first nine months of 1945.

(2) No person shall deliver crude, refined or otherwise processed cottonseed, peanut, soybean or corn oil, or any fatty acids derived therefrom or any mixtures of such oils and fatty acids, or any mixtures of such oils and fatty acids with any other material to any industrial user except as specifically authorized or directed by the Assistant Administrator.

(3) The restrictions of paragraph (f) (1) hereof, shall not apply to the use of any cottonseed, peanut, soybean, or corn oil which is a by-product or residue (except stearine) of a permitted processing of such oil, or which consists of tank bottoms.

(g) *Establishment of base period use for industrial user*. An industrial user who has not heretofore established a base period use, through reports or applications under War Food Order No. 42 or War Food Order No. 29, may establish a base period use for the period referred to in paragraph (f) hereof. Applications to establish a base period use must be made in writing to the Assistant Administrator.

(h) *Effective period of authorizations or directives*. The Assistant Administrator may prescribe in an authorization or directive issued pursuant to this order, a period of time in which the authorization or directive shall be in force and effect, and no person shall deliver, or accept delivery of, or use crude or refined oil pursuant to or in reliance on an authorization or directive for such delivery, acceptance of delivery, or use, as the case may be, after the expiration of the effective period thereof.

(i) *Further allocations*. No person, after receiving notice from the Assistant Administrator to refrain from delivering or using any crude or refined

oil acquired by him pursuant to an authorization or directive issued hereunder, shall deliver or use such oil, except upon further specific authorization of the Assistant Administrator.

(j) *Inventories.* (1) Crude or refined oil authorized or directed by the Assistant Administrator to be used for a specific purpose during a specified period shall revert to inventories where and to the extent that such oil is not used during the specified period for the specific purpose designated in the authorization or directive. Crude or refined oil which the Assistant Administrator has authorized or directed to be delivered, accepted for delivery, or used for the purpose of building up inventories, or which has reverted to inventories under the terms of this order, shall not be used for any purpose other than refining to the extent necessary to prevent deterioration, except as the Assistant Administrator may further authorize or direct.

(2) No industrial user shall accept delivery of any crude, refined or otherwise processed cottonseed, peanut, soybean, or corn oil, or any fatty acids derived from any of such oils, or any mixtures of such oils or fatty acids, or any mixtures of such oils and fatty acids with any other material, if his inventory of these oils is, or would through such acceptance become in excess of a 45 day working minimum.

(k) *Delivery.* For the purposes of this order:

(1) A person shall be deemed to have delivered crude or refined oil upon the occurrence of any one of the following:

(i) The delivery by such person of such oil to a common carrier and the issuance of a bill of lading therefor; or

(ii) The loading of such oil in a truck or tank wagon furnished by the person to whom delivery is to be made; or

(iii) The unloading of such oil in a plant or storage tank which is owned, leased, or controlled by the person to whom delivery is to be made.

(2) A person shall be deemed to have accepted delivery of crude or refined oil upon the occurrence of any one of the following:

(i) The acquisition by such person of a bill of lading issued by a common carrier for such oil; or

(ii) The loading of such oil in a truck or tank wagon furnished by such person; or

(iii) The receiving of such oil in a plant or storage tank which is owned, leased, or controlled by such person.

(l) *Intra-company deliveries.* The provisions and restrictions of this order with respect to delivery of crude oil shall apply not only to deliveries to other persons, including affiliates and subsidiaries, but also to deliveries from one branch, division, or section of a single enterprise to another branch, division, or section of the same or any other enterprise under common ownership or control.

(m) *Contracts.* The restrictions of this order shall be observed without regard to contracts heretofore or hereafter entered into, or any rights accrued or payments thereunder.

(n) *Applications, records, and reports.* (1) The Assistant Administrator shall be entitled to obtain such information from,

and require such applications and reports and the keeping of such records by, any person, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order, subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(2) Every person subject to this order shall for at least two years (or for such other period of time as the Assistant Administrator may designate), maintain an accurate record of his transactions in cottonseed, peanut, soybean, and corn oils.

(o) *Audits and inspections.* The Assistant Administrator shall be entitled to make such audits or inspections of the books, records and other writings, premises, or stocks of oil, and to make such investigations as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(p) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Assistant Administrator. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by request addressed to the Order Administrator, obtain a review of such action by the Assistant Administrator. After said review, the Assistant Administrator may take such action as he deems appropriate, which action shall be final.

(q) *Violations.* Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, delivering, or using oil. Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(r) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided, be addressed to the Order Administrator, War Food Order No. 29, Fats and Oils Branch, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

(s) *Delegation of authority.* The administration of this order and the powers vested in the Secretary of Agriculture insofar as such powers relate to the administration of this order, are hereby delegated to the Assistant Administrator. The Assistant Administrator is authorized to redelegate to any employee of the United States Department of Agriculture any or all of the authority vested in him by this order.

(t) *Territorial extent.* This order shall apply to the 48 States of the United States and the District of Columbia.

(u) *Effective date.* This amendment shall become effective at 12:01 a. m., e. s. t., April 1, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 29, as amended and partially suspended, all provisions of said orders shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

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

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 10th day of April, 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-6105; Filed, Apr. 11, 1946; 11:11 a. m.]

[WFO 141, Amdt. 3]

PART 1468—GRAIN

DISTILLERS' GRAIN INVENTORIES

War Food Order No. 141, as amended (11 F.R. 2217), is hereby further amended as follows:

1. By adding immediately after paragraph (a) (10), the following new paragraph:

(11) "Inventory" means the total quantity of grain owned, whether in store or in transit.

2. By adding immediately after paragraph (e) (3), the following new paragraph:

(4) Every distiller shall, on or before April 22, 1946, mail a report to the Assistant Administrator, showing the following as of April 15, 1946:

- (i) Grain on hand on the premises;
- (ii) Grain stored at other places;
- (iii) Grain under contract to purchase;
- (iv) Grain in transit;
- (v) Futures contracts for grain, by months.

3. By adding immediately after paragraph (1) thereof, the following new paragraphs:

(m) *Excess inventories.* No distiller whose inventory of grain is in excess of a quantity necessary to operate for seven and one-half days based upon daily mashing capacity, shall use grain or grain products in the manufacture of alcohol or of distilled spirits for beverage purposes.

(n) *Inventories.* No distiller shall accept delivery of grain if, either prior to or after acceptance of such delivery, his total inventory of grain, plus all quantities thereof bought to arrive or with respect to which he has a contract to purchase, exceeds a seven and one-half day supply based upon daily mashing capacity.

(o) *Certificates.* (1) No distiller shall accept delivery of grain from any person and no person shall deliver grain to a distiller unless, prior to acceptance of delivery the receiver executes and furnishes

to his supplier a certificate in the following form:

The undersigned hereby certifies to the United States Department of Agriculture and to _____ that he
(Name and address of supplier)
is familiar with the terms of War Food Order No. 141, that this certificate is furnished in order to enable the undersigned to acquire _____ of _____ to be delivered
(Amount) (Kind of grain)
on or about _____, and that
the receipt of such grain will not increase the undersigned's inventory of grain beyond the amount permitted under War Food Order No. 141.

By: _____
(Purchaser)
(Authorized official)
(Address)

(Date)

(2) All certificates executed under this paragraph shall be retained for at least two years and shall, upon request, be submitted to the Assistant Administrator for examination. All statements contained in such certificates shall be deemed representations to an agency of the United States. No person shall be entitled to rely upon any such certificate if he knows or has reason to believe it to be false.

This amendment shall become effective at 12:01 a. m., e. s. t., April 15, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 141, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

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

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 10th day of April 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-6103; Filed, Apr. 11, 1946; 11:11 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VI—Selective Service System

[Amdt. 382]

PART 622—CLASSIFICATION

REGISTRANTS SERVING THIRTY-TWO MONTHS ABOARD U. S. COAST AND GEODETIC SURVEY VESSELS

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, Selective Service regulations, second edition, are hereby amended in the following respect:

Amend the regulations by changing the title and adding a new paragraph (f) to § 622.17 to read as follows:

§ 622.17 *Class I-G: Registrants who are members of or are honorably separated from land or naval forces of cobel-*

ligerent nations; registrants separated from American Field Service or Merchant Marine; persons who were interned by an enemy nation; or certain registrants who have served thirty-two months aboard a vessel of the United States Coast and Geodetic Survey.

(f) In Class I-G may be placed any person who, on or after January 1, 1946, has completed a period of thirty-two months service aboard a vessel of the United States Coast and Geodetic Survey, and who has a certificate to that effect issued by the Department of Commerce; provided it is found that such a registrant should be relieved from any further consideration for classification into a class available for service because the registrant has already made a sufficient contribution to the war effort through his service in the United States Coast and Geodetic Survey.

The foregoing amendment to the Selective Service regulations shall be effective within the continental United States immediately upon the filing hereof with the Division of the Federal Register and shall be effective outside the continental limits of the United States on the 30th day after the date of filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

APRIL 10, 1946.

[F. R. Doc. 46-6047; Filed, Apr. 10, 1946; 3:19 p. m.]

Chapter VIII—Office of International Trade, Department of Commerce

Subchapter A—General

[Administrative Order 8]

PART 800—ORDERS AND DELEGATIONS OF AUTHORITY

APPEARANCES OF FORMER EMPLOYEES AS REPRESENTATIVES OF THIRD PERSONS

Administrative Memorandum No. 49 (9 F.R. 9526) of the Foreign Economic Administration, the functions of which were transferred in part to the Department of Commerce by Executive Order No. 9630, is hereby amended so as to read as follows:

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

(b) *Prohibition against appearance of former employees before the Office of International Trade.* No person shall appear or be permitted to appear before or otherwise deal with the Office of International Trade as the agent, attorney or representative of any individual, corporation, partnership or any group or body of persons, however designated, other than the United States or any department or agency thereof, if such person has at any time been officially associated with the specific transaction to which such appearance or dealing relates, as a full-time or part-time, com-

pensated or uncompensated officer or employee of the Office of International Trade or any of its predecessor or constituent agencies.

Effective date. This order shall take effect immediately.

Dated: April 10, 1946.

ARTHUR PAUL,
Director.

[F. R. Doc. 46-6083; Filed, Apr. 11, 1946; 10:38 a. m.]

Subchapter B—Export Control

[Amdt. 172]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

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

The qualifying footnote with respect to certain commodities set forth in the list of commodities in paragraph (b) reading "Requires individual license for export to all areas except the other American Republics excluding Argentina" is hereby amended to read as follows:

Requires individual license for export to all areas except the other American Republics.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; 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; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: April 10, 1946.

JOHN C. BORTON,
Director,

Requirements and Supply Branch.

[F. R. Doc. 46-6085; Filed, Apr. 11, 1946; 10:38 a. m.]

[Amdt. 174]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS; CAST IRON SOIL PIPE

In § 801.2 *Prohibited exportations* the following correction is hereby made in the list of commodities set forth in section 3 of amendment No. 169 (11 F.R. 3592):

Department of Com. Sched. B No.	Commodity	Correction
506805	Cast iron soil pipe.	The Schedule B number should read: 606805.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; 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; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: April 11, 1946.

JOHN C. BORTON,
Director,

Requirements and Supply Branch.

[F. R. Doc. 46-6067; Filed, Apr. 11, 1946; 10:39 a. m.]

[Amdt. 173]

PART 802—GENERAL LICENSES
COUNTRY GROUPS; ARGENTINA

Section 802.3 *General license country groups* is hereby amended in the following particulars.

Paragraph (a) is amended by deleting from Group E and adding to Group K therein the following country: Argentina.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; 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; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: April 10, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-6086; Filed, Apr. 11, 1946; 10:38 a. m.]

EXPORT LICENSES FOR SOFTWOOD LUMBER
ORDER REDUCING VALIDITY PERIOD

It is hereby ordered, That (1) all individual export licenses validated by the Foreign Economic Administration or the Department of Commerce prior to January 1, 1946 authorizing the exportation of softwood lumber (Department of Commerce Schedule B Nos. 406000 through 411600 inclusive, except 407900) are hereby revoked effective June 30, 1946; and (2) all individual export licenses issued by the Department of Commerce on and after January 1, 1946 and prior to the date of this order authorizing the exportation of softwood lumber (Department of Commerce Schedule B Nos. 406000 through 411600 inclusive, except 407900), regardless of the period of validity stated in such licenses or of the provisions of paragraph (f) of § 804.1 of the Export Regulations, are hereby revoked effective six months from the date of validation of such licenses.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; 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; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: April 11, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-6084; Filed, Apr. 11, 1946; 10:38 a. m.]

Chapter XI—Office of Price Administration
[SO 139; Amdt. 3]

PART 1305—ADMINISTRATION

ADJUSTED MAXIMUM PRICES FOR CERTAIN
LOW-PRICED COMMODITIES

A statement of the considerations involved in the issuance of this amend-

¹ 9 F.R. 6819, 8054, 10189, 10634, 11349, 12415, 14987; 10 F.R. 330, 1452, 1911, 1973, 2402, 2617, 5090, 11669, 14399; 11 F.R. 1773.

² 10 F.R. 14143.

ment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order 139 is amended in the following respects:

1. In paragraph (c) of section 4, the text preceding subparagraph (1) and subparagraph (1) are amended to read as follows:

(c) *Statement of adjusted ceiling prices.* On and after January 21, 1946, no person may adjust his maximum price under section 3 above for any item of children's and infants' anklets or other hosiery or men's handkerchiefs or men's all-cotton waterproofed protective clothing, which are covered by this order, unless he sends to each purchaser to whom he ships such item the statement set forth in subparagraph (1) or (2) below, whichever is appropriate. This statement, properly completed, must appear separately on or be annexed to, the invoice, billing or other statement of price accompanying every shipment made of these items.

(1) *On sales to retailers and industrial and commercial users.* Where the item is sold to a retailer or to an industrial or commercial user, the following statement must be sent by the manufacturer:

Column 1	Column 2	Column 3	
Commodity	Increase factor	Net cut-off prices	
		Manufacturers' sales to others than individual ultimate consumers (per dozen)	Manufacturers' sales to individual ultimate consumers (per item)
The following items of men's all-cotton protective clothing, waterproofed principally with vegetable oils (excluding items cut and sewn from waterproofed fabrics but including aprons cut and sewn from fabrics waterproofed with vegetable oils):			
Pommel slickers.....	10	\$66.00	.....
Slickers.....	10	51.48	.....
Medium or 3/4 length coats (44") with buttons.....	10	44.88	.....
Medium or 3/4 length coats (44") with buckles.....	10	51.48	.....
Frocks or 1/2 length coats (38").....	10	42.90	.....
Jackets or short coats.....	10	27.72	.....
Jackets or short coats, fisherman's style.....	10	30.36	.....
Jackets or short coats, single texture.....	10	14.96	.....
Overalls or apron pants.....	10	27.72	.....
Overalls or apron pants, fisherman's style.....	10	30.36	.....
Overalls or apron pants, single texture.....	10	14.96	.....
Waist or string pants.....	10	27.06	.....
Sou'wester type hats, stiff brim.....	10	8.58	.....
Sou'wester type hats, soft brim.....	10	11.22	.....
Lined sheeting aprons.....	10	13.20	.....
Reversible sheeting aprons.....	10	16.50	.....
Duck oval patch aprons (36" x 48").....	10	19.80	.....
Duck oval patch aprons (40" x 50").....	10	21.12	.....

This amendment shall become effective April 10, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6052; Filed, Apr. 10, 1946; 4:29 p. m.]

PART 1305—ADMINISTRATION
[Rev. SO 119, Amdt. 5]

DOORS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith,

STATEMENT TO RETAILERS AND INDUSTRIAL OR COMMERCIAL USERS OF OPA ADJUSTMENT CHARGE

Under Supplementary Order 139 the Office of Price Administration has permitted us to add the following adjustment charges to our ceiling prices on the following items:

Style	Column A	Column B	Column C
	Old ceiling	OPA adjustment charge	New ceiling

Please note that the OPA has ruled that you must price these items in accordance with Maximum Price Regulation 580 or the General Maximum Price Regulation (whichever regulation governs your sales of the items listed above). In determining your ceiling prices for these items OPA has ruled that, under MPR 580, your "net cost" must be based on the old ceiling set forth in Column A above; you may not include the amount of the OPA adjustment charge set forth in Column B in your net cost. Moreover, if you price under the GMPR, you may not add the above OPA adjustment charge to your present GMPR ceiling price.

2. A new subparagraph (4) is added to section 5 (a) as follows:

(4) Maximum Price Regulation 220.

3. Appendix A is amended so as to add at the end of Columns 1, 2 and 3 the following:

has been filed with the Division of the Federal Register.

Revised Supplementary Order 119 is amended in the following respects:

1. In Appendix A, the product list is amended by adding in the proper alphabetical order under the heading "Building Materials Branch" the following:

Veneered doors which have solid cores of any species of lumber except fir, larch, spruce or hemlock and which also have veneer faces of any species listed in Section 26 (d) of Revised Maximum Price Regulation 293.

2. In Appendix B, the third item in the product list is amended to read as follows:

Flush doors and partitions which have hollow cores of insulating board or of any species of lumber except fir, larch, spruce or hemlock and which also have veneer faces of any species listed in Section 26 (d) of Revised Maximum Price Regulation 293, or veneer faces of composition asbestos.

3. In Appendix B, the seventh product group (millwork specialties) in the product list under the heading "Building Materials Branch" is amended by deleting the phrase "in the white" from the item "sectional kitchen units in the white."

This amendment shall become effective April 16, 1946.

Issued this 11th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6113; Filed, Apr. 11, 1946; 11:36 a. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Hotels and Rooming Houses, Incl. Amdts. 1-78]

This compilation of Rent Regulation for Hotels and Rooming Houses includes Amendment 78, effective April 10, 1946. The text amended or added by Amendment 78 is underscored.

§ 1388.1231 *Rent Regulation for Hotels and Rooming Houses.* The Rent Regulation for Hotels and Rooming Houses is annexed hereto and made a part hereof.

Sec.

1. Scope of this regulation.
2. Prohibition.
3. Minimum services, furniture, furnishings and equipment.
4. Maximum rents.
5. Adjustments and other determinations.
6. Removal of tenant.
7. Registration and records.
8. Inspection.
9. Evasion.
10. Enforcement.
11. Procedure.
12. Petitions for amendment.
13. Definitions.
Schedule A.

AUTHORITY: § 1388.1231 issued under 58 Stat. 23, 765; Pub. Law 383, 78th Cong.

SECTION 1. *Scope of this regulation—*(a) *Rooms in hotels and rooming houses and Defense-Rental Areas to which this regulation applies.* This regulation applies to all rooms in hotels and rooming houses within each of the Defense-Rental Areas and each of the portions of a defense-rental area (each of which is referred to hereinafter in this regulation as the "Defense-Rental Area"), which are listed in Schedule A of this regulation, except as provided in paragraph (b) of this section.

In Schedule A, "the maximum rent date" and "the effective date of regulation" is given for each Defense-Rental Area listed. More than one effective date is given for different portions of a Defense-Rental Area where the same effective date is not applicable to the entire Defense-Rental Area. Wherever the

words "the maximum rent date" or the words "the effective date of regulation" are referred to in this regulation, the dates given in Schedule A for the particular Defense-Rental Area or portion of the Defense-Rental Area in which the room is located shall apply. The effective date listed in Schedule A in each instance is the date rent regulation was effective in the particular Defense-Rental Area or portion of the Defense-Rental Area for rooms in hotels and rooming houses.

(b) *Housing to which this regulation does not apply.* This regulation does not apply to the following:

(1) *Farming tenants.* Rooms situated on a farm and occupied by a tenant who is engaged for a substantial portion of his time in farming operations thereon.

(2) *Service employees.* Dwelling space occupied by domestic servants, caretakers, managers, or other employees to whom the space is provided as part or all of their compensation and who are employed for the purpose of rendering services in connection with the premises of which the dwelling space is a part.

[Subparagraph (2) amended by Am. 44, 10 F.R. 2404, effective 3-1-45]

(3) *Charitable or educational institutions.* Rooms in hospitals, or rooms of charitable or educational institutions used in carrying out their charitable or educational purposes.

(4) *Entire structures used as hotels or rooming houses.* Entire structures or premises used as hotels or rooming houses, as distinguished from the rooms within such hotels or rooming houses.

(5) *Non-profit clubs.* Rooms in a bona fide club certified by the Administrator as exempt. The Administrator shall so certify if on written request of the landlord, he finds that the club (i) is a non-profit organization and is recognized as such by written statement of the Bureau of Internal Revenue, (ii) rents rooms only to members, bona fide guests of members, and members of bona fide clubs with which the club has reciprocal arrangements for the exchange of privileges, and (iii) is otherwise operated as a bona fide club.

[Subparagraph (5) amended by Am. 14, 9 F.R. 2165, effective 2-24-44; Am. 23, 9 F.R. 6569, effective 6-15-44; and Am. 41, 10 F.R. 330, effective 1-10-45]

(6) *College fraternity or sorority houses.* Rooms in a bona fide college fraternity or sorority house certified by the Administrator as exempt. The Administrator shall so certify if, on written request of the landlord, he finds that the fraternity or sorority is a bona fide organization operated for the benefit of students and not for profit as a commercial or business enterprise. This exemption shall not apply when the rooms are rented to persons who are not members of the fraternity or sorority.

[Subparagraph (6) added by Am. 41, 10 F.R. 330, effective 1-10-45]

(7) *Resort housing—*(i) *Exemption.* Rooms located in a resort community and customarily rented or occupied on a seasonal basis prior to October 1, 1945, which were not rented during any por-

tion of the period beginning on November 1, 1943 and ending on February 29, 1944.

This exemption shall be effective only from June 1, 1946 to September 30, 1946, inclusive.

[Subparagraph (i) amended by Am. 76, 11 F.R. 2774, effective 3-15-46]

(ii) *Exception from exemption.* The provisions of section 1 (b) (7) (i) shall not apply to rooms in the Los Angeles Defense-Rental Area and in the Madison, Wisconsin Defense-Rental Area and in the Santa Cruz Defense-Rental Area.

[Subparagraph (ii) amended by Am. 49, 10 F.R. 3556, effective 4-1-45; and Am. 50, 10 F.R. 3951, effective 4-12-45]

[Subparagraph (7) added by Am. 43, 10 F.R. 1452, effective 2-3-45]

(c) *Effect of this regulation on leases and other rental agreements.* The provisions of any lease or other rental agreement shall remain in force pursuant to the terms thereof, except insofar as those provisions are inconsistent with this regulation.

(d) *Waiver of benefit void.* An agreement by the tenant to waive the benefit of any provision of this regulation is void. A tenant shall not be entitled by reason of this regulation to refuse to pay or to recover any portion of any rents due or paid for use or occupancy prior to the effective date of regulation.

(e) *Election by landlord to bring housing under this regulation.* Where a building or establishment which does not come within the definitions of a hotel or rooming house contains one or more furnished rooms or other furnished housing accommodations rented on a daily, weekly, or monthly basis, the landlord may, with the consent of the Administrator, elect to bring all housing accommodations within such building or establishment under the control of this regulation. A landlord who so elects shall file a registration statement under this regulation for all such housing accommodations, accompanied by a written request to the Administrator to consent to such election.

If the Administrator finds that the provisions of this regulation establishing maximum rents are better adapted to the rental practices for such building or establishment than the provisions of the Rent Regulation for Housing, he shall consent to the landlord's election. Upon such consent, all housing accommodations within such building or establishment which are or hereafter may be rented or offered for rent shall become subject to the provisions of this regulation, and shall be considered rooms within a rooming house for the purposes of the provisions relating to eviction.

The landlord may at any time, with the consent of the Administrator, revoke his election, and thereby bring under the control of the Rent Regulation for Housing all housing accommodations previously brought under this regulation by such election. He shall make such revocation by filing a registration statement or statements under the Rent Regulation for Housing, including in such registration statement or statements all housing accommodations brought under this regulation by such election. Such registra-

tion statement or statements shall be accompanied by a written request to the Administrator to consent to such revocation. The Administrator may defer action on such request if he has taken or is about to take action to decrease the maximum rents of any housing accommodations within such building or establishment. If the Administrator finds that the revocation so requested will not result in substantial increases in the maximum rents of housing accommodations affected by such revocation, he shall give such consent. Upon such consent, all housing accommodations affected by such revocation shall become subject to the provisions of the Rent Regulation for Housing.

SEC. 2. Prohibition—(a) Prohibition against higher than maximum rents. Regardless of any contract, agreement, lease or other obligation heretofore or hereafter entered into, no person shall demand or receive any rent for or in connection with the use or occupancy on and after the effective date of regulation of any room in a hotel or rooming house within the Defense-Rental Area higher than the maximum rents provided by this regulation; and no person shall offer, solicit, attempt, or agree to do any of the foregoing. Lower rents than those provided by this regulation may be demanded or received.

[Paragraph (a) amended by Am. 30, 9 F.R. 10631, effective 9-1-44]

(b) Terms of occupancy—(1) Tenant not required to change term of occupancy. No tenant shall be required to change his term of occupancy.

(2) Term of occupancy during June 1942. Where, during June 1942 a room was rented or offered for rent for a weekly or monthly term of occupancy, the landlord shall continue to offer the room for rent for that term of occupancy except that he is not required to rent for that term more than the greatest number of rooms which were rented for the term at any one time during June 1942. However, if during the year ending on June 30, 1942, a landlord had regular and definite seasonal practices with reference to the renting of rooms on a weekly or monthly basis, he may request the Administrator to approve such practices. When approval is given the landlord shall offer rooms for rent for weekly and monthly terms of occupancy pursuant to the practices so approved. The Administrator may withdraw approval at any time if he finds that the landlord has failed to conform to such practices, or if he finds that the effects of the approval are inconsistent with the Act or this regulation or are likely to result in the circumvention or evasion thereof.

(3) Request by tenant to change term of occupancy. Any tenant on a daily or weekly term of occupancy shall on request be permitted by the landlord to change to a weekly or monthly term unless the landlord is then renting for such term a number of rooms equal to the number which he is required to rent for that term under subparagraph (2). If the room occupied by such tenant was not rented or offered for rent for such

term during June 1942, the landlord may transfer the tenant to a room, as similar as possible, which was so rented or offered for rent.

(4) [Revoked]

[Subparagraph (4) amended by Am. 19, 9 F.R. 5002, effective 5-12-44; revoked by Am. 69, 10 F.R. 15211, effective 12-21-45]

(5) Defense-rental areas with maximum rent date later than March 1, 1942—(i) Maximum rent date later than March 1, 1942 but prior to July 1, 1943. In Defense-Rental Areas with a maximum rent date later than March 1, 1942 but prior to July 1, 1943, in Section 2 (b) (2) the words "June 1943" shall be substituted for the words "June 1942" and the words "June 30, 1943" shall be substituted for the words "June 30, 1942"; in Section 2 (b) (3) the words "June 1943" shall be substituted for the words "June 1942".

(ii) Maximum rent date of July 1, 1943, or later. In Defense-Rental Areas with a maximum rent date of July 1, 1943, or later, in section 2 (b) (2) the words "the thirty days ending on the maximum rent date" shall be substituted for the words "June 1942" and the words "the maximum rent date" shall be substituted for the words "June 30, 1942"; in section 2 (b) (3) the words "the thirty days ending on the maximum rent date" shall be substituted for the words "June 1942".

[Subparagraphs (i) and (ii) amended by Am. 69, 10 F.R. 15211, effective 12-21-45]

[Subparagraph (5) added by Am. 10, 8 F.R. 16393, effective 12-16-43; amended by Am. 21, 9 F.R. 5828, effective 6-1-44; and as otherwise noted]

(6) Weekly and monthly terms of occupancy 50% or less. A landlord who is required to rent for weekly or monthly terms of occupancy 50% or less of the rooms in the establishment, under subparagraph (2) of this paragraph, may petition the Administrator to be relieved of such requirement. Upon issuance of an order granting such petition, the provisions of subparagraphs (2) and (3) of this paragraph no longer shall apply to the rooms in the establishment; but, unless otherwise provided in the order, the maximum rent for a weekly term of occupancy shall apply where, after the date of issuance of the order, a tenant remains in occupancy for a continuous period of more than ten days, and the maximum rent for a monthly term of occupancy shall apply where, after the date of issuance of the order, a tenant remains in occupancy for a continuous period of more than thirty days, regardless of whether the tenant occupies the same room in the establishment during the specified period. The maximum rent on a weekly or monthly basis, as the case may be, shall apply from the date of issuance of the order or the date on which occupancy commenced, whichever is the later.

[Above paragraph amended by Am. 69, 10 F.R. 15211, effective 12-21-45]

If the landlord establishes that it was not his practice, during a reasonable period prior to the effective date of regulation, to rent on a weekly basis, the order shall provide only for the application of the maximum monthly rent after 30

days' occupancy pursuant to the foregoing provisions. If the landlord establishes that it was not his practice, during such period, to rent on a monthly basis, the order shall provide only for the application of the maximum weekly rent pursuant to the foregoing provisions.

The order of the Administrator granting the landlord's petition may fix the maximum rents for weekly and monthly terms of occupancy and for different numbers of occupants for those terms pursuant to section 4 (g). Immediately upon issuance of the order, the landlord shall post maximum rents established for weekly and monthly terms of occupancy in the manner provided by section 7 (b), to the extent that the order requires the application of such rents, or in lieu thereof shall in a manner approved by the Area Rent Director, post advice that maximum rents for weekly or monthly terms of occupancy required by the order may be obtained from the landlord on request.

[Above paragraph amended by Am. 60, 10 F.R. 11071, effective 9-1-45]

The Administrator may revoke the order at any time if he finds that its effect is inconsistent with the purposes of the Act of this regulation or is likely to result in the circumvention or evasion thereof.

[Subparagraph (6) added by Am. 19, 9 F.R. 5002, effective 5-12-44; amended by Am. 38, 9 F.R. 14238, effective 12-2-44; and as otherwise noted]

(7) If the landlord's duty under subparagraph (2), with reference to a room is in dispute, or in doubt, or not known, the Administrator, at any time on his own initiative may issue an order determining the necessary facts and establishing such duty; or, if the Administrator is unable to ascertain the necessary facts, he may issue an order pursuant to subparagraph (8).

(8) Where subparagraph (2) does not require the offering of a room on a weekly or monthly basis, or where the Administrator is unable to ascertain the facts necessary to establish the landlord's duty under that paragraph, he may at any time on his own initiative issue an order requiring the room to be offered for rent for a weekly or monthly term of occupancy, or both. The Administrator may issue such orders if he finds that, during a reasonable period prior to the time the proceeding hereunder is commenced, the room has been rented under circumstances which make appropriate the application of weekly or monthly rents. In determining whether the landlord shall be required to offer the room on a weekly basis, or on a monthly basis, or both, the Administrator will consider the practices which prevailed in the defense-rental area for similar accommodations during a reasonable period prior to the effective date of regulation.

Upon issuance of such an order, the room shall be offered for rent on a weekly or monthly basis, or both, as the order may require, for each number of occupants for which it is offered by the landlord for any other term of occupancy. A tenant of the room on a daily or weekly basis shall on request be permitted by the landlord to change to any term of

occupancy which the landlord is required to offer pursuant to the order.

[Subparagraphs (7) and (8) added by Am. 38, 9 F.R. 14238, effective 12-2-44]

(c) *Security deposits*—(1) *General prohibition*. Regardless of any contract, agreement, lease or other obligation heretofore or hereafter entered into, no person on or after September 1, 1944, shall demand or receive a security deposit for or in connection with the use or occupancy of any room in a hotel or rooming house within the Defense-Rental Area or retain any security deposit received prior to or on or after September 1, 1944, except as provided in this paragraph (c). The term "security deposit", in addition to its customary meaning, includes any prepayment of rent except payment in advance of the next periodic installment of rent for a period no longer than one month but shall not include rent voluntarily prepaid subsequent to possession by a tenant under a written lease for his own convenience.

[Paragraph (c) added by Am. 30, 9 F.R. 10631, effective 9-1-44; amended by Am. 34, 9 F.R. 12413, effective 10-12-44; and Am. 69, 10 F.R. 15211, effective 12-21-45]

SEC. 3. *Minimum services, furniture, furnishings, and equipment*. Except as set forth in section 5 (b), every landlord shall, as a minimum, provide with a room the same essential services, furniture, furnishings and equipment as those provided on the date or during the thirty-day period determining the maximum rent, and as to other services, furniture, furnishings, and equipment not substantially less than those provided on such date or during such period: *Provided, however*, That where fuel oil is used to supply heat or hot water for a room, and the landlord provided heat or hot water on the date or during the thirty-day period determining the maximum rent, the heat and hot water which the landlord is required to supply shall not be in excess of the amount which he can supply under any statute, regulation or order of the United States or any agency thereof which rations or limits the use of fuel oil.

SEC. 4. *Maximum rents*. This section establishes separate maximum rents for different terms of occupancy (daily, weekly or monthly) and numbers of occupants of a particular room. Maximum rents for rooms in a hotel or rooming house (unless and until changed by the Administrator as provided in section 5) shall be:

(a) *Rented or regularly offered during maximum rent period*. For a room rented or regularly offered for rent during the thirty days ending on the maximum rent date, the highest rent for each term or number of occupants for which the room was rented during that thirty-day period, or, if the room was not rented or was not rented for a particular term or number of occupants during that period, the rent for each term or number of occupants for which it was regularly offered during such period.

(b) *First rented or regularly offered after maximum rent period*. For a room neither rented nor regularly offered for

rent during the thirty days ending on the maximum rent date, the highest rent for each term or number of occupants for which the room was rented during the thirty days commencing when it was first offered for rent after the maximum rent date; or, if the room was not rented or was not rented for a particular term or number of occupants during that period, the rent for each term or number of occupants for which it was regularly offered during such period.

(c) *First rent after maximum rent date where no maximum rent established under (a) or (b)*. For a room rented for a particular term or number of occupants for which no maximum rent is established under paragraphs (a) or (b) of this section the first rent for the room after the maximum rent date for that term and number of occupants, but not more than the maximum rent for similar rooms for the same term and number of occupants in the same hotel or rooming house.

(d) *Rooms constructed and owned by the government*. For a room constructed by the United States or any agency thereof, or by a State of the United States or any of its political subdivisions, or any agency of the State or any of its political subdivisions, and owned by any of the foregoing, the rent generally prevailing in the Defense-Rental Area for comparable housing accommodations on the maximum rent date, as determined by the owner of such room: *Provided, however*, That any corporation formed under the laws of a State shall not be considered an agency of the United States within the meaning of this paragraph. The Administrator may order a decrease in the maximum rent as provided in section 5 (c) (1).

(e) *Meals with room*. For a room with which meals were provided during the thirty-day period determining the maximum rent without separate charge therefor, the rent apportioned by the landlord from the total charge for the room and meals. The landlord's apportionment shall be fair and reasonable and shall be reported in the registration statement for such room. The Administrator at any time on his own initiative or on application of the tenant may by order decrease the maximum rent established by such apportionment, if he finds that the apportionment was unfair or unreasonable.

Every landlord who provides meals with accommodations shall make separate charges for the two.

In Defense-Rental Areas with a maximum rent date of March 1, 1942 or earlier, no landlord shall require the taking of meals as a condition of renting any room unless the room was rented or offered for rent on that basis on June 15, 1942. In Defense-Rental Areas with a maximum rent date later than March 1, 1942, no landlord shall require the taking of meals as a condition of renting any room unless the room was rented or offered for rent on that basis on the maximum rent date.

[Above two paragraphs amended by Am. 10, 8 F.R. 16893, effective 12-16-43]

(f) *Rooms subject to rent schedule of War or Navy Department*. For a room rented to either Army or Navy personnel, including civilian employees of the War and Navy Departments, for which the rent is fixed by the national rent schedule of the War or Navy Department, the rents established by such rent schedule.

[Paragraph (f) amended by Am. 5, 8 F.R. 12795, effective 9-20-43]

(g) *Rent fixed by order of Administrator*. For a room for a particular term or number of occupants for which no maximum rent has been established under any other provision of this regulation, the rent fixed by order of the Administrator as provided in this paragraph (g).

The Administrator at any time on his own initiative or on petition of the landlord may enter an order fixing the maximum rent and specifying the minimum services for a room for a particular term or number of occupants for which no maximum rent has been established prior to issuance of the order under any other provision of this regulation. Such maximum rent shall be fixed on the basis of the rent generally prevailing in the Defense-Rental Area for comparable housing accommodations on the maximum rent date.

[Paragraph (g) added by Am. 19, 9 F.R. 5002, effective 5-12-44]

(h) *Rooms in the Malvern, Arkansas Defense-Rental Area*. For the rooms in the Malvern, Arkansas Defense-Rental Area for which the maximum rent was changed or established by order of the Administrator between October 1, 1942 and November 30, 1943, inclusive, the rent provided by such order. Any order issued by the Administrator for rooms in the Malvern, Arkansas Defense-Rental Area between October 1, 1942 and November 30, 1943, inclusive, which was in effect on the latter date, shall be effective under this regulation.

[Paragraph (h) added by Am. 40, 10 F.R. 47, effective 1-1-45; corrected 10 F.R. 655, effective 1-16-45]

SEC. 5. *Adjustments and other determinations*. In the circumstances enumerated in this section, the Administrator may issue an order changing the maximum rents otherwise allowable or the minimum services required.

In those cases involving a major capital improvement, an increase or decrease in services, furniture, furnishings or equipment, or a deterioration, the adjustment in the maximum rent shall be the amount the Administrator finds would have been on the maximum rent date the difference in the rental value of the housing accommodations by reason of such change; *Provided, however*, That no adjustment shall be ordered where it appears that the rent on the date or during the thirty-day period determining the maximum rent was fixed in contemplation of and so as to reflect such change.

In all other cases, except those under paragraphs (a) (7), (a) (9), (c) (4), and (c) (5) of this section, the adjustment shall be on the basis of the rent which the Administrator finds was generally prevailing in the defense-rental area for

comparable housing accommodations on the maximum rent date: *Provided*, That in cases under paragraph (a) (6) of this section the adjustment may be on the basis of the rental agreement in force during the thirty-day period determining the maximum rent.

[Above paragraph amended by Am. 29, 9 F.R. 10188, effective 9-1-44; and Am. 69, 10 F.R. 15211, effective 12-21-45]

In cases involving construction, appropriate allowance shall be made for general increases in costs of construction in the defense-rental area since 1939.

[Above paragraph amended by Am. 69, 10 F.R. 15211, effective 12-21-45]

In cases under paragraphs (a) (7) and (c) (4) of this section, the adjustment shall be on the basis of the rents which the Administrator finds were generally prevailing in the defense-rental area for comparable housing accommodations during the year ending on the maximum rent date.

[Above paragraphs amended by Am. 17, 9 F.R. 3421, effective 3-29-44; and Am. 27, 9 F.R. 9428, effective 8-3-44]

In cases under paragraph (a) (9) of this section, the adjustment shall be on the basis of the rents which the Administrator finds necessary to relieve the substantial hardship: *Provided*, That the adjustment shall not result in a maximum rent higher than the rent generally prevailing in the defense-rental area for comparable housing accommodations on the maximum rent date.

In cases under paragraph (c) (5) of this section, the adjustment in the maximum rent shall be in the amount the Administrator finds warranted by the modification or elimination of the necessity for the increase in the maximum rent granted under paragraph (a) (9) of this section: *Provided*, That no decrease shall be ordered in an amount greater than the adjustment ordered under paragraph (a) (9) of this section.

[Above paragraphs added by Am. 29, 9 F.R. 10188, effective 9-1-44]

(a) *Grounds for increase of maximum rents.* Any landlord may file a petition for adjustment to increase the maximum rent otherwise allowable, only on the ground that:

(1) *Major capital improvement since maximum-rent period.* There has been, since the thirty-day period or the order determining the maximum rent for the room, a substantial change in the room by a major capital improvement as distinguished from ordinary repair, replacement and maintenance.

(2) *Change prior to maximum rent date.* There was, on or prior to the maximum rent date, a substantial change in the room by a major capital improvement as distinguished from ordinary repair, replacement and maintenance or a substantial increase in services, furniture, furnishings or equipment, and the rent during the thirty-day period ending on the maximum rent date was fixed by a lease or other rental agreement which was in force at the time of such change or increase.

[Subparagraph (2) amended by Am. 31, 9 F.R. 11322, effective 9-13-44]

(3) *Substantial increase in services, furniture, furnishings or equipment.* There has been a substantial increase in the services, furniture, furnishings or equipment provided with the room since the thirty-day period or the order determining its maximum rent.

(4) *Special relationship between landlord and tenant.* The rent during the thirty-day period determining the maximum rent was materially affected by the blood, personal or other special relationship between the landlord and the tenant, or by an allowance or discount to a tenant of a class of persons to whom the landlord regularly offered such an allowance or discount, and as a result was substantially lower than the rent generally prevailing in the Defense-Rental Area for comparable housing accommodations on the maximum rent date.

(5) *Lease for term commencing one year or more before maximum rent date.* There was in force on the maximum rent date a written lease, for a term commencing on or prior to the date one year before the maximum rent date, requiring a rent lower than the rent generally prevailing in the Defense-Rental Area for comparable housing accommodations on the maximum rent date.

(6) *Varying rents.* The rent during the thirty-day period determining the maximum rent was established by a lease or other rental agreement which provided for a higher rent at other periods during the term of such lease or agreement.

[Subparagraphs (5) and (6) amended by Am. 69, 10 F.R. 15211, effective 12-21-45]

(7) *Seasonal demand.* The rent during the thirty-day period determining the maximum rent for the room was substantially lower than at other times of year by reason of seasonal demand for such room. In such cases the Administrator's order may if he deems it advisable provide for different maximum rents for different periods of the calendar year.

(8) *Peculiar circumstances.* The rent during the thirty-day period determining the maximum rent was materially affected by peculiar circumstances and as a result was substantially lower than the rent generally prevailing in the defense-rental area for comparable housing accommodations on the maximum rent date.

[Subparagraph (8) added by Am. 25, 9 F.R. 8054, effective 7-17-44]

(9) *Substantial hardship from increase in property taxes or operating costs.* Substantial hardship has resulted from a substantial decrease in the net income (before interest) of the property for the current year as compared with a representative period prior to the maximum rent date, due to a substantial and unavoidable increase in property taxes or operating costs.

In proper cases increases in payroll and property taxes in effect on the date of the filing of the petition may be considered by the Administrator in determining whether substantial hardship exists.

Increased operating costs due to wage increases paid by the landlord shall not be included in any petition filed hereunder unless such wage increases have been approved by the appropriate wage or salary stabilization agency of the United States in accordance with Executive Order 9697 and the regulations issued by the Office of Economic Stabilization pursuant thereto, or unless approval is not required by said order or regulations.

[Above two paragraphs added by Am. 78, effective 4-10-46]

For the purposes of this paragraph (a) (9) the term:

(i) "Net income (before interest)" means the amount determined by subtracting unavoidable property taxes and operating costs actually paid or accrued from total income earned.

(ii) "Property taxes and operating costs" includes all expenses necessary to the operation and maintenance of the property actually paid or accrued and properly allocated, including depreciation but excluding interest.

(iii) "Property" includes one or more structures operated as a single unit or enterprise.

(iv) "Total income earned" includes rental and other income earned from the property and the rental value of housing accommodations in the property occupied without the full payment of rent.

(v) "Current year" means (a) the most recent full calendar or fiscal year used by the landlord, or (b) any twelve-month period ending not more than 90 days prior to the filing of the petition: *Provided, however*, That the current year in all cases shall begin on or after the maximum rent date: *And provided, further*, That if allowance is requested for increases in payroll or property taxes not fully reflected in the "current year" as defined above, at least one calendar month must have passed between the end of the current year and the beginning of the month in which the petition is filed.

[Subparagraph (v) amended by Am. 44, 10 F.R. 2404, effective 3-1-45; and Am. 78, effective 4-10-46]

[Subparagraph (9) added by Am. 29, 9 F.R. 10188, 10718, effective 9-1-44 and amended as otherwise noted.]

(b) *Decreases in minimum services, furniture, furnishings and equipment—*

(1) *Decreases existing on effective date.* If, on the effective date of this regulation, the services provided for a room are less than the minimum services required by section 3, the landlord shall either restore and maintain such minimum services, or, within 30 days (or, within 60 days for rooms within the Los Angeles Defense-Rental Area), after such effective date, file a petition requesting approval of the decreased services. If, on such effective date (or, on December 1, 1942 where the effective date of regulation is prior to that date), the furniture, furnishings or equipment provided with

a room are less than the minimum required by section 3, the landlord shall, within 30 days after such date, file a written report showing the decrease in furniture, furnishings or equipment.

(2) *Decreases after effective date.* Except as above provided, the landlord shall, until the room becomes vacant, maintain the minimum services, furniture, furnishings and equipment unless and until he has filed a petition to decrease the services, furniture, furnishings or equipment and an order permitting a decrease has been entered thereon; however, if it is impossible to provide the minimum services, furniture, furnishings or equipment he shall file a petition within 10 days after the change occurs. When the room becomes vacant the landlord may, on renting to a new tenant, decrease the services, furniture, furnishings or equipment below the minimum; within 10 days after so renting the landlord shall file a written report showing such decrease.

(3) *Adjustment in maximum rent for decreases.* The order on any petition under this paragraph (b) may require an appropriate adjustment in the maximum rent; and any maximum rent for which a report is required by this paragraph (b) may be decreased in accordance with the provisions of section 5 (c) (3).

If the landlord fails to file the petition or report required by this paragraph (b) within the time specified, or decreases the services, furniture, furnishings, or equipment without an order authorizing such decrease where such order is required, the rent received by the landlord for any rental period commencing or on after such decrease or the effective date of regulation (or December 1, 1942 where the effective date of regulation is prior to that date), whichever is the later, shall be received subject to refund to the tenant of any amount in excess of the maximum rent which may later be fixed by any order decreasing the maximum rent on account of such decrease in services, furniture, furnishings, or equipment. Such amount shall be refunded to the tenant within 30 days after the date of issuance of the order. If the Administrator finds that the landlord was not at fault in failing to comply with this paragraph (b), the order may relieve the landlord of the duty to refund. The foregoing provisions and any refund thereunder do not affect any civil or criminal liability provided by the Act for failure to comply with any requirement of this paragraph (b).

[Subparagraph (3) amended by Am. 47, 10 F.R. 3452, effective 4-1-45]

(c) *Grounds for decrease of maximum rent.* The Administrator at any time, on his own initiative or on application of the tenant, may order a decrease of the maximum rent otherwise allowable, only on the grounds that:

(1) *Rent higher than rent generally prevailing.* The maximum rent for the room is higher than the rent generally prevailing in the Defense-Rental Area for comparable housing accommodations on the maximum rent date.

(2) *Substantial deterioration.* There has been a substantial deterioration of

the room other than ordinary wear and tear since the date or order determining its maximum rent.

(3) *Decrease in services, furniture, furnishings or equipment.* There has been a decrease in the minimum services, furniture, furnishings or equipment required by section 3 since the date or order determining the maximum rent.

(4) *Seasonal demand.* The rent on the date determining the maximum rent for the room was substantially higher than at other times of year by reason of seasonal demand for such room. In such cases the Administrator's order may if he deems it advisable provide for different maximum rents for different periods of the calendar year.

(5) *Modification or elimination of necessity for increase under section 5 (a) (9).* There has been a modification or elimination of the necessity for the increase in the maximum rent granted under paragraph (a) (9) of this section, since the order, issued under that paragraph.

[Subparagraph (5) added by Am. 29, 9 F.R. 10188, effective 9-1-44]

(d) *Orders when facts are in dispute, in doubt or not known.* If the rent on the date determining the maximum rent, or any other fact necessary to the determination of the maximum rent, or the services, furniture, furnishings, or equipment provided with the accommodations on the date determining the maximum rent, is in dispute between the landlord and the tenant, or is in doubt, or is not known, the Administrator on petition of the landlord filed within thirty days after the effective date of regulation, or at any time on his own initiative, may enter an order fixing the maximum rent by determining such fact, or determining the services, furniture, furnishings and equipment provided with the accommodations on the date determining the maximum rent or both. If the Administrator is unable to ascertain such fact, or facts, he shall enter the order on the basis of the rent which he finds was generally prevailing in the defense-rental area for comparable housing accommodations on the maximum rent date and, where appropriate, may determine the services, furniture, furnishings and equipment included in such rent.

[Paragraph (d) amended by Am. 69, 10 F.R. 15211, effective 12-21-45]

(e) *Interim orders.* Where a petition is filed by a landlord on one of the grounds set out in paragraph (a) or (d) of this section, or a proceeding is initiated by the Administrator under paragraph (d), the Administrator may enter an interim order increasing or fixing the maximum rent until further order, subject to refund by the landlord to the tenant of any amount received in excess of the maximum rent established by final order in such proceeding. The receipt by the landlord of any rent authorized by such interim order shall constitute an agreement by the landlord with the tenant to refund to the tenant any amount received in excess of the maximum rent established by final order. The landlord shall make such refund either by repay-

ment in cash or, where the tenant remains in occupancy after the effective date of the final order, by deduction from the next installment of rent, or both.

[Paragraph (e) added by Am. 8, 8 F.R. 16032, effective 11-25-43]

(f) *Uniform daily rent.* The landlord of any establishment containing more than fifty rooms for which maximum rents on a daily basis are established, may petition the Administrator for permission to establish uniform maximum daily rents for substantially identical rooms for each number of occupants for which such rooms are offered for rent. Permission may be granted if the aggregate of the maximum daily rents requested for each group of substantially identical rooms for each number of occupants does not exceed the aggregate maximum daily rents previously established for such rooms for each number of occupants. With the consent of the Area Rent Director, minor adjustments may be permitted as between different classes of rooms and numbers of occupants providing such adjustments shall not result in an increase in aggregate scheduled revenue for the establishment as a whole. Each petition must be accompanied by a verified audit of the period or periods during which the maximum rents were established under section 4 on forms to be supplied by the Administrator. Such requirement may be waived if the Administrator already has in his possession a complete audit of such period or periods.

[Paragraph (f) added by Am. 60, 10 F.R. 11071, effective 9-1-45]

SEC. 6. Removal of tenant—(a) *Restrictions on removal of tenant.* So long as the tenant continues to pay the rent to which the landlord is entitled, no tenant of a room within a hotel or rooming house shall be removed from such room, by action to evict or to recover possession, by exclusion from possession, or otherwise, nor shall any person attempt such removal or exclusion from possession, notwithstanding that such tenant has no lease or that his lease or other rental agreement has expired or otherwise terminated unless:

(1) *Tenant's refusal to renew lease.* The tenant, who had a written lease or other written rental agreement, has refused upon demand of the landlord to execute a written extension or renewal thereof for a further term of like duration but not in excess of one year, or if the lease was for a term of more than three months and was non-seasonal in character, for a term of not more than one year, for a rent not in excess of the maximum rent, but otherwise on the same terms and conditions as the previous lease or agreement, except insofar as such terms and conditions are inconsistent with this regulation; or

[Subparagraph (1) amended by Am. 44, 10 F.R. 2404, effective 3-1-45; and Am. 69, 10 F.R. 15211, effective 12-21-45]

(2) *Tenant's refusal of access.* The tenant has unreasonably refused the landlord access to the room for the purpose of inspection or of showing the room to a prospective purchaser, mort-

gagee or prospective mortgagee, or other person having a legitimate interest therein: *Provided, however*, That such refusal shall not be ground for removal or eviction if such inspection or showing of the room is contrary to the provisions of the tenant's lease or other rental agreement; or

(3) *Violating obligation of tenancy or committing nuisance.* The tenant (i) has violated a substantial obligation of his tenancy, other than an obligation to pay rent, and has continued, or failed to cure such violation after written notice by the landlord that the violation cease or (ii) is committing or permitting a nuisance or is using or permitting a use of the room for an immoral or illegal purpose; or

(4) [Revoked]

[Subparagraph (4) revoked by Am. 69, 10 F.R. 15211, effective 12-21-45]

(5) *Room not offered for rent.* The landlord seeks in good faith not to offer the room for rent. If a tenant has been removed or evicted from a room under this paragraph (a) (5), the landlord shall file a written report on a form provided therefor before renting the room during a period of 6 months after such removal or eviction.

(b) *Administrator's certificate.* No tenant shall be removed or evicted on grounds other than those stated above unless, on petition of the landlord, the Administrator certifies that the landlord may pursue his remedies in accordance with the requirements of the local law. The Administrator shall so certify if the landlord establishes that removals or evictions of the character proposed are not inconsistent with the purposes of the act or this regulation and would not be likely to result in the circumvention or evasion thereof. The certificate shall authorize the pursuit of local remedies at the expiration of six months after the date of filing of the petition unless the Area Rent Director has determined that a three months' period is adequate for the purposes of the act in the particular area, in which event the applicable period shall be three months. Within the discretion of the Area Rent Director the certificate may authorize the pursuit of local remedies for the removal or eviction of the tenant at a time less than six or three months, as the case may be, after the date of the filing of the petition if the petitioner establishes that unusual hardship would otherwise result, or that a lesser period in the particular case is consistent with the purposes of the regulation and the act.

[Paragraph (b) amended by Am. 69, 10 F.R. 15211, effective 12-21-45]

(c) *Notice to Area Rent Office.* At the time of commencing any action to remove or evict a tenant (except an action based on non-payment of a rent not in excess of the maximum rent) the landlord shall give written notice thereof to the Area Rent Office stating the title and number of the case, the court in which it is filed, the name and address of the tenant and the grounds on which eviction is sought,

(d) *Exceptions from section 6.* The provisions of this section do not apply to:

(1) *Subtenants.* A subtenant or other person who occupied under a rental agreement with the tenant where removal or eviction of the subtenant or other such occupant is sought by the landlord of the tenant, unless under the local law there is a tenancy relationship between the landlord and the subtenant or other such occupant.

(2) *Daily or weekly tenants in hotel and daily tenants in rooming house.* A tenant occupying a room within a hotel on a daily or weekly basis; or a tenant occupying on a daily basis a room within a rooming house which has heretofore usually been rented on a daily basis: *Provided*, That the provisions of this section do apply to a tenant on a daily or weekly basis who has requested a weekly or monthly term of occupancy pursuant to section 2 (b) (3) or (8).

[Subparagraph (2) amended by Am. 69, 10 F.R. 15211, effective 12-21-45]

(3) *Rooms subject to rent schedule of War or Navy Department.* Rooms rented to either Army or Navy personnel, including civilian employees of the War and Navy Departments, for which the rent is fixed by the national rent schedule of the War or Navy Department.

(4) *One or two occupants.* An occupant of a furnished room or rooms not constituting an apartment, located within the residence occupied by the landlord or his immediate family, where such landlord rents to not more than two occupants within such residence.

(5) *Renting to family in landlord's residence.* A family which on or after August 1, 1943 moves into a furnished room or rooms not constituting an apartment, located within the residence occupied by the landlord or his immediate family, where such landlord does not rent to any person within such residence other than those in the one family.

[Subparagraph (5) added by Am. 2, 8 F.R. 10618, effective 8-1-43]

(e) *Local law.* No provision of this section shall be construed to authorize the removal of a tenant unless such removal is authorized under the local law.

SEC. 7. Registration and records—(a) Registration statement. On or before the date specified in Schedule A of this regulation every landlord of a room rented or offered for rent shall file a written statement on the form provided therefor, containing such information as the Administrator shall require, to be known as a registration statement. Any maximum rent established after the effective date of regulation under paragraphs (b) or (c) of section 4 shall be reported either on the first registration statement or on a statement filed within 5 days after such rent is established.

Where, since the filing of the registration statement but prior to May 5, 1945, there has been a change in the identity of the landlord, by transfer of title or otherwise, the present landlord, on or before May 31, 1945, shall file a notice of such change on a form pro-

vided for that purpose, to be known as a notice of change in identity. Where such a change occurs on or after May 5, 1945, or the effective date of regulation, whichever is the later, the new landlord shall file such a notice within thirty days after the change.

[Above paragraph added by Am. 52; amended by Am. 69, 10 F.R. 15211, effective 12-21-45]

Any notice, order or other process or paper directed to the person named on the registration statement as landlord at the address given thereon, or, where a notice of change in identity has been filed, to the person named as landlord and at the address given in the most recent such notice, shall, under the circumstances prescribed in Revised Procedural Regulation No. 3, constitute notice to the person who is then the landlord.

[Above paragraph added by Am. 52, 10 F.R. 5089, effective 5-5-45]

(b) *Posting maximum rents.* Within 45 days after the effective date of regulation (or, on or before May 31, 1943, as to rooms within the Cincinnati Defense-Rental Area), or within 5 days after a maximum rent is established under paragraph (b), (c) or (g) of section 4, whichever is the later, every landlord shall post and thereafter keep posted conspicuously in each room rented or offered for rent a card or sign plainly stating the maximum rent or rents for all terms of occupancy and for all numbers of occupants for which the room is rented or offered for rent. Where the taking of meals by the tenant or prospective tenant is a condition of renting such room, the card or sign shall so state. Should the maximum rent or rents for the room be changed by order of the Administrator the landlord shall alter the card or sign so that it states the changed rent or rents.

[Above paragraph amended by Am. 44, 10 F.R. 2404, effective 3-1-45]

The foregoing provisions of this paragraph shall not apply to rooms under section 4 (d). The owner of such rooms shall post a copy of the registration statement in a place where it will be available for inspection by the tenants of such rooms.

(c) *Receipt for amount paid.* No payment of rent need be made unless the landlord tenders a receipt for the amount to be paid.

(d) *Rooms subject to rent schedule of War or Navy Department.* The provisions of this section shall not apply to rooms rented to either Army or Navy personnel, including civilian employees of the War and Navy Departments for which the rent is fixed by the national rent schedule of the War or Navy Department.

(e) *Records—(1) Existing records.* Every landlord of a room rented or offered for rent shall preserve, and make available for examination by the Administrator, all his existing records showing or relating to (i) the rent for each term and number of occupants for which such room was rented or regularly offered for rent during the thirty-day period deter-

mining the maximum rent for such room, (ii) the rent on any date determining a maximum rent for such room for a particular term and number of occupants under section 4 (c), (iii) rooms rented and offered for rent on a weekly and monthly basis during June 1942, in Defense-Rental Areas with a maximum rent date of March 1, 1942 or earlier, (iv) rooms rented and offered for rent on a weekly and monthly basis during June 1943, in Defense-Rental Areas with a maximum rent date later than March 1, 1942, but prior to July 1, 1943, (v) rooms rented and offered for rent on a weekly and monthly basis during the thirty days ending on the maximum rent date, in Defense-Rental Areas with a maximum rent date of July 1, 1943, or later.

[Subparagraph (1) amended by Am. 10, 8 F.R. 16893, effective 12-16-43; and Am. 21, 9 F.R. 5828, effective 6-1-44]

(2) *Record keeping.* On and after the effective date of regulation (or on and after October 19, 1942 where the effective date of regulation is prior to that date), every landlord of an establishment containing more than 20 rooms rented or offered for rent shall keep, preserve, and make available for examination by the Administrator, records showing the rents received for each room, the particular term and number of occupants for which such rents were charged, and the name and permanent address of each occupant; every other landlord shall keep, preserve, and make available for examination by the Administrator, records of the same kind as he has customarily kept relating to the rents received for rooms.

(1) *Rooms in the Malvern, Arkansas Defense-Rental Area.* Section 7 (a) shall not apply to the registration of maximum rents which were registered between October 1, 1942 and November 30, 1943, inclusive.

[Paragraph (f) added by Am. 40, 10 F.R. 47, effective 1-1-45]

SEC. 8. *Inspection.* Any person who rents or offers for rent or acts as a broker or agent for the rental of a room and any tenant shall permit such inspection of the room by the Administrator as he may from time to time require.

SEC. 9. *Evasion.*—(a) *General.* The maximum rents and other requirements provided in this regulation shall not be evaded, either directly or indirectly in connection with the renting or leasing or the transfer of a lease of a room, by requiring the tenant to pay or obligate himself for membership or other fees, or by modification of the practices relating to payment of commissions or other charges, or by modification of the services furnished with the room, or by tying agreement, or otherwise.

(b) *Purchase of property as condition of renting.* Specifically, but without limitation on the foregoing, no person shall require a tenant or prospective tenant to purchase or agree to purchase furniture or any other property as a condition of renting rooms unless the prior written consent of the Administrator is obtained.

[Paragraph (b) amended by Am. 69, 10 F.R. 15211, effective 12-21-45]

[Section 9 amended by Am. 41, 10 F.R. 330, effective 1-10-45]

SEC. 10. *Enforcement.* Persons violating any provisions of this regulation are subject to criminal penalties, civil enforcement actions, and suits for treble damages as provided for by the Act.

SEC. 11. *Procedure.* All registration statements, reports and notices provided for by this regulation shall be filed with the Area Rent Office. All landlord's petitions and tenant's applications shall be filed with such office in accordance with Revised Procedural Regulation No. 3, (§§ 1300.201 to 1300.259a, inclusive).

SEC. 12. *Petitions for amendment.* Persons seeking any amendment of general applicability to any provision of this regulation may file petitions therefor in accordance with Revised Procedural Regulation No. 3 (§§ 1300.201 to 1300.259a, inclusive).

SEC. 13. *Definitions.* (a) When used in this regulation the term:

(1) "Act" means the Emergency Price Control Act of 1942.

(2) "Administrator" means the Price Administrator of the Office of Price Administration, or the Rent Director or such other person or persons as the Administrator may appoint or designate to carry out any of the duties delegated to him by the Act.

(3) "Rent Director" means the person designated by the Administrator as director of the Defense-Rental Area or such person or persons as may be designated to carry out any of the duties delegated to the Rent Director by the Administrator.

(4) "Area Rent Office" means the Office of the Rent Director in the Defense-Rental Area.

(5) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons, or legal successor or representative of any of the foregoing, and includes the United States or any agency thereof, or any other government, or any of its political subdivisions, or any agency of any of the foregoing.

(6) "Housing accommodations" means any building structure, or part thereof,

² 9 F.R. 10484, 12865; 10 F.R. 2431, 5077, 11295.

or land appurtenant thereto, or any other real or personal property rented or offered for rent for living or dwelling purposes (including houses, apartments, hotels, rooming or boarding house accommodations, and other properties used for living or dwelling purposes), together with all privileges, services, furnishings, furniture, equipment, facilities and improvements connected with the use or occupancy of such property.

(7) "Room" means a room or group of rooms rented or offered for rent as a unit in a hotel or rooming house. The term includes ground rented as space for a trailer.

(8) "Services" includes repairs, decorating, and maintenance, the furnishing of light, heat, hot and cold water, telephone, elevator service, window shades, and storage, kitchen, bath, and laundry facilities and privileges, maid service, linen service, janitor service, the removal of refuse and any other privilege or facility connected with the use or occupancy of a room.

(9) "Landlord" includes an owner, lessor, sublessor, assignee or other person receiving or entitled to receive rent for the use or occupancy of any room, or an agent of any of the foregoing.

(10) "Tenant" includes a subtenant, lessee, sublessee, or other person entitled to the possession or to the use or occupancy of any room.

(11) "Rent" means the consideration, including any bonus, benefit, or gratuity demanded or received for or in connection with the use or occupancy of room or the transfer of a lease of such room.

[Subparagraph (11) amended by Am. 30, 9 F.R. 10631, effective 9-1-44]

(12) "Term of occupancy" means occupancy on a daily, weekly, or monthly basis.

(13) "Hotel" means any establishment generally recognized as such in its community, containing more than 50 rooms and used predominantly for transient occupancy.

(14) "Rooming house" means, in addition to its customary usage, a building or portion of a building other than a hotel in which a furnished room or rooms not constituting an apartment are rented on a short time basis of daily, weekly, or monthly occupancy to more than two paying tenants not members of the landlord's immediate family. The term includes boarding houses, dormitories, auto camps, trailers, residence clubs, tourist homes or cabins, and all other establishments of a similar nature.

(b) Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942 shall apply to other terms used in this regulation.

SCHEDULE A—DEFENSE-RENTAL AREAS

Name of Defense-Rental Area	State	County or counties in Defense-Rental Area under rent regulation for hotels and rooming houses	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(1) [Revoked]					
(1a) Baldwin County	Alabama	Baldwin	Mar. 1, 1942	Dec. 1, 1943	Jan. 15, 1944
(1b) Anniston	Alabama	Calhoun, and Cleburne	Apr. 1, 1941	July 1, 1942	Aug. 15, 1942
(2) Birmingham	Alabama	Jefferson	Apr. 1, 1941	June 1, 1942	July 15, 1942
(2a) Talladega	Alabama	St. Clair, Shelby, and Talladega	Apr. 1, 1941	July 1, 1942	Aug. 15, 1942
(2b) Dothan-Ozark	Alabama	Dale and Houston	May 1, 1942	Sept. 1, 1942	Oct. 15, 1942
	Alabama	Coffee	Mar. 1, 1942	Nov. 1, 1943	Dec. 15, 1943
(4) Gadsden	Alabama	Etowah	Mar. 1, 1942	Nov. 1, 1942	Dec. 15, 1942

SCHEDULE A—DEFENSE-RENTAL AREAS—Continued

Name of Defense-Rental Area	State	County or counties in Defense-Rental Area under rent regulation for hotels and rooming houses	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(5) [Revoked]					
(6) Lanett	Alabama	Chambers	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(7) Mobile	Alabama	Mobile	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(8) Montgomery	Alabama	Elmore and Montgomery	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(9) Muscle Shoals-Huntsville	Alabama	Macon	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(9a) Opelika	Alabama	Colbert, Lauderdale, Limestone, Madison, and Morgan	Apr. 1, 1941	July 1, 1942	Aug. 15, 1942
(10) Slemo	Alabama	Lee	Mar. 1, 1945	Feb. 1, 1946	Mar. 15, 1946
(10a) Troy, Ala.	Alabama	Dallas	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(10b) Tuscaloosa	Alabama	Pike	July 1, 1943	Feb. 1, 1945	Mar. 15, 1945
(11) [Revoked]					
(12) [Revoked]					
(13) Fort Huachuca	Arizona	Cochise and Santa Cruz	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(14) Phoenix-Salt River Valley	Arizona	Gila and Maricopa	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(15) Prescott-Flagstaff	Arizona	Cocoonino and Yavapai	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(16) Tucson	Arizona	That portion of the County of Mohave south of the Colorado River.	Mar. 1, 1942	Nov. 1, 1943	Dec. 15, 1943
(17) Yuma	Arizona	Pima	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(18) [Revoked]					
(18a) Winslow	Arizona	Yuma	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(19) Blytheville	Arkansas	In Navajo County Supervisorial Districts 1 and 2, except those portions lying within the Navajo Indian Reservation and the Sitgreaves National Forest.	July 1, 1943	Dec. 1, 1944	Jan. 15, 1945
(19a) [Revoked—Decontrolled]					
(19b) Camden, Arkansas	Arkansas	Mississippi	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(20) El Dorado	Arkansas	Calhoun and Ouachita	Sept. 1, 1944	Nov. 1, 1944	Dec. 15, 1944
(20a) Fayetteville	Arkansas	Arkansas and Nevada	Sept. 1, 1944	May 1, 1945	June 15, 1945
(21) Fort Smith	Arkansas	Union	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(22) [Revoked]					
(22a) Hot Springs	Arkansas	Washington	Mar. 1, 1945	Apr. 1, 1946	May 15, 1946
(23) Little Rock	Arkansas	Sebastian	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(23a) Malvern	Arkansas	Garland	Mar. 1, 1944	Dec. 1, 1944	Jan. 15, 1945
(24) Newport-Walnut Ridge	Arkansas	Loneoke and Pulaski	Mar. 1, 1942	Aug. 1, 1942	Sept. 15, 1942
(25) Pine Bluff	Arkansas	Hot Spring	Mar. 1, 1942	Jan. 1, 1945	Feb. 15, 1945
	Arkansas	Saline	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	Arkansas	Craighead, Independence, Jackson, and Lawrence	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Arkansas	Randolph	Mar. 1, 1942	Feb. 1, 1943	Mar. 18, 1943
	Arkansas	Jefferson	Mar. 1, 1942	Aug. 1, 1942	Sept. 15, 1942
	Arkansas	Northern District of Arkansas County, consisting of the Townships of Gum Pond, Henton, Keaton, McFall, Mill Bayou, and Morris; and the Southern District of Prairie County, consisting of the Townships of Belcher, Center, Hazen, L wer Surrounded Hill, Roc Roe, Tyler, and Watensaw.	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(26) [Revoked]					
(26a) Alameda County	California	Alameda	Mar. 1, 1942	July 1, 1942	Aug. 15, 1942
(27) [Revoked]					
(27a) Fresno	California	Fresno	Jan. 1, 1944	June 1, 1944	July 15, 1944
(27b) Imperial County	California	Imperial	Mar. 1, 1943	Sept. 1, 1944	Oct. 15, 1944
(27c) Kern	California	Kern	Dec. 1, 1943	May 1, 1945	June 15, 1945
(28) Lassen County	California	Lassen	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(29) [Revoked]					
(30) Los Angeles	California	Los Angeles and Orange	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(31) Marysville-Chico	California	Sutter and Yuba	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(32) [Revoked]					
(32) Modesto-Merced	California	Butte	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(33a) Monterey Bay	California	Merced and Stanislaus	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(33b) Placer-Nevada	California	Monterey County and in Santa Cruz County the Township of Watsonville.	Mar. 1, 1942	Nov. 1, 1943	Dec. 15, 1943
(34) Richmond-Vallejo	California	In Nevada County, the Townships of Bloomfield, Bridgeport, Grass Valley, Little York, Nevada, and Rough and Ready, and in Placer County, Townships 1, 3, 9, 10, 13, and 14.	Jan. 1, 1944	Oct. 1, 1945	Nov. 15, 1945
(35) Riverside	California	Contra Costa, Napa, and Solano	Jan. 1, 1941	Aug. 1, 1942	Oct. 15, 1942
(35a) Sacramento	California	In Riverside County, that portion lying west of Range 12 east, San Bernardino Base Line and Meridian.	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(35b) San Benito	California	Sacramento, San Joaquin and Yolo	Mar. 1, 1942	July 1, 1942	Sept. 15, 1942
(36) San Bernardino	California	San Benito	Oct. 1, 1943	Dec. 1, 1944	Jan. 15, 1945
(37) San Diego	California	San Bernardino	Mar. 1, 1942	Sept. 1, 1942	Nov. 15, 1942
	California	In the County of San Diego the Judicial Townships of Encinitas, National, and San Diego in their entireties, and that part of the Judicial Township of El Cajon lying west of the Cleveland National Forest.	Jan. 1, 1941	July 1, 1942	Aug. 31, 1942
	California	County of San Diego other than the Judicial Townships of Encinitas, National, and San Diego in their entireties, and that part of the Judicial Township of El Cajon lying west of the Cleveland National Forest.	Jan. 1, 1941	July 1, 1942	Aug. 31, 1942
(38) San Francisco Bay	California	Marin, San Francisco, San Mateo, and Sonoma	Mar. 1, 1942	July 1, 1942	Aug. 15, 1942
(39) San Luis Obispo	California	San Luis Obispo	Jan. 1, 1941	July 1, 1942	Aug. 31, 1942
(39a) Santa Cruz	California	Santa Cruz County except the Township of Watsonville	Jan. 1, 1944	Oct. 1, 1944	Nov. 15, 1944
(39b) Santa Barbara	California	In the County of Santa Barbara the Judicial Townships 1, 2, and 3.	Sept. 1, 1943	Dec. 1, 1944	Jan. 15, 1945
(39c) San Jose	California	Santa Clara	Mar. 1, 1942	July 1, 1942	Aug. 15, 1942
(40) Santa Maria	California	In the County of Santa Barbara Judicial Townships Nos. 4, 5, 6, 7, 9, and 10.	July 1, 1941	Dec. 1, 1942	Jan. 15, 1943
(40a) Ventura	California	Ventura	Mar. 1, 1942	Aug. 1, 1943	Sept. 15, 1943
(41) Tulare-Kings	California	Kings and Tulare	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(41a) Boulder	Colorado	Boulder	June 1, 1943	Oct. 1, 1944	Nov. 15, 1944
(42) Colorado Springs	Colorado	El Paso	Mar. 1, 1941	Oct. 1, 1942	Nov. 15, 1942
(42a) Craig	Colorado	Moffat	Oct. 1, 1944	Jan. 1, 1946	Feb. 15, 1946
(43) Denver	Colorado	Adams, Arapahoe, Denver and Jefferson	Mar. 1, 1943	Aug. 1, 1942	Sept. 15, 1942
(43a) Glenwood Springs	Colorado	Garfield	Mar. 1, 1942	Aug. 1, 1943	Sept. 15, 1943
(43b) Fort Collins	Colorado	Larimer County, part consisting of Townships 4, 5, 6, 7, 8, 9, 10, 11, and 12 North, east of the range line between ranges 71 and 72 West.	Jan. 1, 1945	Feb. 1, 1946	Mar. 15, 1946
(44) [Revoked]					
(44a) Grand Junction	Colorado	Mesa	July 1, 1943	Aug. 1, 1944	Sept. 15, 1944
(44b) Greeley	Colorado	Weid	Jan. 1, 1944	Dec. 1, 1944	Jan. 15, 1945
(45) Salida	Colorado	Chaffee	Mar. 1, 1942	Aug. 1, 1943	Sept. 15, 1943
(46) Pueblo	Colorado	Otero and Pueblo	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(47) Bridgeport	Connecticut	In the County of Fairfield the Towns of Bridgeport, Easton, Fairfield, Shelton, Stratford, Trumbull, and Westport.	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
	Connecticut	County of Fairfield other than the towns of Bridgeport, Easton, Fairfield, Shelton, Stratford, Trumbull, and Westport.	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942

SCHEDULE A—DEFENSE-RENTAL AREAS—Continued

Name of Defense-Rental Area	State	County or counties in Defense-Rental Area under rent regulation for hotels and rooming houses	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(48) Hartford-New Britain	Connecticut	In the County of Hartford the Towns of Berlin, Bloomfield, Bristol, East Hartford, East Windsor, Farmington, Glastonbury, Hartford, Manchester, New Britain, Newington, Plainville, Rocky Hill, Southington, South Windsor, West Hartford, Wethersfield, Windsor, and Windsor Locks; in the County of Middlesex the Towns of Cromwell, Middlefield, Middletown, and Portland; in the County of New Haven the Towns of Meriden and Wallingford; and in the County of Tolland the Town of Vernon.	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
	Connecticut	County of Hartford other than the Towns of Berlin, Bloomfield, Bristol, East Hartford, East Windsor, Farmington, Glastonbury, Hartford, Manchester, New Britain, Newington, Plainville, Rocky Hill, Southington, South Windsor, West Hartford, Wethersfield, Windsor, and Windsor Locks; County of Middlesex, other than the Towns of Cromwell, Middlefield, Middletown and Portland; and the County of Tolland other than the Town of Vernon.	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(49) New Haven	Connecticut	In the County of New Haven the Towns of Ansonia, Branford, Derby, East Haven, Guilford, Hamden, Madison, Milford, New Haven, North Branford, North Haven, Orange, Seymour, West Haven and Woodbridge.	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(50) New London	Connecticut	New London and Windham	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(51) Waterbury	Connecticut	In the County of Litchfield the Towns of Plymouth, Thomaston, and Watertown; and in the County of New Haven the Towns of Beacon Falls, Cheshire, Waterbury, Middlebury, Naugatuck, Prospect, and Wolcott.	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
	Connecticut	County of Litchfield other than the Towns of Plymouth, Thomaston, and Watertown; and in the County of New Haven the Towns of Bethany, Oxford, and Southbury.	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(52) [Revoked]	Delaware	New Castle	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(53) Delaware	Delaware	Kent and Sussex	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(54) [Revoked]	Florida	Walton	Oct. 1, 1943	Oct. 1, 1944	Nov. 15, 1944
(54a) De Funiak Springs	Florida	Brevard	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(55) Banana River	Florida	St. Lucie	Mar. 1, 1943	Dec. 1, 1943	Jan. 1, 1944
(55a) Fort Pierce	Florida	Broward County except the City of Hollywood and the Town of Hallandale.	Aug. 1, 1944	Oct. 1, 1944	Nov. 30, 1944
(55b) [Revoked—Decontrolled]	Florida				
(55c) Fort Lauderdale	Florida				
(56) Gainesville, Florida	Florida	Alachua	Jan. 1, 1941	Aug. 1, 1942	Sept. 15, 1942
(57) Jacksonville, Fla.	Florida	Duval	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(58) Key West	Florida	Monroe	Oct. 1, 1941	Oct. 1, 1942	Nov. 15, 1942
(59) Lake City	Florida	Columbia	Mar. 1, 1942	May 1, 1943	June 15, 1943
(60) Marianna	Florida	Jackson	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(61) Orlando	Florida	Orange	Oct. 1, 1941	Nov. 1, 1942	Dec. 15, 1942
(61a) [Revoked—Decontrolled]	Florida				
(61b) Palm Beach County	Florida	In Palm Beach County, Precincts, 20, 21, 22, 23, 24, 25, 26, 28, and 30, including the Cities of Delray Beach and Lake Worth, and the Towns of Boca Raton, Boynton, Gulf Stream, Lantana, Manalapan, and Ocean Ridge.	Aug. 1, 1944	Oct. 1, 1944	Nov. 30, 1944
	Florida	The remainder of Palm Beach County	Aug. 1, 1944	May 1, 1945	June 15, 1945
(62) Panama City	Florida	Bay	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	Florida	Franklin and Gulf	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(62a) [Revoked—Decontrolled]	Florida				
(63) Pensacola	Florida	Escambia	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	Florida	Ocala	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	Florida	Santa Rosa	Mar. 1, 1942	May 1, 1943	June 15, 1943
	Florida	St. Johns	Mar. 1, 1943	June 1, 1944	July 15, 1944
(63a) St. Augustine	Florida				
(63b) [Revoked—Decontrolled]	Florida				
(64) [Revoked]	Florida	Seminole	July 1, 1943	May 1, 1945	June 15, 1945
(64a) Sanford	Florida	Bradford and Clay	Jan. 1, 1941	Aug. 1, 1942	Sept. 15, 1942
(64b) Starke	Florida	Leon	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(65) Tallahassee	Florida	Wakulla	Mar. 1, 1942	May 1, 1943	June 15, 1943
(66) Tampa	Florida	Hillsborough and Pinellas	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(66a) Daytona Beach	Florida	Volusia	Jan. 1, 1944	Feb. 1, 1945	Mar. 15, 1945
(66b) Vero Beach	Florida	Indian River	Jan. 1, 1944	May 1, 1945	June 15, 1945
(67) [Revoked]	Georgia	Sumter	Mar. 1, 1942	Nov. 1, 1943	Dec. 15, 1943
(67a) Americus	Georgia	Dougherty	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(68) Albany, Ga.	Georgia	Clarke	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(69) Athens	Georgia	Mar. 1, 1942	Aug. 1, 1942	Sept. 15, 1942	
(70) Atlanta	Georgia	Clayton, Cobb, DeKalb, and Fulton	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(71) Augusta, Ga.	Georgia	Richmond	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	South Carolina	Aiken	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(72) Bainbridge-Cairo	Georgia	Decatur and Grady	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(73) Brunswick	Georgia	Camden, Glynn, and McIntosh	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(74) Columbus, Ga.	Georgia	Muscogee	Jan. 1, 1941	July 1, 1942	Aug. 31, 1942
	Alabama	In the County of Russell, Election Precinct One, including the City of Phenix City.	Jan. 1, 1941	July 1, 1942	Aug. 31, 1942
(74a) Dublin	Georgia	Laurens	July 1, 1943	June 1, 1944	July 15, 1944
(74b) Gainesville	Georgia	Hall	Jan. 1, 1944	Dec. 1, 1944	Jan. 15, 1945
(75) [Revoked—Decontrolled]	Georgia				
(75a) [Revoked—Decontrolled]	Georgia				
(76) Macon	Georgia	Bibb, Houston, and Peach	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(77) Moultrie	Georgia	Colquitt	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(77a) Rome	Georgia	Floyd	Mar. 1, 1944	May 1, 1945	June 15, 1945
(78) Savannah	Georgia	County of Chatham except Tybee and Wilmington Islands	Mar. 1, 1942	July 1, 1942	Aug. 31, 1942
(78a) Thomasville	Georgia	Thomas County and those portions of the towns of Pavo and Barwick in Brooke County and that portion of the town of Meigs in Mitchell County.	Mar. 1, 1943	June 1, 1944	July 15, 1944
(79) Toccoa	Georgia	Stephens	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(79a) Waycross	Georgia	Ware	Mar. 1, 1942	May 1, 1943	June 15, 1943
(80) Valdosta	Georgia	Lowndes	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(80a) Boise	Idaho	Ada and Elmore	Jan. 1, 1943	Jan. 1, 1944	Feb. 15, 1944
(80b) Blackfoot	Idaho	Bingham	Jan. 1, 1944	Apr. 1, 1945	May 15, 1945
(81) Coeur d'Alene-Pend Oreille	Idaho	Bonner and Kootenai	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(81a) Idaho Falls	Idaho	Bonneville	Mar. 1, 1944	Apr. 1, 1945	May 15, 1945
(81b) Nampa-Caldwell	Idaho	Canyon	Jan. 1, 1944	Apr. 1, 1945	May 15, 1945
(82) Pocatello	Idaho	Bannock	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(82a) Twin Falls	Idaho	Cassia, Minidoka, and Twin Falls	Mar. 1, 1944	June 1, 1945	July 15, 1945
(82b) Bloomington	Illinois	McLean	Jan. 1, 1945	Jan. 1, 1946	Feb. 15, 1946
(82c) Centralia	Illinois	Marion County, and in Clinton County those parts of Centralia City and Wamac Village located therein, and in Washington County that part of Wamac Village located therein.	Oct. 1, 1945	Mar. 1, 1946	Apr. 15, 1946

SCHEDULE A—DEFENSE-RENTAL AREAS—Continued

Name of Defense-Rental Area	State	County or counties in Defense-Rental Area under rent regulation for hotels and rooming houses	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(83) Chicago	Illinois	Cook, Du Page, Kane, and Lake	Mar. 1, 1942	July 1, 1942	Aug. 31, 1942
(84) [Revoked]					
(85) Dixon	Illinois	Lee	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(85a) Freeport	Illinois	Stephenson	Mar. 1, 1944	June 1, 1945	July 15, 1945
(86) Joliet	Illinois	Will	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(87) Kankakee	Illinois	Kankakee	Mar. 1, 1942	May 1, 1943	June 15, 1943
(88) La Salle County	Illinois	La Salle	Mar. 1, 1942	May 1, 1943	June 15, 1943
(88a) Macomb-Canton	Illinois	Fulton, McDonough, and Mason	Mar. 1, 1942	Nov. 1, 1943	Dec. 15, 1943
(88b) Peoria	Illinois	Peoria and Tazewell	Mar. 1, 1944	Feb. 1, 1945	Mar. 15, 1945
(88c) Mattoon	Illinois	Coles	Mar. 1, 1945	Apr. 1, 1946	May 15, 1946
(89) Quad Cities	Illinois	Rock Island	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	Iowa	Scott	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(90) Quincy	Illinois	Adams	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Missouri	Lewis and Marion	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(91) Champaign-Vermilion	Illinois	Champaign and Vermilion	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(91a) Galesburg	Illinois	Knox	July 1, 1943	May 1, 1944	June 15, 1944
(92) Rockford	Illinois	Boone and Winnebago	Mar. 1, 1942	July 1, 1942	Aug. 15, 1942
	Illinois	De Kalb	Mar. 1, 1942	Sept. 1, 1942	Oct. 15, 1942
(93) Savanna-Clinton	Illinois	Carroll	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	Iowa	Clinton	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(94) Springfield-Decatur	Illinois	Christian, Logan, Macon, and Sangamon	Mar. 1, 1942	Aug. 1, 1942	Sept. 15, 1942
(94a) Woodstock	Illinois	McHenry	Oct. 1, 1943	Nov. 1, 1944	Dec. 15, 1944
(94b) Bloomington, Ind.	Indiana	Monroe	Sept. 1, 1943	Jan. 1, 1945	Feb. 15, 1945
(95) [Revoked]					
(96) [Revoked]					
(97) Columbus, Indiana	Indiana	Bartholomew, Brown, Johnson, Morgan, and Shelby	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	Indiana	Lawrence	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Indiana	Jackson	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(97a) Mt. Vernon, Ind.	Indiana	Posey	Oct. 1, 1943	Mar. 1, 1945	Apr. 15, 1945
(97b) Princeton, Ind.	Indiana	Gibson	Jan. 1, 1944	Mar. 1, 1945	Apr. 15, 1945
(98) Richmond-Connersville	Indiana	Fayette	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Indiana	Wayne	Mar. 1, 1942	Nov. 1, 1943	Dec. 15, 1943
(98a) Valparaiso	Indiana	Porter	July 1, 1943	Mar. 1, 1945	Apr. 15, 1945
(99) [Revoked]					
(100) Evansville-Henderson	Indiana	Vanderburgh	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	Kentucky	Henderson	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	Kentucky	Union	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(101) Fort Wayne	Indiana	Allen	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	Indiana	Adams	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(102) Gary-Hammond	Indiana	Lake	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(103) Indianapolis	Indiana	Marion	July 1, 1941	July 1, 1942	Aug. 31, 1942
(104) La Fayette	Indiana	Fountain, Tippecanoe, and Warren	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(105) La Porte-Michigan City	Indiana	La Porte and Starke	Apr. 1, 1941	July 1, 1942	Aug. 15, 1942
(105a) New Castle	Indiana	Henry	Oct. 1, 1943	Apr. 1, 1945	May 15, 1945
(106) Anderson	Indiana	Huntington, Miami, and Wabash	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	Indiana	Delaware, Grant, Howard and Madison	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(107) [Revoked]					
(108) South Bend	Indiana	St. Joseph and Elkhart	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(109) Terre Haute	Indiana	Parke and Vermillion	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	Illinois	Edgar	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	Indiana	Vigo	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(110) Vincennes	Indiana	Daviess and Knox	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	Illinois	Lawrence	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	Indiana	Martin	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(110a) Dubuque	Iowa	Dubuque County, and in Delaware County, that part of Dyersville City located therein; in Jones County, that part of Cascade Town located therein; in Jackson County, that part of Zwingle Town located therein.	May 1, 1945	Apr. 1, 1946	May 15, 1946
(111) [Revoked]					
(111a) Iowa City	Iowa	Johnson	Jan. 1, 1944	Dec. 1, 1944	Jan. 15, 1945
(112) Burlington	Iowa	In the County of Des Moines the Townships of Augusta, Burlington, Concordia, Danville, Flint River, Tama, and Union; in the County of Henry the Townships of Baltimore, Center, Mount Pleasant, and New London; and in the County of Lee the Townships of Denmark, Green Bay, Madison, and Washington.	Jan. 1, 1941	July 1, 1942	Aug. 31, 1942
	Iowa	County of Des Moines other than the Townships of Augusta, Burlington, Concordia, Danville, Flint River, Tama, and Union; County of Henry other than the Townships of Baltimore, Center, Mount Pleasant, and New London; County of Lee other than the Townships of Denmark, Green Bay, Madison, and Washington.	Jan. 1, 1941	July 1, 1942	Aug. 31, 1942
	Illinois	County of Henderson	Jan. 1, 1941	July 1, 1942	Aug. 15, 1942
(113) Cedar Rapids	Iowa	Linn	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(114) Des Moines	Iowa	Polk	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	Iowa	Jasper	Mar. 1, 1942	Nov. 1, 1943	Dec. 15, 1943
(114a) Ottumwa	Iowa	Wapello	Mar. 1, 1942	Sept. 1, 1943	Oct. 15, 1943
(114b) Sioux City	Iowa	Woodbury	July 1, 1943	June 1, 1944	July 15, 1944
	Nebraska	Dakota	July 1, 1943	June 1, 1944	July 15, 1944
(114c) Fairfield	Iowa	Jefferson	Jan. 1, 1944	Nov. 1, 1944	Dec. 15, 1944
(114d) Waterloo	Iowa	Black Hawk	May 1, 1945	Mar. 1, 1946	Apr. 15, 1946
(115) Baxter Springs	Kansas	Cherokee and Crawford	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	Oklahoma	Ottawa	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(115a) Concordia	Kansas	Cloud	Oct. 1, 1943	Mar. 1, 1945	Apr. 15, 1945
(115b) Council Grove	Kansas	Morris	July 1, 1943	Mar. 1, 1945	Apr. 15, 1945
(116) Dodge City	Kansas	Finney, Ford, and Gray	Mar. 1, 1942	May 1, 1943	June 15, 1943
(116a) Great Bend	Kansas	Barton	Mar. 1, 1943	Feb. 1, 1944	Mar. 15, 1944
	Kansas	Ellis and Russell	Mar. 1, 1943	Aug. 1, 1944	Sept. 15, 1944
	Kansas	Pawnee	Mar. 1, 1943	Nov. 1, 1944	Dec. 15, 1944
(117) Hutchinson	Kansas	Renov	Mar. 1, 1942	May 1, 1943	June 15, 1943
(118) Junction City-Manhattan	Kansas	Geary and Riley	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(119) Liberal	Kansas	Seward	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(120) Parsons	Kansas	Labette	July 1, 1941	July 1, 1942	Aug. 31, 1942
	Kansas	Montgomery	July 1, 1941	Sept. 1, 1942	Oct. 15, 1942
(120a) Pratt	Kansas	Pratt	Mar. 1, 1943	June 1, 1944	July 15, 1944
(121) Salina	Kansas	Dickinson, McPherson, Ottawa, and Sline	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(121a) Stafford County	Kansas	Stafford	Jan. 1, 1944	Mar. 1, 1945	Apr. 15, 1945
(122) Topeka-Lawrence	Kansas	Douglas, Franklin, and Shawnee	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(123) Wichita	Kansas	Sedgwick	July 1, 1941	July 1, 1942	Aug. 31, 1942
(123a) Danville, Ky	Kentucky	Boyle	Oct. 1, 1943	Dec. 1, 1944	Jan. 15, 1945
(123b) Bowling Green	Kentucky	Warren	Mar. 1, 1944	Mar. 1, 1945	Apr. 15, 1945
(123c) Harrodsburg	Kentucky	Mercer	Oct. 1, 1944	Mar. 1, 1946	Apr. 15, 1946
(124) Fort Knox	Kentucky	Bullitt, Hardin, and Meade	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(124a) Lexington	Kentucky	Clark and Fayette	Jan. 1, 1944	Dec. 1, 1944	Jan. 15, 1945

See footnotes at end of table.

SCHEDULE A—DEFENSE-RENTAL AREAS—Continued

Name of Defense-Rental Area	State	County or counties in Defense-Rental Area under rent regulation for hotels and rooming houses	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(125) Louisville	Kentucky	Jefferson	July 1, 1941	Aug. 1, 1942	Sept. 15, 1942
(125a) Mayfield	Indiana	Clark and Floyd	July 1, 1941	Aug. 1, 1942	Sept. 15, 1942
(125b) Madisonville	Kentucky	Graves	May 1, 1943	Mar. 1, 1945	Apr. 15, 1945
(126) [Revoked]	Kentucky	Hopkins	Aug. 1, 1944	Jan. 1, 1946	Feb. 15, 1946
(126a) Owensboro	Kentucky	Daviess	Mar. 1, 1943	June 1, 1944	July 15, 1944
(127) Paducah	Kentucky	McCracken	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(128) Richmond, Ky	Kentucky	Madison	Mar. 1, 1942	Nov. 1, 1943	Dec. 16, 1942
(129) Alexandria-Leesville	Louisiana	Parishes of Beauregard, Rapides, and Vernon	Jan. 1, 1941	July 1, 1942	Aug. 31, 1942
(130) Baton Rouge	Louisiana	Parishes of East Baton Rouge and West Baton Rouge	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(130a) Lafayette	Louisiana	Lafayette Parish	Oct. 1, 1944	Mar. 1, 1946	Apr. 15, 1946
(131) Lake Charles	Louisiana	Parish of Calcasieu	Mar. 1, 1942	Apr. 15, 1943	May 30, 1943
(132) Minden	Louisiana	Parish of Webster	July 1, 1941	July 1, 1942	Aug. 15, 1942
(133) Monroe-Bastrop	Louisiana	Parishes of Morehouse, Ouachita, and Union	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(134) New Orleans	Louisiana	Parishes of Jefferson, Orleans, and St. Bernard	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(134a) Shreveport	Louisiana	Parishes of Bossier and Caddo	July 1, 1943	Sept. 1, 1944	Oct. 15, 1944
(135) Bangor	Maine	Penobscot	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(136) Bath	Maine	Lincoln and Sagadahoc	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(136a) Eastport	Maine	In the County of Washington, in the City of Eastport and the Towns of Lubeck, Perry, Pembroke, and Robbinston	Mar. 1, 1944	Dec. 1, 1944	Jan. 15, 1945
(137) Portland	Maine	Androscoggin and Cumberland	Mar. 1, 1942	Aug. 1, 1942	Sept. 15, 1942
(138) Presque Isle	Maine	York	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(139) Baltimore	Maryland	Arostook	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(139a) Frederick	Maryland	City of Baltimore and the Counties of Anne Arundel, Baltimore, Carroll, Cecil, Harford and Howard	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(139b) Cumberland	Maryland	Frederick	July 1, 1943	June 1, 1944	July 15, 1944
(139c) Eastern Shore	Maryland	Allegany	Mar. 1, 1944	Apr. 1, 1945	May 15, 1945
(140) Hagerstown	Maryland	Dorchester, Wicomico, and Worcester	Mar. 1, 1944	June 1, 1945	July 15, 1945
(141) Indian Head-Patuxent River	Maryland	Accomac	Mar. 1, 1944	June 1, 1945	July 15, 1945
(142) Montgomery-Prince Georges	Maryland	Washington	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(143) Eastern Massachusetts	Maryland	Charles	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(144) Essex County, Mass.	Massachusetts	St. Marys and Calvert	Mar. 1, 1942	Nov. 1, 1943	Dec. 15, 1943
(145) Pittsfield	Massachusetts	Montgomery and Prince Georges	Jan. 1, 1941	July 1, 1942	Aug. 31, 1942
(146) Springfield, Mass.	Massachusetts	Barnstable, Bristol, Middlesex, Norfolk, Plymouth, and Suffolk	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(147) Worcester	Massachusetts	Essex	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(148) [Revoked]	Massachusetts	Berkshire	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(149) Detroit	Michigan	Hampden and Hampshire	Mar. 1, 1942	July 1, 1942	Aug. 31, 1942
(150) Grand Rapids-Muskegon	Michigan	Worcester	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(150a) Hillsdale	Michigan	Macomb, Oakland, and Wayne	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(151) Jackson, Mich.	Michigan	Washtenaw	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(152) Kalamazoo Battle Creek	Michigan	Muskegon	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(153) Lansing	Michigan	Kent and Ottawa	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(154) Ludington	Michigan	Hillsdale	Jan. 1, 1943	Apr. 1, 1944	May 15, 1944
(154a) Monroe, Mich.	Michigan	Jackson	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(155) Niles	Michigan	Lenawee	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(155a) Owosso	Michigan	Lenawee and Monroe	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(156) Port Huron	Michigan	Calhoun	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(157) Saginaw Bay City	Michigan	Kalamazoo	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(157a) Traverse City	Michigan	Clinton, Eaton, and Ingham	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(158) [Revoked]	Michigan	Mason	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(158a) Brainerd	Minnesota	Monroe	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(159) Duluth-Superior	Minnesota	Berrien	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(159a) Mankato	Minnesota	Shawassee	Mar. 1, 1943	June 1, 1944	July 15, 1944
(159b) International Falls	Minnesota	St. Clair	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(160) Minneapolis-St. Paul	Minnesota	Bay, Midland, and Saginaw	Mar. 1, 1942	July 1, 1942	Aug. 31, 1942
(160a) Rochester	Minnesota	Grand Traverse	Jan. 1, 1944	Mar. 1, 1945	Apr. 15, 1945
(160b) St. Cloud	Minnesota	Crow Wing	Jan. 1, 1945	Feb. 1, 1946	Mar. 15, 1946
(160c) Winona	Minnesota	Carlton and St. Louis	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(161) [Revoked]	Mississippi	Douglas	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(162) Biloxi-Pascagoula	Mississippi	Blue Earth County, and in Nicollet County, the City of North Mankato	Mar. 1, 1945	Feb. 1, 1946	Mar. 15, 1946
(163) Centerville	Mississippi	In Koochiching County, all of Township 71, Range 23, including Ranier; all of Township 70, Range 24, including South International Falls; all of Township 71, Range 24, including International Falls	July 1, 1945	Mar. 1, 1946	Apr. 15, 1946
(164) Columbus, Miss.	Mississippi	Anoka, Dakota, Hennepin, Ramsey, and Washington	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(165) Grenada	Mississippi	Olmsted	Mar. 1, 1944	Aug. 1, 1944	Sept. 15, 1944
(165a) Greenville, Miss.	Mississippi	In Benton County the portions of St. Cloud City and Sartell Village located therein, and Sauk Rapids Village; in Sherburne County the portion of St. Cloud City located therein; in Stearns County the portions of St. Cloud City and Sartell Village located therein, and Waite Park Village	Jan. 1, 1945	Jan. 1, 1946	Feb. 15, 1946
(166) Hattiesburg	Mississippi	Winona	July 1, 1945	Apr. 1, 1946	May 15, 1946
(167) Jackson, Miss.	Mississippi	Harrison and Jackson	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(167a) Laurel	Mississippi	Adams, Amite, Pike, and Wilkinson	Mar. 1, 1942	May 1, 1943	June 15, 1943
(167b) Lamar County	Mississippi	Clay and Lee	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(168) Meridian	Mississippi	Lowndes	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(168a) Vicksburg, Mississippi	Mississippi	Grenada, Leflore, and Montgomery	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(169) Joplin-Neosho	Mississippi	Washington	July 1, 1943	Feb. 1, 1945	Mar. 15, 1945
(170) Kansas City	Mississippi	Forrest	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(171) Pike	Mississippi	Hinds, Madison and Rankin	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(172) Rolla-Waynesville	Mississippi	Jones	Mar. 1, 1942	Nov. 1, 1943	Dec. 15, 1943
(173) Sedalia	Mississippi	Lamar	July 1, 1943	Dec. 1, 1944	Jan. 15, 1945
(173a) Springfield, Mo.	Mississippi	Lauderdale	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(173b) St. Joseph	Mississippi	Warren	Dec. 1, 1943	Mar. 1, 1945	Apr. 15, 1945
(174) St. Louis	Mississippi	Jasper and Newton	July 1, 1941	July 1, 1942	Aug. 31, 1942
(175) Great Falls	Missouri	Clay, Jackson, and Platte	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(175a) Billings	Missouri	Johnson, Leavenworth and Wyandotte	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(175b) Bozeman	Missouri	Pike	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	Illinois	Pike	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	Missouri	Laclede, Phelps, and Pulaski	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
	Missouri	Johnson and Pettis	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
	Missouri	Greene	July 1, 1943	Aug. 1, 1944	Sept. 15, 1944
	Missouri	Buchanan	Jan. 1, 1944	Feb. 1, 1945	Mar. 15, 1945
	Missouri	City of St. Louis and the Counties of Jefferson, St. Charles, and St. Louis	Mar. 1, 1942	July 1, 1942	Aug. 31, 1942
	Illinois	Madison, Monroe, and St. Clair	Mar. 1, 1942	July 1, 1942	Aug. 31, 1942
	Montana	Cascade	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Montana	Yellowstone	July 1, 1944	Mar. 1, 1945	Apr. 15, 1945
	Montana	Gallatin	July 1, 1945	Mar. 1, 1946	Apr. 15, 1946

See footnotes at end of table.

SCHEDULE A—DEFENSE-RENTAL AREAS—Continued

Name of Defense-Rental Area	State	County or counties in Defense-Rental Area under rent regulation for hotels and rooming houses	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(176) Alliance	Nebraska	Box Butte	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(176a) [Revoked—Decontrolled]					
(176b) Dawes County	Nebraska	Dawes	Mar. 1, 1944	June 1, 1945	July 15, 1945
(177) Grand Island	Nebraska	Hall	Mar. 1, 1942	Aug. 1, 1942	Sept. 15, 1942
(178) Hastings	Nebraska	Adams and Clay	Mar. 1, 1944	Dec. 12, 1942	Jan. 26, 1943
(178a) Holdrege	Nebraska	Buffalo	Jan. 1, 1944	Feb. 1, 1945	Mar. 15, 1945
(179) Kearney	Nebraska	Lincoln	Mar. 1, 1942	May 1, 1943	June 15, 1943
(180) Lincoln	Nebraska	Lancaster	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(180a) McCook	Nebraska	Redwillow	Mar. 1, 1943	Nov. 1, 1943	Dec. 15, 1943
(180b) North Platte	Nebraska	Lincoln	Jan. 1, 1944	Apr. 1, 1945	May 15, 1945
(181) Omaha	Nebraska	Dodge and Saunders	Mar. 1, 1942	Aug. 1, 1942	Sept. 15, 1942
	Nebraska	Douglas and Sarpy	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
	Iowa	Pottawatomie	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
	Nebraska	Cheyenne	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(182) Sidney, Nebr.					
(183) [Revoked]					
(183a) [Revoked—Decontrolled]					
(184) Las Vegas	Nevada	Clark	July 1, 1941	Aug. 1, 1942	Sept. 15, 1942
(185) Reno	Nevada	Washoe	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(186) Manchester	New Hampshire	Sullivan	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	New Hampshire	Hillsborough	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(187) Portsmouth	New Hampshire	Rockingham and Strafford	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(187a) Atlantic County	New Jersey	Atlantic	Sept. 1, 1943	June 1, 1944	July 31, 1944
(188) [Revoked]					
(188a) Southern New Jersey	New Jersey	Burlington, Camden, and Gloucester	Mar. 1, 1942	July 1, 1942	Aug. 31, 1942
	New Jersey	Salem	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	New Jersey	Cape May and Cumberland	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(189) [Revoked]					
(190) Northeastern New Jersey	New Jersey	Bergen, Essex, Hudson, Middlesex, Monmouth, Morris, Passaic, Somerset, and Union	Mar. 1, 1942	July 1, 1942	Aug. 31, 1942
	New Jersey	Sussex	Mar. 1, 1942	Aug. 1, 1942	Sept. 15, 1942
(190a) [Revoked—Decontrolled]					
(191) Trenton	New Jersey	Warren	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	New Jersey	Hunterdon and Mercer	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(192) [Revoked]					
(193) Albuquerque	New Mexico	Bernalillo	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(193a) Belen	New Mexico	That portion of Valencia County lying east of Rio Puerco River	Oct. 1, 1943	Dec. 1, 1944	Jan. 15, 1945
(193b) Carlsbad	New Mexico	Eddy	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	New Mexico	Lea	Mar. 1, 1942	Nov. 1, 1942	Dec. 15, 1942
(194) Clovis	New Mexico	Curry and Roosevelt	Mar. 1, 1942	Feb. 1, 1943	Mar. 18, 1943
(195) Deming	New Mexico	Luna	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(196) [Revoked]					
(197) Roswell	New Mexico	Chaves	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	New Mexico	Otero	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(197a) [Revoked—Decontrolled]					
(197b) Santa Fe	New Mexico	Santa Fe	July 1, 1944	Oct. 1, 1945	Nov. 15, 1945
(198) [Revoked—Decontrolled]					
(198a) Tucuman	New Mexico	Quay	Oct. 1, 1944	May 1, 1945	June 15, 1945
(199) Albany-Troy, N. Y.	New York	Albany and Rensselaer	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(200) Binghamton	New York	Broome and Tioga	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(201) Buffalo	New York	Erle and Niagara	Mar. 1, 1942	July 1, 1942	Aug. 31, 1942
(202) Elmira	New York	Chemung and Steuben	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(202a) Glens Falls	New York	Warren and Washington	Jan. 1, 1945	Apr. 1, 1946	May 15, 1946
(202b) Ithaca	New York	Tompkins	Jan. 1, 1945	Apr. 1, 1946	May 15, 1946
(203) Jamestown	New York	Chautauqua	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	Pennsylvania	Warren	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(204) Poughkeepsie	New York	Duchess, Ulster, and Orange, except that portion of Orange County which is within the West Point Military Reservation	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(205) Rochester	New York	Genesee, Monroe, and Orleans	Mar. 1, 1942	Oct. 1, 1944	Nov. 15, 1942
(206) [Revoked]					
(207) Schenectady	New York	County of Schenectady and in the County of Saratoga the towns of Ballston, Charlton, and Clifton Park	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
	New York	County of Montgomery and the County of Saratoga other than the towns of Ballston, Charlton, and Clifton Park	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(208) Seneca	New York	Ontario, Seneca, and Yates	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(209) Sidney, N. Y.	New York	Chenango, Delaware, and Otsego	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(210) Syracuse	New York	Wayne	Mar. 1, 1942	Oct. 1, 1944	Nov. 15, 1942
	New York	Cayuga, Onondaga, and Oswego	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(211) Utica-Rome	New York	Herkimer, Madison, and Oneida	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(211a) Westchester County	New York	Westchester	Aug. 1, 1944	Nov. 1, 1944	Dec. 15, 1944
(212) Watertown	New York	Jefferson and St. Lawrence	Apr. 1, 1941	July 1, 1942	Aug. 15, 1942
(212a) Burlington, N. C.	North Carolina	Alamance	Mar. 1, 1943	Nov. 1, 1943	Dec. 15, 1943
(212b) Asheville	North Carolina	Buncombe	Mar. 1, 1943	Feb. 1, 1944	Mar. 15, 1944
(212c) Charlotte	North Carolina	Mecklenburg	July 1, 1943	Aug. 1, 1944	Sept. 15, 1944
(213) Durham	North Carolina	Durham	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(214) Elizabeth City, N. C.	North Carolina	Pasquotank	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	North Carolina	Chowan and Perquimans	Mar. 1, 1942	Aug. 1, 1943	Sept. 15, 1943
(215) Fayetteville	North Carolina	Cumberland and Hoke	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(216) Goldsboro	North Carolina	Lenoir, Wayne and Wilson	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(216a) Greensboro	North Carolina	County of Guilford other than High Point Township	July 1, 1943	June 1, 1944	July 15, 1944
(217) Henderson	North Carolina	Vance	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(217a) High Point	North Carolina	In the County of Guilford, the Township of High Point, including the City of High Point	July 1, 1944	Feb. 1, 1946	Mar. 15, 1946
(218) Jacksonville, N. C.	North Carolina	Onslow	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(219) Laurinburg	North Carolina	Richmond, Robeson, and Scotland	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
	South Carolina	Marlboro	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(220) [Revoked—Decontrolled]					
(220a) Oxford	North Carolina	Granville	Nov. 1, 1943	May 1, 1945	June 15, 1945
(221) New Bern	North Carolina	Carters and Craven	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(221a) Rocky Mount	North Carolina	Edgecomb and Nash	Mar. 1, 1943	Feb. 1, 1944	Mar. 15, 1944
(221b) Pender County	North Carolina	Pender	Jan. 1, 1943	May 1, 1944	June 15, 1944
(221c) Plymouth	North Carolina	Washington	Jan. 1, 1944	Mar. 1, 1945	Apr. 15, 1945
(221d) Raleigh	North Carolina	Wake	Mar. 1, 1944	Mar. 1, 1945	Apr. 15, 1945
(222) [Revoked—Decontrolled]					
(223) Wilmington, N. C.	North Carolina	New Hanover	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(223a) Winston-Salem	North Carolina	Forsyth	Mar. 1, 1944	Mar. 1, 1945	Apr. 15, 1945
(223b) Minot	North Dakota	Ward	June 1, 1944	Apr. 1, 1945	May 15, 1945
(223c) Fargo-Moorhead	North Dakota	Cass	July 1, 1944	June 1, 1945	July 15, 1945
	Minnesota	Clay	July 1, 1945	June 1, 1945	July 15, 1945
(223d) Grand Forks	North Dakota	Grand Forks	Oct. 1, 1944	Jan. 1, 1946	Feb. 15, 1946
	Minnesota	City of East Grand Forks in Polk County	Oct. 1, 1944	Jan. 1, 1946	Feb. 15, 1946
(224) Akron	Ohio	County of Summit and in the County of Medina the Township of Wadsworth	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
	Ohio	County of Medina other than the Township of Wadsworth	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(225) Ashtabula	Ohio	Ashtabula	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942

See footnotes at end of table.

SCHEDULE A—DEFENSE-RENTAL AREAS—Continued

Name of Defense-Rental Area	State	County or counties in Defense-Rental Area under rent regulation for hotels and rooming houses	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(226) Canton	Ohio	Stark	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
	Ohio	Tuscarawas	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(226a) Cambridge, Ohio	Ohio	Guernsey	Mar. 1, 1944	June 1, 1945	July 15, 1945
(227) Cincinnati	Ohio	Butler, Clermont, Hamilton, and Warren	Mar. 1, 1942	Nov. 1, 1942	May 31, 1942
	Kentucky	Boone, Campbell, and Kenton	Mar. 1, 1942	Nov. 1, 1942	May 31, 1942
(228) Cleveland	Ohio	County of Cuyahoga and in the County of Lake the Township of Willoughby and those parts of the Township of Kirtland included within the corporate limits of the Villages of Waite Hill and Willoughby.	July 1, 1941	July 1, 1942	Aug. 31, 1942
	Ohio	County of Geauga, and the County of Lake other than the Township of Willoughby and those parts of the Township of Kirtland included within the corporate limits of the Villages of Waite Hill and Willoughby.	July 1, 1941	July 1, 1942	Aug. 31, 1942
(229) Columbus, Ohio	Ohio	Franklin	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Ohio	Licking	Mar. 1, 1942	May 1, 1943	June 15, 1943
(230) Dayton	Ohio	Champaign, Clark, Darke, Greene, Miami, Montgomery, and Preble	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(231) [Revoked]					
(232) Lima	Ohio	Allen	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(233) Lorain-Elyria	Ohio	Lorain	July 1, 1941	July 1, 1942	Aug. 15, 1942
(234) Mansfield	Ohio	Ashland, Crawford, and Richland	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Ohio	Knox	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
	Ohio	Marion	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(235) Marion	Ohio	Marion	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(236) [Revoked]					
(237) Ravens	Ohio	Portage	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(238) Sandusky-Port Clinton	Ohio	Erie, Huron, Ottawa, and Sandusky	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(239) Sidney, Ohio	Ohio	Shelby	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(240) Toledo	Ohio	Lucas and Wood	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Ohio	Hancock and Seneca	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(240a) Wilmington, Ohio	Ohio	Clinton	July 1, 1943	Apr. 1, 1945	May 15, 1945
(241) Youngstown-Warren	Ohio	Mahoning and Trumbull	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(241a) Washington Court House, Ohio	Ohio	Fayette	Oct. 1, 1943	Dec. 1, 1944	Jan. 15, 1945
(242) [Revoked]					
(242a) [Revoked—Decontrolled]					
(242b) Ardmore	Oklahoma	Carter	July 1, 1943	Oct. 1, 1943	Nov. 15, 1944
(243) Choteau	Oklahoma	Craig, Mayes, Rogers, and Wagoner	Oct. 1, 1941	Oct. 1, 1942	Nov. 15, 1942
(244) Clinton-Elk City	Oklahoma	Beckham, Custer, and Washita	Mar. 1, 1942	May 1, 1943	June 15, 1943
(244a) Duncan	Oklahoma	Stephens	Oct. 1, 1943	Feb. 1, 1945	Mar. 15, 1945
(244b) Frederick	Oklahoma	Tillman	Mar. 1, 1942	Nov. 1, 1943	Dec. 16, 1943
(245) Enid	Oklahoma	Garfield	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(245a) Guyton	Oklahoma	Texas	Jan. 1, 1944	Feb. 1, 1945	Mar. 15, 1945
(246) Lawton	Oklahoma	Comanche	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(247) McAlester	Oklahoma	Atoka, Haskell, Hughes, Latimer, McIntosh, and Pittsburg	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(248) Muskogee	Oklahoma	Muskogee	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(249) [Revoked]					
(250) Oklahoma City	Oklahoma	Cleveland, McClain, and Oklahoma	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Oklahoma	Caddo and Grady	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
	Oklahoma	Cansdian	Mar. 1, 1942	Nov. 1, 1943	Dec. 15, 1943
	Oklahoma	Pottawatomie	Mar. 1, 1943	Aug. 1, 1944	Sept. 15, 1944
(250a) Shawnee	Oklahoma	Fayne	Mar. 1, 1945	Apr. 1, 1946	May 15, 1946
(250b) Stillwater	Oklahoma	Creek, Osage, and Tulsa	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(251) Tulsa	Oklahoma	Creek, Osage, and Tulsa	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(252) [Revoked]					
(253) Corvallis	Oregon	Benton and Linn	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(253a) Klamath Falls	Oregon	Klamath	Oct. 1, 1943	Oct. 1, 1944	Nov. 15, 1944
(253b) Lane County	Oregon	Lane	Jan. 1, 1944	Jan. 1, 1945	Mar. 31, 1945
(253c) Douglas	Oregon	Douglas	Jan. 1, 1944	May 1, 1945	June 15, 1945
(254) Medford	Oregon	Jackson	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(255) Pendleton	Oregon	Umatilla	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(256) Portland-Vancouver	Oregon	Clackamas, Multnomah, and Washington	Mar. 1, 1942	July 1, 1942	Aug. 31, 1942
	Washington	Clark	Mar. 1, 1942	July 1, 1942	Aug. 31, 1942
	Oregon	Clatsop	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Oregon	Tillamook	Mar. 1, 1942	Jan. 1, 1943	Feb. 15, 1943
(257) Allentown-Bethlehem	Pennsylvania	Lehigh and Northampton	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(258) Altoona-Johnstown	Pennsylvania	Blair, Cambria, and Somerset	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(258a) Bradford County	Pennsylvania	Bradford	Jan. 1, 1944	May 1, 1945	June 15, 1945
(259) [Revoked]					
(260) [Revoked]					
(261) Erie	Pennsylvania	Erie	Mar. 1, 1942	July 1, 1942	Aug. 31, 1942
(262) Harrisburg	Pennsylvania	Cumberland, Dauphin, Lebanon, and Perry	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Pennsylvania	Franklin	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
	Pennsylvania	Lancaster and York	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(263) Lancaster-York	Pennsylvania	Crawford and Venango	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(264) Meadville-Titusville	Pennsylvania				
(265) [Revoked]					
(266) Philadelphia	Pennsylvania	Bucks, Chester, Delaware, Montgomery, and Philadelphia	Mar. 1, 1942	July 1, 1942	Aug. 31, 1942
(267) Pittsburgh	Pennsylvania	Allegheny, Armstrong, Beaver, Butler, Fayette, Greene, Lawrence, Washington, and Westmoreland	Mar. 1, 1942	July 1, 1942	Aug. 31, 1942
(268) Reading	Pennsylvania	Berks	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(269) [Revoked]					
(270) Sharon-Farrell	Pennsylvania	Mercer	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(270a) Warren	Pennsylvania	Warren	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(271) [Revoked]					
(272) Williamsport	Pennsylvania	Lycoming	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Pennsylvania	Cameron, Columbia, Montour, Northumberland, Snyder, and Union	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
	Pennsylvania	County of Elk and in the County of Luzerne, Nescopeck Borough, Nescopeck Township, and Salem Township	Mar. 1, 1942	Aug. 1, 1943	Sept. 15, 1943
	Pennsylvania	Clinton	Mar. 1, 1942	Feb. 1, 1944	Mar. 15, 1944
(273) Newport	Rhode Island	Newport	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(274) Providence	Rhode Island	Bristol, Kent, and Providence	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(275) Washington County	Rhode Island	Washington	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(276) [Revoked]					
(277) Charleston, S. C.	South Carolina	Charleston and Dorchester	Mar. 1, 1942	Aug. 1, 1942	Oct. 15, 1942
	South Carolina	Beaufort and Colleton	Mar. 1, 1942	Apr. 15, 1943	May 30, 1942
(278) Columbia	South Carolina	Calhoun, Lexington, and Richland	Mar. 1, 1942	Nov. 1, 1942	Jan. 14, 1943
	South Carolina	Sumter	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
	South Carolina	Florence	Mar. 1, 1942	May 1, 1943	June 15, 1943
	South Carolina	Darlington	Jan. 1, 1944	July 1, 1945	Aug. 15, 1945
(278a) Darlington	South Carolina	Darlington	Jan. 1, 1944	July 1, 1945	Aug. 15, 1945
(279) [Revoked]					
(279a) Georgetown	South Carolina	Georgetown	July 1, 1944	July 1, 1945	Aug. 15, 1945
(280) Greenville	South Carolina	Greenville	Mar. 1, 1942	Nov. 1, 1942	Jan. 14, 1943
(280a) [Revoked—Decontrolled]					
(280b) [Revoked—Decontrolled]					
(280c) [Revoked—Decontrolled]					
(280e) Marion	South Carolina	Marion	Mar. 1, 1944	July 1, 1945	Aug. 15, 1945
(281) Spartanburg	South Carolina	Cherokee, Spartanburg, and Union	Mar. 1, 1942	Nov. 1, 1942	Jan. 14, 1943

See footnotes at end of table.

SCHEDULE A—DEFENSE-RENTAL AREAS—Continued

Name of Defense-Rental Area	State	County or counties in Defense-Rental Area under rent regulation for hotels and rooming houses	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(281a) Aberdeen	South Dakota	Brown	Oct. 1, 1944	Jan. 1, 1946	Feb. 15, 1946
(282) [Revoked]					
(283) [Revoked—Decontrolled]	South Dakota	Lawrence, Meade, and Pennington	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(284) Rapid City-Sturgis	South Dakota	Lincoln, Minnehaha, and Turner	Mar. 1, 1942	Nov. 1, 1942	Dec. 15, 1942
(285) Sioux Falls	Iowa	Lyon	Mar. 1, 1942	Nov. 1, 1942	Dec. 15, 1942
	Minnesota	Rock	Mar. 1, 1942	Nov. 1, 1942	Dec. 15, 1942
(285a) Watertown	South Dakota	Codington	Mar. 1, 1944	Apr. 1, 1945	May 15, 1945
(286) Bristol-Kingsport	Tennessee	Greene, Hawkins, Sullivan, Unicoi, and Washington	Mar. 1, 1942	Nov. 1, 1942	Dec. 15, 1942
	Virginia	Independent City of Bristol and the Counties of Scott and Washington	Mar. 1, 1942	Nov. 1, 1942	Dec. 15, 1942
(287) Chattanooga	Tennessee	Bradley, Hamilton, and Marion	Mar. 1, 1942	Sept. 1, 1942	Oct. 15, 1942
	Georgia	Catoosa, Dade, and Walker	Mar. 1, 1942	Sept. 1, 1942	Oct. 15, 1942
(288) Clarksville	Tennessee	Montgomery and Stewart	Mar. 1, 1942	Sept. 1, 1942	Oct. 15, 1942
	Kentucky	Christian, Todd, and Trigg	Mar. 1, 1942	Sept. 1, 1942	Oct. 15, 1942
(288a) Columbia, Tenn.	Tennessee	Maury	Jan. 1, 1944	Apr. 1, 1945	May 15, 1945
(289) Copperhill-McCaysville	Tennessee	Folk	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
	Georgia	Fannin	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(290) Dyersburg	Tennessee	Crockett, Dyer, and Lauderdale	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(291) Jackson-Milan-Humboldt	Tennessee	Carrroll, Gibson, and Madison	Jan. 1, 1941	July 1, 1942	Aug. 31, 1942
(292) Knoxville	Tennessee	Blount and Knox	Mar. 1, 1942	Nov. 1, 1942	Dec. 15, 1942
	Tennessee	Anderson and Roane	Mar. 1, 1942	Aug. 1, 1943	Sept. 15, 1943
(292a) Lenoir City	Tennessee	Loudon	Mar. 1, 1943	June 1, 1944	July 15, 1944
(293) Memphis	Tennessee	Shelby	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	Arkansas	Crittenden	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(294) [Revoked]					
(295) Nashville	Tennessee	Davidson and Rutherford	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(295a) [Revoked—Decontrolled]					
(296) [Revoked]					
(297) [Revoked—Decontrolled]					
(298) [Revoked—Decontrolled]					
(299) Amarillo	Texas	Potter and Randall	Mar. 1, 1942	Aug. 1, 1942	Sept. 15, 1942
(300) Austin	Texas	Hays, Travis, and Williamson	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(301) [Revoked]					
(302) Beaumont-Port Arthur	Texas	Jefferson and Orange	Apr. 1, 1941	July 1, 1942	Aug. 15, 1942
(303) Big Spring	Texas	Howard	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(304) [Revoked]					
(305) Borger	Texas	Carson, Gray and Hutchinson	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(305a) [Revoked—Decontrolled]					
(306) Brownwood	Texas	Brown, Coleman and Comanche	Jan. 1, 1941	July 1, 1942	Aug. 31, 1942
(307) Bryan	Texas	Brazos	Mar. 1, 1942	May 1, 1943	June 15, 1943
(308) Childress	Texas	Childress	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(309) Corpus Christi	Texas	Nueces and San Patricio	Mar. 1, 1942	Aug. 1, 1942	Sept. 15, 1942
	Texas	Bee and Kleberg	Mar. 1, 1942	Nov. 1, 1943	Dec. 15, 1943
	Texas	Dellam, Hansford, Hartley, Moore, and Sherman	Mar. 1, 1942	Sept. 1, 1942	Oct. 15, 1942
(309a) Dalhart					
(310) [Revoked]					
(311) Dallas	Texas	Dallas	Mar. 1, 1942	Nov. 1, 1942	Dec. 15, 1942
(312) [Revoked—Decontrolled]					
(312a) [Revoked—Decontrolled]					
(313) [Revoked]					
(314) [Revoked]					
(315) El Paso	Texas	El Paso	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(316) Fort Worth	Texas	Tarrant	Mar. 1, 1942	Oct. 15, 1942 ²	Nov. 1, 1942 ³
	Texas	Denton	Mar. 1, 1942	Nov. 1, 1943	Dec. 15, 1943
(317) Gainesville	Texas	Cooke	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(318) Green ville, Tex.	Texas	Hunt	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(319) Galveston	Texas	Galveston and Brazoria	Mar. 1, 1942	Nov. 1, 1942	Dec. 15, 1942
(319a) Houston	Texas	Chambers, Harris, and Liberty	Mar. 1, 1942	Nov. 1, 1942	Dec. 15, 1942
(319b) Kerrville	Texas	Kerr	Jan. 1, 1944	Feb. 1, 1945	Mar. 15, 1945
(319c) [Revoked—Decontrolled]					
(320) Killean-Temple	Texas	Bell	Mar. 1, 1942	Nov. 1, 1942	Dec. 15, 1942
	Texas	Lampasas	Mar. 1, 1942	Jan. 1, 1943	Feb. 15, 1943
(321) Laredo	Texas	Webb	Mar. 1, 1942	Feb. 1, 1943	Mar. 18, 1942
(321a) Lockhart	Texas	Justices' Precincts 1, 6, and 7 in Caldwell County	Jan. 1, 1943	Feb. 1, 1944	Mar. 15, 1944
(321b) Longview	Texas	Gregg	July 1, 1943	Oct. 1, 1944	Nov. 15, 1944
(322) Lower Rio Grande Valley	Texas	Cameron, Hidalgo, and Willacy	Mar. 1, 1942	Nov. 1, 1942	Dec. 15, 1942
(322a) Lubbock	Texas	Lubbock	Mar. 1, 1942	Mar. 1, 1944	Apr. 15, 1944
(323) Maria-Alpine	Texas	Presidio	Mar. 1, 1942	Nov. 1, 1942	Dec. 15, 1942
	Texas	Brewster	Mar. 1, 1942	Feb. 1, 1943	Mar. 18, 1942
(324) Marshall	Texas	Harrison, Marion, and Upshur	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	Texas	Camp, Cass, Morris, Red River, and Titus	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(324a) Matagorda Bay	Texas	Calhoun, Jackson, and Matagorda	Jan. 1, 1943	June 1, 1944	July 15, 1944
(324b) McKinney	Texas	Collin	Mar. 1, 1943	Aug. 1, 1944	Sept. 15, 1944
(324c) Midland-Odessa	Texas	Ector and Midland	Mar. 1, 1943	Aug. 1, 1944	Sept. 15, 1944
(324d) Memphis-Quanah	Texas	Collingsworth, Cottle, Hall, and Hardeman	July 1, 1943	Apr. 1, 1945	May 15, 1945
(325) Paris, Tex.	Texas	Lamar	Mar. 1, 1942	Nov. 1, 1942	Dec. 15, 1942
	Oklahoma	Choctaw	Mar. 1, 1942	Nov. 1, 1942	Dec. 15, 1942
(326) Pecos	Texas	Reeves and Ward	Mar. 1, 1942	Nov. 1, 1942	Dec. 15, 1942
(327) San Angelo	Texas	Tom Green	Mar. 1, 1942	Nov. 1, 1942	Dec. 15, 1942
(328) San Antonio	Texas	Atascosa, Bandera, Bexar, Comal, Guadalupe, Kendall, Medina and Wilson	Mar. 1, 1942	July 1, 1942	Aug. 31, 1942
	Texas	Uvalde	Mar. 1, 1942	May 1, 1943	June 15, 1943
(329) Sherman Denison	Texas	Grayson	Mar. 1, 1942	Nov. 1, 1942	Dec. 15, 1942
	Texas	Fannin	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(329a) Sweetwater	Texas	Nolan	Mar. 1, 1943	Feb. 1, 1944	Mar. 15, 1944
(330) Texarkana	Texas	Bowie	July 1, 1941	July 1, 1942	Aug. 31, 1942
	Arkansas	Miller	July 1, 1941	July 1, 1942	Aug. 15, 1942
(330a) Tyler	Texas	Smith	Mar. 1, 1942	Aug. 1, 1943	Sept. 15, 1943
(331) Victoria	Texas	Victoria	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(332) Waco	Texas	McLennan	Mar. 1, 1942	Aug. 1, 1942	Sept. 15, 1942
	Texas	Coryell	Mar. 1, 1942	Nov. 1, 1942	Dec. 15, 1942
(333) Wichita Falls	Texas	Wichita	Mar. 1, 1942	Nov. 1, 1942	Dec. 15, 1942
(333a) Mineola	Texas	Wood County and that portion of the City of Winnsboro in Franklin County	Oct. 1, 1943	Mar. 1, 1945	Apr. 15, 1945
(333b) Winkler County	Texas	Winkler	Mar. 1, 1944	July 1, 1945	Aug. 15, 1945
(334) [Revoked]					
(334a) Ogden	Utah	Box Elder	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	Utah	Davis, Morgan and Weber	Mar. 1, 1942	Aug. 1, 1942	Sept. 15, 1942

See footnotes at end of table.

SCHEDULE A—DEFENSE-RENTAL AREAS—Continued

Name of Defense-Rental Area	State	County or counties in Defense-Rental Area under rent regulation for hotels and rooming houses	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(335) Provo, Utah	Utah	Utah	Mar. 1, 1942	Aug. 1, 1942	Sept. 15, 1942
(336) Salt Lake City	Utah	Salt Lake	Mar. 1, 1942	Aug. 1, 1942	Sept. 15, 1942
	Utah	Tooele	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Nevada	That portion of Elko County, Nevada, situated within the radius of 3 miles from the center of U. S. Highway 40, where said highway crosses the Nevada-Utah State Line.	Mar. 1, 1942	May 1, 1944	June 15, 1944
(336a) Vernal	Utah	Duchesne	Oct. 1, 1944	Apr. 1, 1946	May 15, 1946
		Uintah	Oct. 1, 1944	Jan. 1, 1946	Feb. 15, 1946
(337) [Revoked]					
(337a) Burlington, Vermont	Vermont	Chittenden	Mar. 1, 1943	Nov. 1, 1943	Dec. 15, 1943
(338) Springfield-Windsor	Vermont	Windsor	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(339) Alexandria-Arlington	Virginia	Independent City of Alexandria and the Counties of Arlington and Fairfax	Jan. 1, 1941	July 1, 1942	Aug. 31, 1942
(340) Blackstone	Virginia	Nottoway	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(340a) Covington	Virginia	Alleghany	Jan. 1, 1945	Jan. 1, 1946	Feb. 15, 1946
		The Independence City of Clifton Forge	Jan. 1, 1945	Mar. 1, 1946	Apr. 15, 1946
(340b) Charlottesville	Virginia	Independent City of Charlottesville, and the County of Albemarle	Oct. 1, 1944	Feb. 1, 1946	Mar. 15, 1946
(341) Cape Charles	Virginia	Northampton	Mar. 1, 1942	Jan. 1, 1943	Feb. 15, 1943
(341a) Front Royal	Virginia	Warren	Oct. 1, 1943	Aug. 1, 1944	Sept. 15, 1944
(341b) Danville, Va.	Virginia	The Independent City of Danville, and in Pittsylvania County the Magisterial Districts of Tunstall and Dan River	July 1, 1943	Feb. 1, 1945	Mar. 15, 1945
(342) Hampton Roads	Virginia	Independent Cities of Hampton, Newport News, Norfolk, Portsmouth, and South Norfolk; the County of Elizabeth City; in the County of Norfolk the Magisterial Districts of Deep Creek, Tanners Creek, Washington, and Western Branch; in the County of Princess Anne the Magisterial Districts of Kempsville and Lynnhaven, and in the County of Warwick the Magisterial District of Newport	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
	Virginia	Independent City of Suffolk, the County of Nansemond, the County of Norfolk other than the Magisterial Districts of Deep Creek, Tanners Creek, Washington, and Western Branch, the County of Princess Anne other than the Magisterial Districts of Kempsville and Lynnhaven.	Apr. 1, 1941	Aug. 1, 1942	Sept. 15, 1942
(342a) Lexington, Virginia	Virginia	In the County of Rockbridge, the Magisterial District of Lexington	Mar. 1, 1944	July 1, 1945	Aug. 15, 1945
(343) Petersburg	Virginia	Independent Cities of Hopewell and Petersburg, the Counties of Dinwiddie and Prince George; and in the County of Chesterfield the Magisterial District of Matoaca	Apr. 1, 1941	Aug. 1, 1942	Sept. 15, 1942
(343a) Quantico	Virginia	In the County of Prince William, the Magisterial District of Dumfries	Mar. 1, 1942	Dec. 1, 1943	Jan. 15, 1944
(344) Radford-Pulaski	Virginia	Independent City of Radford and the Counties of Montgomery and Pulaski	Apr. 1, 1941	July 1, 1942	Aug. 31, 1943
(345) Richmond	Virginia	Independent City of Richmond, the County of Henrico; and in the County of Chesterfield the Magisterial Districts of Bermuda, Clover Hill Dale, Manchester and Midlothian	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(345a) Roanoke	Virginia	Roanoke County and the Independent City of Roanoke	Jan. 1, 1944	May 1, 1945	June 15, 1945
(345b) Winchester	Virginia	Independent City of Winchester and the Counties of Frederick and Shenandoah	Mar. 1, 1944	July 1, 1945	Aug. 15, 1945
(346) Yorktown	Virginia	Independent City of Williamsburg; the Counties of James City and York; and in the County of Warwick the Magisterial Districts of Denbigh and Stanley	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(347) Bellingham	Washington	Whatcom	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Washington	Skagit	Mar. 1, 1942	Nov. 1, 1943	Dec. 15, 1943
(347a) Ephrata	Washington	Portion of Grant County lying between the south line of Township 23 North and the north line of Township 16 North	Mar. 1, 1942	Nov. 1, 1943	Dec. 15, 1943
(348) Everett	Washington	Snohomish	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	Washington	Island	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(349) [Revoked]					
(350) [Revoked]					
(350a) Olympia	Washington	Thurston	May 1, 1943	May 1, 1945	June 15, 1945
(351) Port Angeles-Port Townsend	Washington	Clallam and Jefferson	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(352) Puget Sound	Washington	County of Kitsap and those parts of the Counties of King and Pierce lying west of the Snoqualmie National Forest	Apr. 1, 1941	July 1, 1942	Sept. 21, 1942
(352a) Shelton	Washington	Mason	Oct. 1, 1943	May 1, 1945	June 15, 1945
(353) Spokane	Washington	Spokane	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(354) Walla Walla	Washington	Walla Walla	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	Washington	Franklin	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Washington	In the County of Benton the Precincts of Finley, South Kennewick, Kennewick Valley, Kennewick, Kennewick Gardens, and Richland	Mar. 1, 1942	Jan. 1, 1943	Feb. 15, 1943
(354a) Yakima	Washington	In the County of Benton, the precincts of Benton City, Carley, Columbia, East Prosser, Expansion, Hanford, Highlands, Horn Rapids, Hover, Kiona, North Prosser, Paterson, Prosser, Rattlesnake, Riverside, Walnut Grove, Wellington, West Prosser, and White Bluffs, and the County of Yakima	Mar. 1, 1943	Apr. 1, 1944	May 15, 1944
(354b) Bluefield	West Virginia	Mercer County	Jan. 1, 1945	Apr. 1, 1946	May 15, 1946
	Virginia	Bluefield Town in Tazewell County	Jan. 1, 1945	Apr. 1, 1946	May 15, 1946
(355) Charleston, West Virginia	West Virginia	Kanawha	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
	West Virginia	In Putnam County the Magisterial District of Pocatalico	Mar. 1, 1942	Aug. 1, 1943	Sept. 15, 1943
(355a) Clarksburg	West Virginia	Harrison	June 1, 1944	June 1, 1945	July 15, 1945
(356) Huntington	West Virginia	Cabell and Wayne	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Ohio	Lawrence	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Kentucky	Boyd and Greenup	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(356a) Martinsburg	West Virginia	Berkeley	Mar. 1, 1943	Apr. 1, 1944	May 15, 1944
(356b) Logan	West Virginia	Logan	Oct. 1, 1943	Mar. 1, 1945	Apr. 15, 1945
(356c) Mineral County	West Virginia	Mineral	Oct. 1, 1944	Mar. 1, 1946	Apr. 15, 1946
(357) Morgantown	West Virginia	Marion and Monongalia	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(357a) Parkersburg	West Virginia	Wood	Mar. 1, 1945	Apr. 1, 1945	May 15, 1946
	Ohio	Washington	Mar. 1, 1945	Apr. 1, 1946	May 15, 1946
	Ohio	Washington and Mason	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(358) Point Pleasant-Gallipolis	West Virginia	Jackson and Mason	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	Ohio	Gallia and Meigs	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(359) Wheeling-Steubenville	West Virginia	Brooke, Hancock, Marshall, Ohio, and Wetzel	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Ohio	Belmont, Columbiana, and Jefferson	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(359a) Appleton	Wisconsin	Outagamie County, and that part of New London located in Waupaca County	Mar. 1, 1945	Apr. 1, 1946	May 15, 1946
(360) Beloit-Janesville	Wisconsin	Rock	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(360a) Green Bay	Wisconsin	Brown	Mar. 1, 1945	Jan. 1, 1946	Feb. 15, 1946
(361) Eau Claire	Wisconsin	Chippewa, Dunn, and Eau Claire	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(361a) La Crosse	Wisconsin	La Crosse	Mar. 1, 1942	Dec. 1, 1943	Jan. 15, 1944
(362) Madison, Wis.	Wisconsin	Columbia, Dane, and Sauk	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(363) Manitowoc	Wisconsin	Manitowoc	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	Wisconsin	That portion of the City of Kiel in the County of Calumet	Mar. 1, 1942	Apr. 1, 1944	May 15, 1944

See footnotes at end of table.

SCHEDULE A—DEFENSE-RENTAL AREAS—Continued

Name of Defense-Rental Area	State	County or counties in Defense-Rental Area under rent regulation for hotels and rooming houses	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(364) Milwaukee	Wisconsin	Kenosha, Milwaukee, Racine and Waukesha	Mar. 1, 1942	Aug. 1, 1942	Sept. 15, 1942
(364a) Mondovi-Durand	Wisconsin	Buffalo and Pepin	Mar. 1, 1944	June 1, 1945	July 15, 1945
(365) Oshkosh-Fond du Lac	Wisconsin	Fond du Lac and Winnebago	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(366) Sparta	Wisconsin	That portion of the City of Waupun in the County of Dodge	Mar. 1, 1942	Jan. 1, 1943	Feb. 15, 1943
(367) Sturgeon Bay	Wisconsin	Monroe	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(368) Casper	Wyoming	Door	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(368a) Cody-Lovell	Wyoming	Natrona	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(369) Cheyenne	Wyoming	That portion of Big Horn County lying outside of the Big Horn National Forest and that portion of Park County lying outside of the Shoshone National Forest.	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(369a) Douglas	Wyoming	Converse	Mar. 1, 1943	May 1, 1944	June 15, 1944
(369b) Thermopolis	Wyoming	Hot Springs	Mar. 1, 1944	May 1, 1945	June 15, 1945
(369c) Laramie	Wyoming	Albany	Jan. 1, 1945	Feb. 1, 1946	Mar. 15, 1946
(370) Alaska	Alaska	Territory of Alaska	Mar. 1, 1942	Nov. 1, 1942	Nov. 15, 1943
(371) Puerto Rico	Puerto Rico	Puerto Rico	Oct. 1, 1942	Feb. 1, 1944	Mar. 31, 1944

¹ This regulation is applicable only to that portion of the defense-rental area set forth in the third column of this Schedule A.
² Sections 1, 6, 13.
³ Remaining sections.

[Schedule A amended by Am. 1, 8 F.R. 9019, effective 7-1-43; Am. 3, 8 F.R. 10739, effective 8-1-43; Am. 4, 8 F.R. 12025, effective 9-1-43; Am. 6, 8 F.R. 14676, 15581, effective 11-1-43; Am. 7, 8 F.R. 14814, effective 11-1-43; Am. 9, 8 F.R. 16207, 16427, effective 12-1-43; Am. 11, 8 F.R. 17297, effective 1-1-44; Am. 12, 9 F.R. 206, effective 2-1-44; Am. 13, 9 F.R. 847, effective 2-1-44; Am. 14, 9 F.R. 2165, effective 2-24-44; Am. 15, 9 F.R. 4194, effective as of 3-1-44; amended by Am. 15, 9 F.R. 2290, effective 3-1-44; Am. 16, 9 F.R. 3231, effective 4-1-44; Am. 18, 9 F.R. 4541, effective 5-1-44; Am. 20, 9 F.R. 5806, effective 6-1-44; Am. 22, 9 F.R. 5915, effective 6-1-44; Am. 24, 9 F.R. 7329, effective 7-1-44; Am. 26, 9 F.R. 9265, effective 8-1-44; Am. 28, 9 F.R. 9513, effective 9-1-44; Am. 32, 9 F.R. 11540, 11610, 13857, effective 10-1-44; Am. 33, 9 F.R. 11797, effective 10-1-44; Am. 35, 9 F.R. 12866, effective 11-1-44; Am. 36, 9 F.R. 12967, effective 11-1-44; Am. 37, 9 F.R. 14059, 14357, effective 12-1-44; Am. 39, 9 F.R. 15156, effective 1-1-45; Am. 40, 10 F.R. 47, effective 1-1-45; Am. 42, 10 F.R. 1102, effective 2-1-45; Am. 45, 10 F.R. 2045, effective 3-1-45; Am. 47, 10 F.R. 3452, effective 4-1-45; corrected 10 F.R. 9955, effective 8-9-45; Am. 48, 10 F.R. 3555, effective 4-1-45; Am. 51, 10 F.R. 4713, effective 5-1-45; Am. 53, 10 F.R. 5576, effective 5-14-45; Am. 54, 10 F.R. 5579, effective 5-15-45; Am. 55, 10 F.R. 6400, effective 6-1-45; Am. 56, 10 F.R. 7853, effective 6-30-45; Am. 57, 10 F.R. 7849, effective 7-1-45; Am. 58, 10 F.R. 7853, effective 7-1-45; Am. 59, 10 F.R. 8017, effective 7-1-45; Am. 61, 10 F.R. 11294, effective 8-31-45; Am. 62, 10 F.R. 11294, effective 9-1-45; Am. 63, 10 F.R. 12004, effective 10-1-45; Am. 64, 10 F.R. 12161, effective 10-1-45; Am. 65, 10 F.R. 12438, effective 10-1-45; Am. 66, 10 F.R. 13545, effective 10-31-45; Am. 67, 10 F.R. 13545, effective 11-1-45; Am. 68, 10 F.R. 14659, effective 12-1-45; Am. 70, 10 F.R. 10245, effective 1-1-46; Am. 71, 10 F.R. 10246, effective 1-1-46; Am. 72, 10 F.R. 10246, 11740, effective 2-1-46; Am. 73, 11 F.R. 1299, 1354, effective 2-1-46; Am. 74, 11 F.R. 1299, effective 2-1-46; Am. 75, 11 F.R. 2189, effective 3-1-46; Am. 77, 11 F.R. 3480, effective 4-1-46]

Effective date. This Rent Regulation for Hotels and Rooming Houses shall become effective June 1, 1943. [Rent Regulation for Hotels and Rooming Houses originally issued May 31, 1943]

[Effective dates of amendments are shown in notes following the parts affected]

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

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6053; Filed, Apr. 10, 1946; 4:30 p. m.]

PART 1388—DEFENSE-RENTAL AREAS
[Hotels in Miami, Amtd. 17]

HOTELS IN MIAMI AREA

Section 5 (a) (9) of the Rent Regulation for Hotels and Rooming Houses in the Miami Defense-Rental Area is amended in the following respects:

1. Section 5 (a) (9) is amended by adding after the first unnumbered paragraph the following:

In proper cases increases in payroll and property taxes in effect on the date of the filing of the petition may be considered by the Administrator in deter-

¹ 10 F.R. 318, 2405, 5090, 9445, 11071, 15212.

mining whether substantial hardship exists.

Increased operating costs due to wage increases paid by the landlord shall not be included in any petition filed hereunder unless such wage increases have been approved by the appropriate wage or salary stabilization agency of the United States in accordance with Executive Order 9697 and the regulations issued by the Office of Economic Stabilization pursuant thereto, or unless approval is not required by said order or regulations.

2. The first paragraph of section 5 (a) (9) (v) is amended to read as follows:

(v) "Current year" means (a) the most recent full calendar or fiscal year used by the landlord, or (b) any twelve-month period ending not more than 90 days prior to the filing of the petition: *Provided, however,* That the current year in all cases shall begin on or after the maximum rent date: *And provided further,* That if allowance is requested for increases in payroll or property taxes not fully reflected in the "current year" as defined above, at least one calendar month must have passed between the end of the current year and the beginning of the month in which the petition is filed.

Issued and effective April 10, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6054; Filed, Apr. 10, 1946; 4:29 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Housing, Amtd. 84]

HOUSING

Section 5 (a) (12) of the Rent Regulation for Housing is amended in the following respects:

1. Section 5 (a) (12) is amended by adding after the first unnumbered paragraph the following:

In proper cases increases in payroll and property taxes in effect on the date of the filing of the petition may be considered by the Administrator in determining whether substantial hardship exists.

Increased operating costs due to wage increases paid by the landlord shall not be included in any petition filed hereunder unless such wage increases have been approved by the appropriate wage or salary stabilization agency of the United States in accordance with Executive Order 9697 and the regulations issued by the Office of Economic Stabilization pursuant thereto, or unless approval is not required by said order or regulations.

2. The first paragraph of section 5 (a) (12) (v) is amended to read as follows:

(v) "Current year" means (a) the most recent full calendar or fiscal year

¹ 10 F.R. 13528, 13545, 14399; 11 F.R. 247, 248, 740.

used by the landlord, or (b) any twelve-month period ending not more than 90 days prior to the filing of the petition: *Provided, however*, That the current year in all cases shall begin on or after the maximum rent date: *And provided, further*, That if allowance is requested for increases in payroll or property taxes not fully reflected in the "current year" as defined above, at least one calendar month must have passed between the end of the current year and the beginning of the month in which the petition is filed.

Issued and effective April 10, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6056; Filed, Apr. 10, 1946;
4:29 p. m.]

PART 1388—DEFENSE-RENTAL AREAS
[HOUSING, NEW YORK CITY AREA,¹ INCL.
AMDTs. 1-26]

This compilation of Housing in the New York City area includes Amendment 26, effective April 10, 1946. The text added or amended by Amendment 26 is underscored.

§ 1388.1281 *Rent Regulation for Housing in New York City Defense-Rental Area.* The Rent Regulation for Housing in the New York City Defense-Rental Area is annexed hereto and made a part hereof.

Sec.

1. Scope of this regulation.
2. Prohibition against higher than maximum rents.
3. Minimum services, furniture, furnishings and equipment.
4. Maximum rents.
5. Adjustments and other determinations.
6. Removal of tenant.
7. Registration.
8. Inspection.
9. Evasion.
10. Enforcement.
11. Procedure.
12. Petitions for amendment.
13. Definitions.

AUTHORITY: § 1388.1281 issued under 56 Stat. 23, 765.

SECTION 1. *Scope of this regulation—*
(a) *Housing in the New York City Defense-Rental Area.* This regulation applies to all housing accommodations in the New York City Defense-Rental Area, consisting of the City of New York (including the Boroughs of Bronx, Brooklyn, Manhattan, Queens, and Richmond) and the Counties of Nassau and Suffolk in the State of New York, except as provided in paragraph (b) of this section. The New York City Defense-Rental Area is referred to hereinafter in this regulation as the "defense-rental area."

(b) *Housing to which this regulation does not apply.* This regulation does not apply to the following:

(1) *Farming tenants.* Housing accommodations situated on a farm and occupied by a tenant who is engaged for a substantial portion of his time in farming operations thereon.

(2) *Service employees.* Dwelling space occupied by domestic servants, caretak-

ers, managers, or other employees to whom the space is provided as part or all of their compensation and who are employed for the purpose of rendering services in connection with the premises of which the dwelling space is a part.

[Subparagraph (2) amended by Am. 18, 10 F.R. 2404, effective 3-1-45]

(3) *Rooms in hotels, rooming houses, etc.* Rooms or other housing accommodations within hotels or rooming houses, or housing accommodations which have been, with the consent of the Administrator, brought under the control of the Rent Regulation for Hotels and Rooming Houses in the New York City Defense-Rental Area pursuant to the provisions of that regulation.

(4) *Structures in which more than 25 rooms are rented or offered for rent.* Entire structures or premises wherein more than 25 rooms are rented or offered for rent by any lessee, sublessee or other tenant of such entire structure or premises: *Provided*, That this regulation does apply to entire structures or premises wherein 25 or less rooms are rented or offered for rent by any lessee, sublessee or other tenant of such entire structure or premises, whether or not used by the lessee, sublessee or other tenant as a hotel or rooming house: *And provided further*, That this regulation does apply to an underlying lease of any entire structure or premises which was entered into after March 1, 1943 and prior to November 1, 1943 while such lease remains in force with no power in the tenant to cancel or otherwise terminate the lease.

(5) *Rented to National Housing Agency.* Housing accommodations rented to the United States acting by the National Housing Agency: *Provided, however*, That this regulation does apply to a sublease or other subrenting of such accommodations or any part thereof.

(6) *Resort housing—(i) Exemption.* Housing accommodations located in a resort community and customarily rented or occupied on a seasonal basis prior to October 1, 1945, which were not rented during any portion of the period beginning on November 1, 1943, and ending on February 29, 1944.

This exemption shall be effective only from June 1, 1946, to September 30, 1946, inclusive.

(ii) *Exception from exemption.* The provisions of section 1 (b) (6) (i) shall not apply to housing accommodations in multiple unit buildings within the corporate limit of the City of Long Beach, New York.

[Subparagraph (6) added by Am. 16, 10 F.R. 1452, effective 2-3-45; amended by Am. 22, 11 F.R. 1774, effective 2-15-46 and Am. 25, 11 F.R. 3202, effective 3-25-46. Former subparagraph (6) added by Am. 4, 9 F.R. 2087, effective 2-22-44; expired 9-30-44]

(c) *Effect of this regulation on leases and other rental agreements.* The provisions of any lease or other rental agreement shall remain in force pursuant to the terms thereof, except insofar as those provisions are inconsistent with this regulation.

(d) *Waiver of benefit void.* An agreement by the tenant to waive the benefit

of any provision of this regulation is void. A tenant shall not be entitled by reason of this regulation to refuse to pay or to recover any portion of any rents due or paid for use or occupancy prior to November 1, 1943.

SEC. 2. *Prohibition against higher than maximum rents—(a) General prohibition.* Regardless of any contract, agreement, lease, or other obligation heretofore or hereafter entered into, no person shall demand or receive any rent for or in connection with the use or occupancy on and after November 1, 1943 of any housing accommodations within the Defense-Rental Area higher than the maximum rents provided by this regulation; and no person shall offer, solicit, attempt, or agree to do any of the foregoing. Lower rents than those provided by this regulation may be demanded or received.

[Paragraph (a) amended by Am. 11, 9 F.R. 10635, effective 9-1-44]

(b) [Revoked]

[Paragraph (b) revoked by Am. 20, 10 F.R. 11668, effective 9-15-45]

(c) *Lease with option to buy.* Where a lease of housing accommodations was entered into prior to November 1, 1943 and the tenant as a part of such lease or in connection therewith was granted an option to buy the housing accommodations which were the subject of the lease, with the further provision that some or all of the payment made under the lease should be credited toward the purchase price in the event such option is exercised, the landlord, notwithstanding any other provision of this regulation, may be authorized to receive payment made by the tenant in accordance with the provisions of such lease and in excess of the maximum rent for such housing accommodations. Such authority may be secured only by a written request of the tenant to the area rent office and shall be granted by order of the Administrator if he finds that such payments in excess of the maximum rent will not be inconsistent with the purposes of the Act or this regulation and would not be likely to result in the circumvention or evasion thereof. After entry of such order the landlord shall be authorized to demand, receive and retain payments provided by the lease in excess of the maximum rent for periods commencing on or after November 1, 1943. After entry of such order, the provisions of the lease may be enforced in accordance with law, notwithstanding any other provision of this regulation: *Provided, however*, That if at the termination of the lease the tenant shall not exercise the option to buy, the landlord may thereafter remove or evict the tenant only in accordance with the provisions of section 6 of this regulation. Nothing in this paragraph shall be construed to authorize the landlord to demand or receive payments in excess of the maximum rent in the absence of an order of the Administrator as herein provided. Where a lease of housing accommodations has been entered into on or after November 1, 1943, and the tenant as a part of such lease

¹9 F.R. 14987.

or in connection therewith has been granted an option to buy the housing accommodations which are the subject of the lease, the landlord, prior to the exercise by the tenant of the option to buy, shall not demand or receive payments in excess of the maximum rent, whether or not such lease allocates some portion or portions of the periodic payments therein provided as payments on or for the option to buy.

(d) *Security deposits*—(1) *General prohibition.* Regardless of any contract, agreement, lease or other obligation heretofore or hereafter entered into, no person on or after September 1, 1944 shall demand or receive a security deposit for or in connection with the use or occupancy of housing accommodations within the Defense-Rental Area or retain any security deposit received prior to or on or after September 1, 1944 except as provided in this paragraph (d). The term "security deposit," in addition to its customary meaning, includes any prepayment of rent except payment in advance of the next periodic installment of rent for a period no longer than one month but shall not include rent voluntarily prepaid subsequent to possession by a tenant under a written lease for his own convenience.

[Subparagraph (1) amended by Am. 20, 10 F.R. 11668, effective 9-15-45]

(2) *Maximum rent established under section 4 (a) or (b).* Where the maximum rent of the housing accommodations is or initially was established under section 4 (a) or (b), no security deposit shall be demanded, received, or retained except in the amount (or any lesser amount) and on the same terms and conditions (or on terms and conditions less burdensome to the tenant) provided for in the lease or other rental agreement in effect on the date determining the maximum rent established under section 4 (a) or (b).

(3) *Maximum rent established under section 4 (c) or (d).* Where the maximum rent of the housing accommodations is or initially was established under section 4 (c) or (d) no security deposit shall be demanded, received, or retained except in the amount (or any lesser amount) and on the same terms and conditions (or on terms and conditions less burdensome to the tenant) provided for in the lease or other rental agreement under which the accommodations were first rented or in any order heretofore or hereafter issued with reference to such security deposit. Where such lease or other rental agreement provided for a security deposit, the Administrator at any time, on his own initiative or on application of the tenant, may order a decrease in the amount of such deposit or may order its elimination.

(4) *Maximum rent established under section 4 (e).* Where the maximum rent of the housing accommodations is or initially was established under Section 4 (e), no security deposit shall be demanded or received.

(5) *Maximum rent established under section 4 (f).* Where the maximum rent of the housing accommodations is or initially was established under Section 4

(f), no security deposit shall be demanded, received, or retained.

(6) *Maximum rent established under section 4 (g) or (h).* Where the maximum rent of the housing accommodations is or initially was established under section 4 (g) or (h), no security deposit shall be demanded or received except in the amount (or any lesser amount) and on the same terms and conditions (or on terms and conditions less burdensome to the tenant) provided for in the lease or other rental agreement in effect on September 1, 1944. Where such accommodations are first rented after September 1, 1944, no security deposit shall be demanded, received, or retained.

(7) *Deposits to secure the return of certain movable articles.* Notwithstanding the preceding provisions of this paragraph (d), any landlord may petition for an order authorizing the demand and receipt of a deposit to secure the return of movable articles. If the landlord shows that he has a special need therefor, the Administrator may enter an order authorizing a security deposit, not in excess of ten dollars, to secure the return of the movable articles specified in the order.

[Paragraph (d) added by Am. 11, 9 F.R. 10635, effective 9-1-44 and amended by Am. 13, 9 F.R. 12416, effective 10-12-44]

SEC. 3. *Minimum services, furniture, furnishings and equipment.* Except as set forth in section 5 (b), every landlord shall, as a minimum, provide with housing accommodations the same essential services, furniture, furnishings, and equipment as those provided on the date determining the maximum rent, and as to other services, furniture, furnishings and equipment not substantially less than those provided on such date: *Provided, however,* That where fuel oil is used to supply heat or hot water for housing accommodations, and the landlord provided heat or hot water on the date determining the maximum rent, the heat and hot water which the landlord is required to supply shall not be in excess of the amount which he can supply under any statute, regulation or order of the United States or any agency thereof which rations or limits the use of fuel oil.

SEC. 4. *Maximum rents.* Maximum rents (unless and until changed by the Administrator as provided in section 5) shall be:

(a) *Rented on March 1, 1943.* For housing accommodations rented on March 1, 1943, the rent for such accommodations on March 1, 1943.

(b) *Not rented on March 1, 1943 but rented during January or February, 1943.* For housing accommodations not rented on March 1, 1943, but rented at any time during January or February, 1943, the last rent for such accommodations during the two-month period.

(c) *First rent after March 1, 1943 but before November 1, 1943.* For housing accommodations not rented on March 1, 1943 nor during January or February, 1943, but rented prior to November 1, 1943, the first rent for such accommodations after March 1, 1943. The Administrator may order a decrease in the maximum rent as provided in section 5 (c).

(d) *Constructed or changed before November 1, 1943.* For (1) newly constructed housing accommodations without priority rating first rented after March 1, 1943 and before November 1, 1943, or (2) housing accommodations changed between those dates so as to result in an increase or decrease of the number of dwelling units in such housing accommodations, or (3) housing accommodations changed between those dates from unfurnished to fully furnished, or from fully furnished to unfurnished, or (4) housing accommodations substantially changed between those dates by a major capital improvement as distinguished from ordinary repair, replacement and maintenance, the first rent for such accommodations after such construction or change: *Provided, however,* That, where such first rent was fixed by a lease which was in force at the time of a major capital improvement, the maximum rent shall be the first rent after termination of such lease. The Administrator may order a decrease in the maximum rent as provided in section 5 (c).

(e) *First rent after November 1, 1943.* For (1) newly constructed housing accommodations without priority rating first rented on or after November 1, 1943, or (2) housing accommodations changed on or after November 1, 1943 so as to result in an increase or decrease of the number of dwelling units in such housing accommodations, or (3) housing accommodations not rented at any time between December 31, 1942 and November 1, 1943, or (4) housing accommodations changed on or after November 1, 1943 from unfurnished to fully furnished, the first rent for such accommodations after the change or on or after November 1, 1943, as the case may be. Within 30 days after so renting the landlord shall register the accommodations as provided in section 7. The Administrator may order a decrease in the maximum rent as provided in section 5 (c).

If the landlord fails to file a proper registration statement within the time specified, the rent received for any rental period commencing on or after the date of the first renting or November 1, 1943, whichever is the later, shall be received subject to refund to the tenant of any amount in excess of the maximum rent which may later be fixed by an order under section 5 (c) (1). Such amount shall be refunded to the tenant within 30 days after the date of issuance of the order unless the refund is stayed in accordance with the provisions of § 1300.209 or 1300.217 of Revised Procedural Regulation No. 3. If the Administrator finds that the landlord was not at fault in failing to file a proper registration statement within the time specified, the order under section 5 (c) (1) may relieve the landlord of the duty to refund. Where a proper registration statement was filed before March 1, 1945, the landlord shall have the duty to refund only if the order under section 5 (c) (1) is issued in a proceeding commenced by the Administrator before September 1, 1945. Where a proper registration statement is filed on or after March 1, 1945, the

landlord shall have the duty to refund only if the order under section 5 (c) (1) is issued in a proceeding commenced by the Administrator within three months after the date of filing of such registration statement. The foregoing provisions and any refund thereunder do not affect any civil or criminal liability provided by the act for failure to file the registration statement required by section 7.

[Above paragraph amended by Am. 18, 10 F.R. 2404, effective 3-1-45 and Am. 24, 11 F.R. 2447, effective 3-9-46]

(f) *Priority-constructed housing.* For housing accommodations newly constructed with priority rating from the United States or any agency thereof for which the rent is approved by the United States or any agency thereof prior to March 1, 1943, or, if the accommodations were not rented on that date, prior to the first renting of the accommodations after that date, the rent so approved, but in no event more than the rent on March 1, 1943, or, if the accommodations were not rented on that date, more than the first rent after that date; *Provided, however,* That if, prior to March 1, 1943, or, if the accommodations were not rented on that date, prior to the first renting of the accommodations after that date, the landlord made a written request to the appropriate agency of the United States to approve a higher rent than the rent initially approved because of increased costs of construction, and a higher rent is approved by such agency on or after March 29, 1944, because of such increased costs of construction, the maximum rent on and after the date of such approval shall be the rent so approved; *And provided further,* That as to housing constructed with priority rating obtained prior to October 15, 1945, and in which initial occupancy occurred on or after that date, the landlord may at his option elect to have the maximum rents therefor determined under section 4 (e).

[Above paragraph amended by Am. 23, 11 F.R. 3115, effective 3-1-46]

The provisions of this paragraph (f) shall apply to the approval of rents for such housing accommodations by the United States or any agency thereof in connection with the grant of an application for priority rating filed on any of the application forms of the Office of Production Management or the War Production Board, including the September 1941 form in use by the Office of Production Management prior to the revision of this form on December 15, 1941.

The provisions of this paragraph (f) shall not apply to housing accommodations resulting from the alteration or remodeling of an existing structure.

[Paragraph (f) amended by Am. 6, 9 F.R. 3423, effective 3-29-44; and Am. 7, 9 F.R. 4028, effective 4-15-44]

(g) *Housing owned and constructed by the government.* For housing accommodations constructed by the United States or any agency thereof, or by a State of the United States or any of its political subdivisions, or any agency of the State or any of its political subdivisions, and owned by any of the foregoing, the rent generally prevailing in

the Defense-Rental Area for comparable housing accommodations on March 1, 1943, as determined by the owner of such accommodations; *Provided, however,* That any corporation formed under the laws of a State shall not be considered an agency of the United States within the meaning of this paragraph. The Administrator may order a decrease in the maximum rent as provided in section 5 (c) (1).

(h) *Housing subject to rent schedule of War or Navy Department.* For housing accommodations rented to either Army or Navy personnel, including civilian employees of the War and Navy Departments, for which the rent is fixed by the national rent schedule of the War or Navy Department, the rents established by such rent schedule.

In the event the rents on such housing accommodations cease to be governed by the National Rent Schedule of the War or Navy Departments, the maximum rents shall be determined by the appropriate subsection of section 4. For the purpose of such determination the premises shall be considered as not rented during the period they were operated under such schedule.

[Above paragraph added by Am. 23, 11 F.R. 3115, effective 3-1-46]

Sec. 5. *Adjustments and other determinations.* In the circumstances enumerated in this section, the Administrator may issue an order changing the maximum rents otherwise allowable or the minimum services required. In those cases involving a major capital improvement, an increase or decrease in the furniture, furnishings or equipment, an increase or decrease of services, an increase or decrease in the number of subtenants or other occupants, or a deterioration, the adjustment in the maximum rent shall be the amount the Administrator finds would have been on March 1, 1943, the difference in the rental value of the housing accommodations by reason of such change; *Provided, however,* That no adjustment shall be ordered where it appears that the rent on the date determining the maximum rent was fixed in contemplation of and so as to reflect such change.

In all other cases except those under paragraphs (a) (7), (a) (12), (a) (13), (c) (6), (c) (8) and (c) (9) of this section, the adjustment shall be on the basis of the rent which the Administrator finds was generally prevailing in the defense-rental area for comparable housing accommodations on March 1, 1943; *Provided,* That in cases under paragraphs (a) (6) and (c) (5) of this section the adjustment may be on the basis of the rental agreement in force on the date determining the maximum rent.

[Above paragraph amended by Am. 10, 9 F.R. 10190, effective 11-1-44; Am. 12, 9 F.R. 11350, effective 9-13-44; and Am. 20, 10 F.R. 11668, effective 9-15-45]

In cases involving construction, appropriate allowance shall be made for general increases in costs of construction in the defense-rental area since 1939.

[Above paragraph amended by Am. 4, Am. 5, Am. 6 and Am. 21, 10 F.R. 14399, effective 11-23-45]

In cases under paragraphs (a) (7) and (c) (6) of this section, the adjustment shall be on the basis of the rents which the Administrator finds were generally prevailing in the defense-rental area for comparable housing accommodations during the year ending on September 30, 1943.

In cases under paragraph (c) (8) of this section the adjustment shall be on the basis of the average rent during the period of occupancy of the lease or other rental agreement in effect on the date determining the maximum rent.

[Above two paragraphs amended by Am. 4, 9 F.R. 2087, effective 2-22-44; Am. 5, 9 F.R. 2087, effective 2-22-44; and Am. 6, 9 F.R. 3423, effective 3-29-44]

In cases under paragraph (c) (9) of this section, the adjustment in the maximum rent shall be in the amount the Administrator finds necessary to relieve the substantial hardship; *Provided,* That the adjustment shall not result in a maximum rent higher than the rent generally prevailing in the defense-rental area for comparable housing accommodations on March 1, 1943.

In cases under paragraph (a) (12) of this section, the adjustment in the maximum rent shall be in the amount the Administrator finds warranted by the modification or elimination of the necessity for the increase in the maximum rent granted under paragraph (a) (12) of this section; *Provided,* That no decrease shall be ordered in an amount greater than the adjustment ordered under paragraph (a) (12) of this section.

[Above two paragraphs added by Am. 10, 9 F.R. 10190, effective 11-1-44]

In cases under paragraph (a) (13) of this section the adjustment shall be in the amount of the difference between the rent on the date determining the maximum rent and the rent agreed upon by the landlord and tenant as a result of a continuous process of bargaining or interrelated matters.

[Above paragraph added by Am. 12, 9 F.R. 11350, effective 9-13-44]

(a) *Grounds for increase of maximum rent.* Any landlord may file a petition for adjustment to increase the maximum rent otherwise allowable, only on the grounds that:

(1) *Major capital improvement after November 1, 1943.* There has been on or after November 1, 1943 a substantial change in the housing accommodations by a major capital improvement as distinguished from ordinary repair, replacement, and maintenance.

(2) *Change prior to March 1, 1943.* There was, on or prior to March 1, 1943, a substantial change in the housing accommodations by a major capital improvement as distinguished from ordinary repair, replacement and maintenance or a substantial increase in the services, furniture, furnishings or equipment, and the rent on March 1, 1943 was fixed by a lease or other rental agreement which was in force at the time of such change or increase.

[Subparagraph (2) amended by Am. 12, 9 F.R. 11350, effective 9-13-44]

(3) *Substantial increase in services, furniture, furnishings or equipment.* There has been a substantial increase in the services, furniture, furnishings or equipment provided with the housing accommodations since the date or order determining its maximum rent. No increase in the maximum rent shall be ordered on the ground set forth in this paragraph (a) (3) unless the increase in services, furniture, furnishings or equipment occurred with the consent of the tenant or while the accommodations were vacant: *Provided*, That an adjustment may be ordered, although the tenant refuses to consent to the increase in services, furniture, furnishings or equipment, if the Administrator finds that such increase (i) is reasonably required for the operation of a multiple dwelling structure or other structure of which the accommodations are a part or (ii) is necessary for the preservation or maintenance of the accommodations.

(4) *Special relationship between landlord and tenant.* The rent on the date determining the maximum rent was materially affected by the blood, personal or other special relationship between the landlord and the tenant and as a result was substantially lower than the rent generally prevailing in the Defense-Rental Area for comparable housing accommodations on March 1, 1943: *Provided*, That no adjustment under this subparagraph increasing the maximum rent shall be made effective with respect to any accommodations regularly rented to employees of the landlord while the accommodations are rented to an employee, and no petition for such an adjustment will be entertained until the accommodations have been or are about to be rented to one other than an employee.

(5) *Lease for term commencing one year or more before March 1, 1943.* There was in force on March 1, 1943, a written lease, for a term commencing on or prior to March 1, 1942, requiring a rent lower than the rent generally prevailing in the defense-rental area for comparable housing accommodations on March 1, 1943; or the housing accommodations were not rented on March 1, 1943, but were rented during January or February, 1943 and the last rent for such accommodations during that two-month period was fixed by a written lease, for a term commencing on or prior to March 1, 1942, requiring a rent lower than the rent generally prevailing in the defense-rental area for comparable housing accommodations on March 1, 1943.

(6) *Varying rents.* The rent on the date determining the maximum rent was established by a lease or other rental agreement which provided for a higher rent at other periods during the term of such lease or agreement.

[Subparagraphs (5) and (6) amended by Am. 20, 10 F.R. 11668, effective 9-15-45]

(7) *Seasonal rents.* The rent on the date determining the maximum rent was substantially lower than at other times of year by reason of seasonal demand or seasonal variations in the rent, for such housing accommodations. In such cases the Administrator's order may if he

deems it advisable provide for different maximum rents for different periods of the calendar year.

(8) *Substantial increase in occupancy.* There has been, since March 1, 1943, either (i) a substantial increase in the number of subtenants or other persons occupying the accommodations or a part thereof under a rental agreement with the tenant, or (ii) a substantial increase in the number of occupants, in excess of normal occupancy for that class of accommodations on March 1, 1943, or (iii) an increase in the number of occupants over the number contemplated by the rental agreement on the date determining the maximum rent, where the landlord on that date had a regular and definite practice of fixing different rents for the accommodations for different numbers of occupants.

(9) *Temporarily exempt from real estate taxes.* On the date determining the maximum rent the housing accommodations were temporarily exempt from real estate taxes, the landlord was passing the benefit of this tax exemption on to the tenant, and as a result the rent on that date was substantially lower than the rent generally prevailing in the Defense-Rental Area for comparable housing accommodations on March 1, 1943.

(10) *Priority rating granted on September 1941 application form of Office of Production Management.* The maximum rent for the housing accommodations is established under section 4 (f), the application for priority rating for the construction of the housing accommodations was filed on the September 1941 form in use by the Office of Production Management prior to the revision of this form on December 15, 1941, the landlord did not make, prior to March 1, 1943, or, if the accommodations were not rented on that date, prior to the first renting of the accommodations after that date, a written request to the appropriate agency of the United States to approve a higher rent than the rent initially approved because of increased costs of construction, and the maximum rent for the accommodations is substantially lower than the rent generally prevailing in the Defense-Rental Area for comparable accommodations on March 1, 1943, giving due consideration to general increases in costs of construction, if any, in the Defense-Rental Area since March 1, 1943.

This paragraph (a) (10) shall apply only to housing accommodations which were first rented prior to March 29, 1944.

[Subparagraph (10) added by Am. 6, 9 F.R. 3423, effective 3-29-44; amended by Am. 7, 9 F.R. 4028, effective 4-15-44]

(11) *Peculiar circumstances.* The rent on the date determining the maximum rent was materially affected by peculiar circumstances and as a result was substantially lower than the rent generally prevailing in the defense-rental area for comparable housing accommodations on March 1, 1943.

[Subparagraph (11) added by Am. 9, 9 F.R. 8054, effective 7-17-44]

(12) *Substantial hardship from increase in property taxes or operating*

costs. Substantial hardship has resulted from a substantial decrease in the net income (before interest) of the property for the current year as compared with a representative period prior to March 1, 1943, due to a substantial and unavoidable increase in property taxes or operating costs.

In proper cases increases in pay-roll and property taxes in effect on the date of the filing of the petition may be considered by the Administrator in determining whether substantial hardship exists.

Increased operating costs due to wage increases paid by the landlord shall not be included in any petition filed hereunder unless such wage increases have been approved by the appropriate wage or salary stabilization agency of the United States in accordance with Executive Order 9697 and the regulations issued by the Office of Economic Stabilization pursuant thereto, or unless approval is not required by said order or regulations.

[Above paragraphs added by Am. 26, effective 4-10-46]

For the purposes of this paragraph (a) (12) the term:

(i) "Net income (before interest)" means the amount determined by subtracting unavoidable property taxes and operating costs actually paid or accrued from total income earned.

(ii) "Property taxes and operating costs" includes all expense necessary to the operation and maintenance of the property actually paid or accrued and properly allocated, including depreciation but excluding interest.

(iii) "Property" includes one or more structures operated as a single unit or enterprise.

(iv) "Total income earned" includes rental and other income earned from the property and the rental value of housing accommodations in the property occupied without the full payment of rent.

(v) "Current year" means (a) the most recent full calendar or fiscal year used by the landlord, or (b) any twelve-month period ending not more than 90 days prior to the filing of the petition: *Provided, however*, That the current year in all cases shall begin on or after the maximum rent date: *And provided, further*, That if allowance is requested for increases in pay roll or property taxes not fully reflected in the "current year" as defined above, at least one calendar month must have passed between the end of the current year and the beginning of the month in which the petition is filed.

[Subparagraph (v) amended by Am. 18, 10 F.R. 2404, effective 3-1-45; and Am. 26, effective 4-10-46]

This section 5 (a) (12) shall not apply to maximum rents established under section 4 (f) where the accommodations are first rented after March 1, 1943 or

to maximum rents established under section 4 (c), (d) or (e).

[Subparagraph (12) added by Am. 10, 9 F.R. 10190, effective 11-1-44; corrected 9 F.R. 10718, effective 8-31-44]

(13) *Rented to an employee of landlord.* The housing accommodations were rented to an employee of the landlord both on the date determining the maximum rent and at the time the order under this paragraph (a) (13) is issued, and after the date determining the maximum rent but prior to the effective date of regulation the landlord and tenant agreed, as the result of a continuous process of bargaining on interrelated matters, upon a wage increase and a rent increase, and the wage increase agreed upon has been put into effect.

[Subparagraph (13) added by Am. 12, 9 F.R. 11350, effective 9-13-44]

(b) *Decreases in minimum services, furniture, furnishings and equipment—*

(1) *Decreases prior to November 1, 1943.* If, on November 1, 1943, the services provided for housing accommodations are less than the minimum services required by section 3, the landlord shall either restore and maintain such minimum services or, on or before November 30, 1943, file a petition requesting approval of the decreased service. If, on November 1, 1943, the furniture, furnishings or equipment provided with housing accommodations are less than the minimum required by section 3, the landlord shall, prior to November 30, 1943, file a written report showing the decrease in furniture, furnishings or equipment.

(2) *Decreases after November 1, 1943.* Except as above provided, the landlord shall, until the accommodations become vacant, maintain the minimum services, furniture, furnishings, and equipment unless and until he has filed a petition to decrease the services, furniture, furnishings, or equipment and an order permitting a decrease has been entered thereon; however, if it is impossible to provide the minimum services, furniture, furnishings, or equipment he shall file a petition within 10 days after the change occurs. When the accommodations become vacant the landlord may, on renting to a new tenant, decrease the services, furniture, furnishings, or equipment below the minimum, within 10 days after so renting the landlord shall file a written report showing such decrease.

(3) *Adjustment in maximum rent for decreases.* The order on any petition under this paragraph (b) may require an appropriate adjustment in the maximum rent; and any maximum rent for which a report is required by this paragraph (b) may be decreased in accordance with the provisions of section 5 (c) (3).

If the landlord fails to file the petition or report required by this paragraph (b) within the time specified, or decreases the services, furniture, furnishings, or equipment without an order authorizing such decrease where such order is required, the rent received by the landlord for any rental period commencing on or after such decrease or the effective date of regulation, whichever is later, shall be received subject to refund to the tenant of any amount in excess of the maximum

rent which may later be fixed by any order decreasing the maximum rent on account of such decrease in services, furniture, furnishings, or equipment. Such amount shall be refunded to the tenant within 30 days after the date of issuance of the order unless the refund is stayed in accordance with the provisions of § 1300.209 or 1300.217 of Revised Procedural Regulation No. 3. If the Administrator finds that the landlord was not at fault in failing to comply with this paragraph (b), the order may relieve the landlord of the duty to refund. The foregoing provisions and any refund thereunder do not affect any civil or criminal liability provided by the act for failure to comply with any requirement of this paragraph (b).

[Subparagraph (3) amended by Am. 18, 10 F.R. 2404, effective 3-1-45; corrected 10 F.R. 3014, effective 3-20-45; and Am. 24, 11 F.R. 2447, effective 3-9-46]

(c) *Grounds for decrease of maximum rent.* The Administrator at any time, on his own initiative or on application of the tenant, may order a decrease of the maximum rent otherwise allowable, only on the grounds that:

(1) *Rent higher than rents generally prevailing.* The maximum rent for housing accommodations under paragraph (c), (d), (e), or (g) of section 4 is higher than the rent generally prevailing in the defense-rental area for comparable housing accommodations on March 1, 1943.

(2) *Substantial deterioration.* There has been a substantial deterioration of the housing accommodations other than ordinary wear and tear since the date or order determining its maximum rent.

(3) *Decrease in services, furniture, furnishings or equipment.* There has been a decrease in the minimum services, furniture, furnishings or equipment required by section 3 since the date or order determining the maximum rent.

(4) *Special relationship between landlord and tenant or peculiar circumstances.* The rent on the date determining the maximum rent was materially affected by the blood, personal, or other special relationship between the landlord and the tenant, or by peculiar circumstances, and as a result was substantially higher than the rent generally prevailing in the defense-rental area for comparable housing accommodations on March 1, 1943.

[Subparagraph (4) amended by Am. 9, 9 F.R. 8054, effective 7-17-44]

(5) *Varying rents.* The rent on the date determining the maximum rent was established by a lease or other rental agreement which provided for a lower rent at other periods during the term of such lease or agreement: *Provided,* That this subparagraph shall not apply to cases covered by paragraph (c) (8) of this section.

[Subparagraph (5) amended by Am. 5, 9 F.R. 2087, effective 2-22-44 and Am. 20, 10 F.R. 11668, effective 9-15-45]

(6) *Seasonal rent.* The rent on the date determining the maximum rent was substantially higher than at other times of year by reason of seasonal demand, or seasonal variations in the rent,

for such housing accommodations. In such cases the Administrator's order may if he deems it advisable provide for different maximum rents for different periods of the calendar year.

(7) *Substantial decrease in occupancy.* There has been a substantial decrease in the number of subtenants or other occupants since an order under paragraph (a) (8) of this section.

(8) *Rent concession.* The rent on the date determining the maximum rent was established by a lease or other rental agreement for a period of occupancy of one or more years, which provided for a rent concession during such period of occupancy in the form of either a rent-free period or an abatement of rent.

[Subparagraph (8) added by Am. 5, 9 F.R. 2087, effective 2-22-44]

(9) *Modification or elimination of necessity for increase under section 5 (a) (12).* There has been a modification or elimination of the necessity for the increase in the maximum rent granted under paragraph (a) (12) of this section, since the order issued under that paragraph.

[Subparagraph (9) added by Am. 10, 9 F.R. 10190, effective 11-1-44]

(d) *Orders where facts are in dispute, in doubt, or not known.* If the rent on the date determining the maximum rent, or any other fact necessary to the determination of the maximum rent, or the services, furniture, furnishings or equipment provided with the accommodations on the date determining the maximum rent, is in dispute between the landlord and the tenant, or is in doubt, or is not known, the Administrator on petition of the landlord filed on or before November 30, 1943, or at any time on his own initiative, may enter an order fixing the maximum rent by determining such fact, or determining the services, furniture, furnishings and equipment provided with the accommodations on the date determining the maximum rent or both. If the Administrator is unable to ascertain such fact, or facts, he shall enter the order on the basis of the rent which he finds was generally prevailing in the defense-rental area for comparable housing accommodations on March 1, 1943, and, where appropriate, may determine the services, furniture, furnishings and equipment included in such rent.

[Paragraph (d) amended by Am. 20, 10 F.R. 11668, effective 9-15-45]

(e) *Sale of underlying lease or other rental agreement.* Where housing accommodations or a predominant part thereof are occupied by one or more subtenants or other persons occupying under a rental agreement with the tenant, the tenant may petition the Administrator for leave to exercise any right he would have except for this regulation to sell his underlying lease or other rental agreement. The Administrator may grant such petition if he finds that the sale will not result, and that sales of such character would not be likely to result, in the circumvention or evasion of the Act or this regulation. He may require that the sale be made on such terms as he deems necessary to prevent such circumvention or evasion.

(f) *Interim orders.* Where a petition is filed by a landlord on one of the grounds set out in paragraph (a) or (d) of this section, or a proceeding is initiated by the Administrator under paragraph (d), the Administrator may enter an interim order increasing or fixing the maximum rent until further order, subject to refund by the landlord to the tenant of any amount received in excess of the maximum rent established by final order in such proceeding. The receipt by the landlord of any rent authorized by such interim order shall constitute an agreement by the landlord with the tenant to refund to the tenant any amount received in excess of the maximum rent established by final order. The landlord shall make such refund either by repayment in cash or, where the tenant remains in occupancy after the effective date of the final order, by deduction from the next installment of rent, or both.

[Paragraph (f) amended by Am. 2, 9 F.R. 15586, effective 11-13-43]

(g) *Adjustments in case of options to buy.* No adjustment in the maximum rent shall be ordered on the ground that the landlord, since the date or order determining the maximum rent, has, as a part of or in connection with a lease of housing accommodations, granted the tenant an option to buy the accommodations which are the subject of the lease. Where a lease of housing accommodations was in force on the date determining the maximum rent, and the landlord had on that date, as a part of or in connection with such lease, granted the tenant an option to buy the accommodations which are the subject of the lease, the Administrator may, on or after the termination of such lease, on his own initiative or on application of the tenant, enter an order fixing the maximum rent on the basis of the rents which the Administrator finds were generally prevailing in the Defense-Rental Area for comparable housing accommodations not subject to an option to buy on March 1, 1943.

Sec. 6. *Removal of tenant—(a) Restrictions on removal of tenant.* So long as the tenant continues to pay the rent to which the landlord is entitled, no tenant shall be removed from any housing accommodations, by action to evict or to recover possession, by exclusion from possession, or otherwise, nor shall any person attempt such removal or exclusion from possession, notwithstanding that such tenant has no lease or that his lease or other rental agreement has expired or otherwise terminated, and regardless of any contract, lease agreement or obligation heretofore or hereafter entered into which provides for entry of judgment upon the tenant's confession for breach of the covenants thereof or which otherwise provides contrary hereto, unless:

(1) *Tenant's refusal to renew lease.* The tenant, who had a written lease or other written rental agreement, has refused upon demand of the landlord to execute a written extension or renewal thereof for a further term of like duration, or if the lease was for a term of less

than one year but more than three months and was nonseasonal in character, for a term of not more than one year, for a rent not in excess of the maximum rent, but otherwise on the same terms and conditions as the previous lease or agreement, except insofar as such terms and conditions are inconsistent with this regulation; or

[Subparagraph (1) amended by Am. 18, 10 F.R. 2404, effective 3-1-45; Am. 20, 10 F.R. 11668, effective 9-15-45 and Am. 23, 11 F.R. 3115, effective 3-1-46]

(2) *Tenant's refusal of access to landlord.* The tenant has unreasonably refused the landlord access to the housing accommodations for the purpose of inspection or of showing the accommodations to a prospective purchaser, mortgagee, or prospective mortgagee, or other person having a legitimate interest therein: *Provided, however,* That such refusal shall not be ground for removal or eviction if such inspection or showing of the accommodations is contrary to the provisions of the tenant's lease or other rental agreement; or

(3) *Violating obligation of tenancy or committing nuisance.* The tenant (i) has violated a substantial obligation of his tenancy, other than an obligation to pay rent, and has continued, or failed to cure, such violation after written notice by the landlord that the violation cease, or (ii) is committing or permitting a nuisance or is using or permitting a use of the housing accommodations for an immoral or illegal purpose; or

(4) *Subtenants on expiration of tenant's lease.* The tenant's lease or other rental agreement has expired or otherwise terminated, and at the time of termination the occupants of the housing accommodations are subtenants or other persons who occupied under a rental agreement with the tenant, and no part of the accommodation is used by the tenant as his own dwelling; or

(5) [Revoked]

[Subparagraph (5) revoked; and (6) amended by Am. 20, 10 F.R. 11668, effective 9-15-45]

(6) *Occupancy by landlord.* The landlord owned, or acquired an enforceable right to buy or the right to possession of, the housing accommodations prior to November 1, 1943, and has an immediate compelling necessity to recover possession of such accommodations for use and occupancy as a dwelling for himself, or has served during the period of the war emergency in the armed forces of the United States and in good faith seeks possession for his own occupancy. If a tenant has been removed or evicted under this paragraph (a) (6) from housing accommodations, the landlord shall file a written report on a form provided therefor before renting the accommodations or any part thereof during a period of six months after such removal or eviction.

(b) *Administrator's certificate—(1) Removals not inconsistent with act or regulation.* No tenant shall be removed or evicted on grounds other than those stated above unless, on petition of the landlord, the Administrator certifies that the landlord may pursue his remedies in accordance with the re-

quirements of the local law. The Administrator shall so certify if the landlord establishes that removals or evictions of the character proposed are not inconsistent with the purposes of the act or this regulation and would not be likely to result in the circumvention or evasion thereof. The certificate shall authorize the pursuit of local remedies at the expiration of six months after the date of filing of the petition unless the Area Rent Director has determined that a three months' period is adequate for the purposes of the act in this area in issuing certificates under section 6 (b) (2), in which event the applicable period shall be three months. Within the discretion of the Area Rent Director the certificate may authorize the pursuit of local remedies for the removal or eviction of the tenant at a time less than six or three months, as the case may be, after the date of the filing of the petition if the petitioner establishes that unusual hardship would otherwise result, or that a lesser period in the particular case is consistent with the purposes of the regulation and the act.

[Subparagraph (1) amended by Am. 20, 10 F.R. 11668, effective 9-15-45]

(2) *Occupancy by purchaser.* A certificate shall be issued authorizing the pursuit of local remedies to remove or evict a tenant of the vendor, for occupancy by a purchaser who has acquired his rights in the housing accommodations on or after November 1, 1943, only as provided in this paragraph (b) (2).

(i) Where the Administrator finds that the payment or payments of principal made by the purchaser aggregate twenty per cent or more of the purchase price, he shall, on petition of either the vendor or purchaser issue a certificate authorizing the vendor or purchaser to pursue his remedies for removal or eviction of the tenant in accordance with the requirements of the local law. Except as herein provided and unless the Area Rent Director shall determine that a three months' period is adequate for the purposes of the act in this defense-rental area, the certificate shall authorize the pursuit of local remedies at the expiration of six months after the date of filing of the petition.

[Above paragraph amended by Am. 20, 10 F.R. 11668, effective 9-15-45]

The payment or payments of principal may be made by the purchaser conditionally or in escrow to the end that they shall be returned to the purchaser in the event the Administrator denies a petition for a certificate.

Any payments of principal made from funds borrowed for the purpose of making such payments, shall be excluded in determining whether twenty per cent of the purchase price has been paid, unless the Administrator finds that the inclusion of such payments is consistent with the purposes of this paragraph (b) (2) and would not be likely to result in the circumvention or evasion thereof.

[Above paragraph amended by Am. 18, 10 F.R. 2404, effective 3-1-45]

Where property other than the housing accommodations which are the subject

of the purchase is mortgaged or pledged to the vendor to secure any unpaid balance of the purchase price, the payment requirement shall be deemed satisfied if the value of such security, plus any payments of principal made from funds not borrowed for the purpose of making such principal payments, equal twenty per cent or more of the purchase price.

(ii) Where the Administrator finds (a) that equivalent accommodations are available for rent into which the tenant can move without substantial hardship or loss, or (b) that the vendor has or had a substantial necessity requiring the sale and that a reasonable sale or disposition of the accommodations could not be made without the removal or eviction of the tenant, or (c) that other special hardship would result, or (d) the purchaser has, during the period of the war emergency, served in the armed forces of the United States and requires possession of the accommodations for the adequate housing of himself and family, a certificate may be issued although less than twenty per cent of the purchase price has been paid and may authorize the vendor or the purchaser to pursue his remedies for removal or eviction of the tenant at a time less than six or three months as the case may be in this area after the date of filing of the petition.

[Subparagraph (ii) amended by Am. 20, 10 F.R. 11668, effective 9-15-45]

(iii) The payment of twenty percent or more of the purchase price shall not be a condition to the issuance of a certificate under this paragraph (b) (2) where the purchaser has obtained a loan to be used in purchasing the housing accommodations which is guaranteed in whole or in part by the Administrator of Veterans' Affairs pursuant to the provisions of Title III of the Servicemen's Readjustment Act of 1944.

[Subparagraph (iii) added by Am. 14, 9 F.R. 14987, effective 12-27-44]

[Subparagraph (2) amended by Am. 8, 9 F.R. 6360, effective 6-9-44 and as otherwise noted]

(3) *Occupancy by purchaser of stock in a cooperative.* (i) This paragraph (b) (3) applies to the issuance of a certificate for occupancy of housing accommodations in a structure or premises owned or leased by a cooperative corporation or association (hereinafter called "cooperative") by a purchaser of stock or other evidence of interest (hereinafter called "stock") in such cooperative who is entitled by reason of ownership of such stock to a proprietary lease of such housing accommodations. It applies only to the issuance of a certificate authorizing the pursuit of local remedies to remove or evict one who was a tenant of the housing accommodations at the time of such purchase.

(ii) Where the cooperative was organized as such or acquired its title or leasehold interest in the structure or premises on or after February 17, 1945, or the effective date of regulation, whichever is the later, or where the purchased stock originally was issued on or after that date, no certificate shall be issued, unless on such date the cooperative was in the process of organization and the Ad-

ministrator finds that substantial hardship would result from the failure to issue a certificate, or unless, at the time of issuance of the certificate, stock in the cooperative has been purchased by persons who are then tenants of at least 80% of the dwelling units in the structure or premises and are entitled by reason of stock ownership to proprietary leases of dwelling units in the structure or premises.

(iii) Where the cooperative was organized and acquired its title or leasehold interest in the structure or premises before February 17, 1945, or the effective date of regulation, whichever is the later, and on that date stock in the cooperative allocated to more than 50% of the dwelling units in the structure or premises was held by the cooperative, or by another person owning more shares than those allocated to a single dwelling unit, or both, no certificate shall be issued for occupancy by a purchaser of stock so held or owned on such date, unless, at the time of issuance of the certificate, stock in the cooperative is owned or has been purchased by persons who are then tenants of at least 80% of the dwelling units in the structure or premises and are entitled by reason of stock ownership to proprietary leases of dwelling units in the structure or premises.

(iv) In all other cases, including those excepted from paragraph (b) (3) (ii) and (iii), the issuance of a certificate shall be pursuant to paragraph (b) (2).

[Subparagraph (3) added by Am. 17, 10 F.R. 1974, effective 2-17-45]

(c) *Exceptions from section 6—(1) Subtenants.* The provisions of this section do not apply to a subtenant or other person who occupied under a rental agreement with the tenant, where removal or eviction of the subtenant or other such occupant is sought by the landlord of the tenant, unless under the local law there is a tenancy relationship between the landlord and the subtenant or other such occupant.

(2) *Housing subject to rent schedule of War or Navy Department.* The provisions of this section shall not apply to housing accommodations rented to either Army or Navy personnel, including civilian employees of the War and Navy Departments, for which the rent is fixed by the national rent schedule of the War or Navy Department.

(3) *One or two occupants in landlord's residence.* The provisions of this section shall not apply to an occupant of a furnished room or rooms not constituting an apartment, located within the residence occupied by the landlord or his immediate family, where such landlord rents to not more than two occupants within such residence.

(4) *Renting to family in landlord's residence.* The provisions of this section shall not apply to a family which on or after August 1, 1943 moves into a furnished room or rooms not constituting an apartment, located within the residence occupied by the landlord or his immediate family, where such landlord does not rent to any persons within such

residence other than those in the one family.

(5) *Relocation of temporary housing by National Housing Agency.* Provisions of this section shall not apply to temporary or movable housing accommodations under the jurisdiction of the National Housing Agency which have been placed in a terminated status by the National Housing Administrator for relocation in another area for the purposes and objectives of Title 5 Public Law 849 (76th Congress), as amended, (Lanham Act).

[Subparagraph (5) added by Am. 23, 11 F.R. 3115, effective 3-1-46]

(d) *Notices required—(1) Notices prior to action to remove tenant.* Every notice to a tenant to vacate or surrender possession of housing accommodations shall state the ground under this section upon which the landlord relies for removal or eviction of the tenant. A written copy of such notice shall be given to the area rent office within 24 hours after the notice is given to the tenant.

No tenant shall be removed or evicted from housing accommodations by court process or otherwise, on any ground other than nonpayment of rent, unless at least ten days prior to the time specified for surrender of possession and to the commencement of any action for removal or eviction, the landlord has given written notices of the proposed removal or eviction to the tenant and to the area rent office, stating the ground under his section upon which such removal or eviction is sought and specifying the time when the tenant is required to surrender possession.

The provisions of this paragraph (d) (1) shall not apply where a certificate has been issued by the Administrator pursuant to the provisions of paragraph (b) of this section.

[Subparagraph (1) amended by Am. 1, 8 F.R. 14814, effective 11-1-43]

(2) *Notices at time of commencing action to remove tenant.* At the time of commencing any action to remove or evict a tenant, including an action based upon nonpayment of rent, the landlord shall give written notice thereof to the area rent office stating the title of the case, the number of the case where that is possible, the court in which it is filed, the name and address of the tenant, and the ground under this section on which removal or eviction is sought.

(e) *Local law.* No provision of this section shall be construed to authorize the removal of a tenant unless such removal is authorized under the local law.

SEC. 7. *Registration—(a) Registration requirements.* On or before December 15, 1943, or within 30 days after the property is first rented, whichever date is the later, every landlord of housing accommodations rented or offered for rent shall file in the area rent office a form provided by the area rent office for this purpose. The form shall identify each dwelling unit and shall specify the maximum rent provided by this regulation for such dwelling unit and shall contain such other information as the Administrator shall require.

Where, since the filing of the registration statement but prior to May 5, 1945, there has been a change in the identity of the landlord, by transfer of title or otherwise, the present landlord, on or before May 31, 1945, shall file a notice of such change on a form provided for that purpose, to be known as a notice of change in identity. Where such change occurs on or after May 5, 1945, or the effective date of regulation, whichever is the later, the new landlord shall file such notice within thirty days after the change: *Provided*, That this sentence shall not apply where a petition has been filed under section 6 (b) (2) seeking a certificate for occupancy by the new landlord. If the new landlord indicates on the notice of change in identity that he has not obtained the landlord's copy of the original registration statement, the Administrator shall cause to be prepared and delivered to him a true copy of said original, which may be used to satisfy all requirements of this paragraph (a).

[Above paragraph amended by Am. 20, 10 F.R. 11668, effective 9-15-45]

Any notice, order or other process or paper directed to the person named on the registration statement as the landlord at the address given thereon, or where a notice of change in identity has been filed, to the person named as landlord and at the address given in the most recent such notice, shall, under the circumstances prescribed in Revised Procedural Regulation No. 3, constitute notice to the person who is then the landlord.

[Above two paragraphs added by Am. 19, 10 F.R. 5090, effective 5-5-45]

The provisions of this section shall be applicable to any housing accommodations whose maximum rent is determined under section 4 (g), on its sale by the owning agency, and within thirty days after the sale of such accommodations the new landlord shall file a registration statement as provided in subsection (a) of this section: *Provided, however*, That if the housing accommodations are sold to the United States or a state of the United States or any of its political subdivisions, or any agency of the foregoing, subsection (c) of this section shall continue to be applicable.

[Above paragraph added by Am. 23, 11 F.R. 3115, effective 3-1-46]

[Paragraph (a) amended by Am. 3, 8 F.R. 16219, effective 11-29-43 and as otherwise noted]

(1) *Notice of maximum rent.* The landlord shall prepare the form known as "Notice of Maximum Rent" if the maximum rent for the dwelling unit is determined under paragraph (a) of section 4. The landlord shall prepare the notice in duplicate and shall send one copy to the tenant and one copy to the area rent office.

(2) *Registration statement.* The landlord shall prepare the form known as "Registration Statement" if the maximum rent for the dwelling unit is determined under paragraph (b), (c), (d), (e), or (f) of section 4. The landlord shall prepare the Registration Statement in triplicate and shall send the three

copies to the area rent office. The Administrator shall retain one copy on file, and he shall cause one copy to be delivered to the tenant and one copy, stamped to indicate that it is a correct copy of the original, to be returned to the landlord.

(3) *Change in tenancy.* Within five days after renting to a new tenant, the landlord shall file a form provided by the area rent office for this purpose. The landlord shall state the maximum rent for the dwelling unit, and he shall obtain the new tenant's signature on this form.

(b) *Receipt for amount paid.* No payment of rent need be made unless the landlord tenders a receipt for the amount to be paid.

(c) *Exceptions from registration requirements—(1) Housing under section 4 (g).* The provisions of this section shall not apply to housing accommodations under section 4 (g). The owner of such housing accommodations shall file a schedule or schedules, setting out the maximum rents for all such accommodations in the Defense-Rental Area and containing such other information as the Administrator shall require. A copy of such schedule or schedules shall be posted by the owner in a place where it will be available for inspection by the tenants of such housing accommodations.

(2) *Housing subject to rent schedule of War or Navy Department.* The provisions of this section shall not apply to housing accommodations rented to either Army or Navy personnel, including any civilian employees of the War and Navy Departments, for which the rent is fixed by the national rent schedule of the War or Navy Department.

SEC. 8. *Inspection.* Any person who rents or offers for rent or acts as a broker or agent for the rental of housing accommodations and any tenant shall permit such inspection of the accommodations by the Administrator as he may, from time to time, require.

SEC. 9. *Evasion—(a) General.* The maximum rents and other requirements provided in this regulation shall not be evaded, either directly or indirectly, in connection with the renting or leasing or the transfer of a lease of housing accommodations, by way of absolute or conditional sale, sale with purchase money or other form of mortgage, or sale with option to repurchase, or by modification of the practices relating to payment of commissions or other charges or by modification of the services furnished with housing accommodations, or by tying agreement, or otherwise.

(b) *Purchase of property as condition of renting.* Specifically, but without limitation on the foregoing, no person shall require a tenant or prospective tenant to purchase or agree to purchase furniture or any other property as a condition of renting housing accommodations unless the prior written consent of the Administrator is obtained.

[Paragraph (b) amended by Am. 20, 10 F.R. 11668, effective 9-15-45]

[Sec. 9 amended by Am. 15, 10 F.R. 331, effective 1-10-45 and as otherwise noted]

SEC. 10. *Enforcement.* Persons violating any provision of this regulation are subject to criminal penalties, civil enforcement actions and suits for treble damages as provided for by the Act.

SEC. 11. *Procedure.* All registration statements, reports and notices provided for by this regulation shall be filed with the area rent office. All landlord's petitions and tenant's applications shall be filed with such office in accordance with Revised Procedural Regulation No. 3. (§§ 1300.201 to 1300.253, inclusive).

SEC. 12. *Petitions for amendment.* Persons seeking any amendment of general applicability to any provision of this regulation may file petitions therefor in accordance with Revised Procedural Regulation No. 3 (§§ 1300.201 to 1300.253, inclusive).

SEC. 13. *Definitions.* (a) When used in this regulation the term:

(1) "Act" means the Emergency Price Control Act of 1942.

(2) "Administrator" means the Price Administrator of the Office of Price Administration, or the Rent Director or such other person or persons as the Administrator may appoint or designate to carry out any of the duties delegated to him by the Act.

(3) "Rent Director" means the person designated by the Administrator as director of the Defense-Rental Area or such person or persons as may be designated to carry out any of the duties delegated to the Rent Director by the Administrator.

(4) "Area rent office" means the office of the Rent Director in the Defense-Rental Area.

(5) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons, or legal successor or representative of any of the foregoing, and includes the United States or any agency thereof, or any other government, or any of its political subdivisions, or any agency of any of the foregoing.

(6) "Housing accommodations" means any building, structure, or part thereof, or land appurtenant thereto, or any other real or personal property rented or offered for rent for living or dwelling purposes, together with all privileges, services, furnishings, furniture, equipment, facilities and improvements connected with the use or occupancy of such property.

(7) "Services" include repairs, decorating and maintenance, the furnishing of light, heat, hot and cold water, telephone, elevator service, window shades, and storage, kitchen, bath, and laundry facilities and privileges, maid service, linen service, janitor service, the removal of refuse and any other privilege or facility connected with the use or occupancy of housing accommodations.

(8) "Landlord" includes an owner, lessor, sublessor, assignee or other person receiving or entitled to receive rent for the use or occupancy of any housing accommodations, or an agent of any of the foregoing.

(9) "Tenant" includes a subtenant, lessee, sublessee, or other person entitled to the possession or to the use or occupancy of any housing accommodations.

(10) "Rent" means the consideration, including any bonus, benefit, or gratuity, demanded or received for or in connection with the use or occupancy of housing accommodations or the transfer of a lease of such accommodations.

[Subparagraph (10) amended by Am. 11, 9 F.R. 10635, effective 9-1-44]

(11) "Hotel" means any establishment generally recognized as such in its community, containing more than 50 rooms and used predominantly for transient occupancy.

(12) "Rooming house" means, in addition to its customary usage, a building or portion of a building other than a hotel in which a furnished room or rooms not constituting an apartment are rented on a short-time basis of daily, weekly, or monthly occupancy to more than two paying tenants not members of the landlord's immediate family. The term includes boarding houses, dormitories, auto camps, trailers, residence clubs, tourist homes or cabins, and all other establishments of a similar nature.

(b) Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942 shall apply to other terms used in this regulation.

Effective date. This regulation shall become effective November 1, 1943. [This regulation originally issued October 8, 1943]

[Effective dates of amendments are shown in notes following parts affected.]

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

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6059; Filed, Apr. 10, 1946; 4:30 p. m.]

PART 1305—ADMINISTRATION

[SO 129, Amdt. 14]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF MACHINES, PARTS, INDUSTRIAL MATERIALS AND SERVICES

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.

Supplementary Order 129 is amended in the following respects:

1. Section 2 (c) is amended by adding the following to the list of commodities thereunder:

Wooden picture frame mouldings.

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

(a) *Electrical equipment as follows—*
(1) *Miscellaneous electrical equipment.*

Batteries, wet-cell electric storage, when sold by a manufacturer to a brand owner.

Bells (including tubular tower bells) upon which musical selections are played.

Bi-metallic strips.

Lighting fixtures, especially designed and built for individual installation, excluding modifications of standard items.

Peals of bells or chimes of bells when designed for installation in the towers of religious, educational or similar institutions.

Radio tubes and radio parts when sold by a manufacturer to a brand owner for replacement purposes only.

X-ray equipment and supplies, exclusive of X-ray tubes.

(2) *Obsolete radio parts and tubes.*

The provisions of this paragraph apply only to sales of radio parts which were specifically designed for incorporation in radio sets produced before 1941 by particular radio set manufacturers, which have not been produced for incorporation in any radio receiving sets since December 31, 1940, and which are resold by the radio set manufacturer for replacement of parts in sets produced prior to the year 1941; and to radio tubes which were specifically designed for incorporation in radio receiving sets produced prior to the year 1941 and which have not been produced for incorporation in any radio receiving sets since December 31, 1941.

A manufacturer of radio receiving sets who manufactured radio receiving sets prior to the year 1941 may apply to the Office of Price Administration, Machinery Branch, Washington 25, D. C., for exemption from price control of sales to the applicant of specified quantities of specified radio parts and radio tubes covered by the provisions of this paragraph. The application shall set forth the specific quantity of specified parts and tubes for which the manufacturer requests exemption. OPA will acknowledge, in writing, receipt of the application, and, unless OPA gives to the manufacturer written or telegraphic notice to the contrary within ten (10) working days, excluding Saturdays, Sundays and legal holidays, after the acknowledgment of the receipt, sales to the applicant of the specified radio parts and tubes in the quantities specified in the application shall be exempted from price control. No filing of requests for exemptions under this paragraph (a) (2) is required with respect to any radio tubes or radio parts exempted under paragraph (a) (1).

Every radio set manufacturer whose application for exemption under this paragraph results in exemption from price control of sales of specified radio parts and tubes under the provisions of this section shall state, in writing, to his supplier that the sale of such parts or tubes in the quantities stated in the application have been exempted from price control.

3. Section 6 is amended by adding the following paragraph (b):

(b) *Automobiles.*

Automobiles of all sizes, specially designed and manufactured for racing.

Passenger automobiles, electrically powered.

4. Section 8 (a) (2) is amended by adding the following to the list of commodities thereunder:

Deodorizers for use in ice boxes and refrigerators only.

Floor sweeping compounds.

Meat tenderizers.

5. Section 8 (b) is amended by adding the following to the list of commodities thereunder:

Fishnet bladders.

Seine buoys.

6. Section 15 (b) is amended by changing the item beginning "Printed paper commodities . . ." to read as follows:

Printed paper commodities listed in Appendix A and printing and other services listed in Appendix B of MPR 225, except such services that are performed by persons engaged in the business of typesetting, plate making or rendering related services or any combination thereof in connection with the manufacture and/or sales of all other paper and paperboard products covered by such maximum price regulations as 129, 187, 307, 459, 463, 480.

7. Section 16 (a) is amended by adding the following to the list of commodities thereunder:

Thebromine, refined.

8. Section 16 is amended by adding the following paragraph (c):

(c) *Cosmetic products as follows:*

Cold wave solutions.

Cologne.

Cosmetic stockings.

Cuticle removers.

Eye mascaras and shadows.

Eyebrow dyes.

Eyebrow pencils.

Eyelash dyes.

Hair bleaches (except peroxide, so labeled).

Hair dyes.

Hair lacquers.

Liquid wave sets.

Perfume.

Permanent wave creams.

Permanent wave solutions and lotions.

Powdered wave sets.

Toilet water.

This amendment shall become effective April 10, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 56-6050; Filed, Apr. 10, 1946; 4:28 p. m.]

PART 1305—ADMINISTRATION

[SO 132, Amdt. 24]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF CERTAIN FOODS, GRAINS AND CEREALS, FEEDS, TOBACCO AND TOBACCO PRODUCTS, AGRICULTURAL CHEMICALS, INSECTICIDES AND BEVERAGES

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

Supplementary Order No. 132 is amended in the following respect:

In section 2 (a) (1), the termination date named for "White Flesh Table

¹ 10 F.R. 14954, 15170; 11 F.R. 296, 297, 881, 1102, 1467, 2378, 2640.

Stock Potatoes (domestic and imported), except Certified and War Approved Seed Potatoes as defined in Revised Maximum Price Regulation No. 492¹ is amended to read June 26, 1946.

This amendment shall become effective April 10, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

Approved: April 9, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-6051; Filed, Apr. 10, 1946;
4:28 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Hotels and Rooming Houses, N. Y. C. Area,¹
Incl. Amdts. 1-24]

NEW YORK CITY AREA

This compilation of Hotels and Rooming Houses in the New York City area includes Amendment 24, effective April 10, 1946. The text added or amended by Amendment 24 is underscored.

§ 1388.1291 *Rent regulation for hotels and rooming houses in New York City Defense-Rental Area.* The Rent Regulation for Hotels and Rooming Houses in the New York City Defense-Rental Area is annexed hereto and made a part hereof.

Sec.

1. Scope of this regulation.
2. Prohibition.
3. Minimum services, furniture, furnishings, and equipment.
4. Maximum rents.
5. Adjustments and other determinations.
6. Removal of tenant.
7. Registration and records.
8. Inspection.
9. Evasion.
10. Enforcement.
11. Procedure.
12. Petitions for amendment.
13. Definitions.

AUTHORITY: § 1388.1291 issued under 56 Stat. 23, 765.

SECTION 1. *Scope of this regulation—*

(a) *Rooms in hotels and rooming houses in the New York City Defense-Rental Area.* This regulation applies to all rooms in hotels and rooming houses in the New York City Defense-Rental Area, consisting of the City of New York (including the Boroughs of Bronx, Brooklyn, Manhattan, Queens, and Richmond) and the Counties of Nassau and Suffolk in the State of New York, except as provided in paragraph (b) of this section. The New York City Defense-Rental Area is referred to hereinafter in this regulation as the "Defense-Rental Area."

(b) *Housing to which this regulation does not apply.* This regulation does not apply to the following:

(1) *Farming tenants.* Rooms situated on a farm and occupied by a tenant who is engaged for a substantial portion of his time in farming operations thereon.

(2) *Service employees.* Dwelling space occupied by domestic servants, caretakers, managers, or other employees to whom the space is provided as part or all of their compensation and who are employed for the purpose of rendering services in connection with the premises of which the dwelling space is a part.

[Subparagraph (2) amended by Am. 18, 10 F.R. 2406, effective 3-1-45]

(3) *Charitable or educational institutions.* Rooms in hospitals, or rooms of charitable or educational institutions used in carrying out their charitable or educational purposes.

(4) *Entire structures used as hotels or rooming houses.* Entire structures or premises used as hotels or rooming houses, as distinguished from the rooms within such hotels or rooming houses.

(5) *Non-profit clubs.* Rooms in a bona fide club certified by the Administrator as exempt. The Administrator shall so certify if, on written request of the landlord, he finds that the club (i) is a non-profit organization and is recognized as such by written statement of the Bureau of Internal Revenue, (ii) rents rooms only to members, bona fide guests of members, and members of bona fide clubs with which the club has reciprocal arrangements for the exchange of privileges, and (iii) is otherwise operated as a bona fide club.

[Subparagraph (5) added by Am. 16, 10 F.R. 324, effective 1-10-45. Original subparagraph (5) added by Am. 5, 9 F.R. 2086, effective 2-22-44, and expired 9-30-44]

(6) *College fraternity or sorority houses.* Rooms in a bona fide college fraternity or sorority house certified by the Administrator as exempt. The Administrator shall so certify if, on written request of the landlord, he finds that the fraternity or sorority is a bona fide organization operated for the benefit of students and not for profit as a commercial or business enterprise. This exemption shall not apply when the rooms are rented to persons who are not members of the fraternity or sorority.

[Subparagraph (6) added by Am. 16, 10 F.R. 324, effective 1-10-45]

(7) *Resort housing.* Rooms located in a resort community and customarily rented or occupied on a seasonal basis prior to October 1, 1945, which were not rented during any portion of the period beginning on November 1, 1943 and ending on February 29, 1944.

[Subparagraph (7) added by Am. 17, 10 F.R. 1452, effective 2-3-45; amended by Am. 23, 11 F.R. 2773, effective 3-15-46]

(c) *Effect of this regulation on leases and other rental agreements.* The provisions of any lease or other rental agreement shall remain in force pursuant to the terms thereof, except insofar as those provisions are inconsistent with this regulation.

(d) *Waiver of benefit void.* An agreement by the tenant to waive the benefit of any provision of this regulation is void. A tenant shall not be entitled by reason of this regulation to refuse to pay or to recover any portion of any rents due or paid for use or occupancy prior to November 1, 1943.

(e) *Election by landlord to bring housing under this regulation.* Where a building or establishment which does not come within the definitions of a hotel or rooming house contains one or more furnished rooms or other furnished housing accommodations rented on a daily, weekly or monthly basis, the landlord may, with the consent of the Administrator, elect to bring all housing accommodations within such a building or establishment under the control of this regulation. A landlord who so elects shall file a registration statement under this regulation for all such housing accommodations accompanied by a written request to the Administrator to consent to such election.

If the Administrator finds that the provisions of this regulation establishing maximum rents are better adapted to the rental practices for such building or establishment than the provisions of the Rent Regulation for Housing in the New York City Defense-Rental Area, he shall consent to the landlord's election. Upon such consent, all housing accommodations within such building or establishment which are or hereafter may be rented or offered for rent shall become subject to the provisions of this regulation, and shall be considered rooms within a rooming house for the purposes of the provisions relating to eviction.

The landlord may at any time, with the consent of the Administrator, revoke his election, and thereby bring under the control of the Rent Regulation for Housing in the New York City Defense-Rental Area all housing accommodations previously brought under this regulation by such election. He shall make such revocation by filing a registration statement or statements under the Rent Regulation for Housing in the New York City Defense-Rental Area, including in such registration statement or statements all housing accommodations brought under this regulation by such election. Such registration statement or statements shall be accompanied by a written request to the Administrator to consent to such revocation. The Administrator may defer action on such request if he has taken or is about to take action to decrease the maximum rents of any housing accommodations within such building or establishment. If the Administrator finds that the revocation so requested will not result in substantial increases in the maximum rents of housing accommodations affected by such revocation, he shall give such consent. Upon such consent, all housing accommodations affected by such revocation shall become subject to the provisions of the Rent Regulation for Housing in the New York City Defense Rental Area.

SEC. 2. *Prohibition—*(a) *Prohibition against higher than maximum rents.* Regardless of any contract, agreement, lease or other obligation heretofore or hereafter entered into, no person shall demand or receive any rent for or in connection with the use or occupancy on and after November 1, 1943 of any room in a hotel or rooming house within the Defense-Rental Area higher than the maximum rents provided by this regulation; and no person shall offer, solicit,

¹ 10 F.R. 324.

attempt, or agree to do any of the foregoing. Lower rents than those provided by this regulation may be demanded or received.

[Paragraph (a) amended by Am. 12, 9 F.R. 10633, effective 9-1-44]

(b) *Terms of occupancy*—(1) *Tenant not required to change term of occupancy.* No tenant shall be required to change his term of occupancy.

(2) *Term of occupancy during June, 1943.* Where, during June, 1943, a room was rented or offered for rent for a weekly or monthly term of occupancy, the landlord shall continue to offer the room for rent for that term of occupancy except that he is not required to rent for that term more than the greatest number of rooms which were rented for the term at any one time during June, 1943. However, if, during the year ending on June 30, 1943, a landlord had regular and definite seasonal practices with reference to the renting of rooms on a weekly or monthly basis, he may request the Administrator to approve such practices. When approval is given the landlord shall offer rooms for rent for weekly and monthly terms of occupancy pursuant to the practices so approved. The Administrator may withdraw approval at any time if he finds that the landlord has failed to conform to such practices, or if he finds that the effects of the approval are inconsistent with the Act or this regulation or are likely to result in the circumvention or evasion thereof.

(3) *Request by tenant to change term of occupancy.* Any tenant on a daily or weekly term of occupancy shall on request be permitted by the landlord to change to a weekly or monthly term unless the landlord is then renting for such term a number of rooms equal to the number which he is required to rent for that term under subparagraph (2). If the room occupied by such tenant was not rented or offered for rent for such term during June, 1943, the landlord may transfer the tenant to a room, as similar as possible, which was so rented or offered for rent.

[Subparagraphs (2) and (3) amended by Am. 4, 8 F.R. 16893, effective 12-16-43]

(4) [Revoked.]

[Subparagraph (4) added by Am. 8, 9 F.R. 5003, effective 5-12-44; revoked by Am. 22, 10 F.R. 15212, effective 12-21-45]

(5) *Weekly and monthly terms of occupancy 50% or less.* A landlord who is required to rent for weekly or monthly terms of occupancy 50% or less of the rooms in the establishment, under subparagraph (2) of this paragraph, may petition the Administrator to be relieved of such requirement. Upon issuance of an order granting such petition, the provisions of subparagraphs (2) and (3) of this paragraph no longer shall apply to the rooms in the establishment; but, unless otherwise provided in the order, the maximum rent for a weekly term of occupancy shall apply where, after the date of issuance of the order, a tenant remains in occupancy for a continuous period of more than 10 days, and the maximum rent for a monthly term of occupancy shall apply where, after the date

of issuance of the order, a tenant remains in occupancy for a continuous period of more than thirty days, regardless of whether the tenant occupies the same room in the establishment during the specified period. The maximum rent on a weekly or monthly basis, as the case may be, shall apply from the date of issuance of the order or the date on which occupancy commenced, whichever is the later.

[Above paragraph amended by Am. 22]

If the landlord establishes that it was not his practice, during a reasonable period prior to November 1, 1943, to rent on a weekly basis, the order shall provide only for the application of the maximum monthly rent after thirty days' occupancy pursuant to the foregoing provisions. If the landlord establishes that it was not his practice, during such period, to rent on a monthly basis, the order shall provide only for the application of the maximum weekly rent pursuant to the foregoing provisions.

The order of the Administrator granting the landlord's petition may fix maximum rents for weekly and monthly terms of occupancy and for different numbers of occupants for those terms pursuant to section 4 (g). Immediately upon issuance of the order, the landlord shall post maximum rents established for weekly and monthly terms of occupancy in the manner provided by section 7 (b), to the extent that the order requires the application of such rents, or in lieu thereof shall in a manner approved by the Area Rent Director, post advice that maximum rents for weekly or monthly terms of occupancy required by the order may be obtained from the landlord on request.

[Above paragraph amended by Am. 21, 10 F.R. 11071, effective 9-1-45]

The Administrator may revoke the order at any time if he finds that its effect is inconsistent with the purposes of the act of this regulation or is likely to result in the circumvention or evasion thereof.

[Subparagraph (5) added by Am. 8, 9 F.R. 5003, effective 5-12-44; amended by Am. 15, 9 F.R. 14239, effective 12-2-44]

(6) If the landlord's duty under subparagraph (2), with reference to a room is in dispute, or in doubt, or not known, the Administrator, at any time on his own initiative may issue an order determining the necessary facts and establishing such duty; or, if the Administrator is unable to ascertain the necessary facts, he may issue an order pursuant to subparagraph (7).

(7) Where subparagraph (2) does not require the offering of a room on a weekly or monthly basis, or where the Administrator is unable to ascertain the facts necessary to establish the landlord's duty under that paragraph, he may at any time on his own initiative issue an order requiring the room to be offered for rent for a weekly or monthly term of occupancy, or both. The Administrator may issue such orders if he finds that, during a reasonable period prior to the time the proceeding hereunder is commenced, the room has been rented under

circumstances which make appropriate the application of weekly or monthly rents. In determining whether the landlord shall be required to offer the room on a weekly basis, or on a monthly basis, or both, the Administrator will consider the practices which prevailed in the defense-rental area for similar accommodations during a reasonable period prior to November 1, 1943.

Upon issuance of such an order, the room shall be offered for rent on a weekly or monthly basis, or both, as the order may require, for each number of occupants, for which it is offered by the landlord for any other term of occupancy. A tenant of the room on a daily or weekly basis shall on request be permitted by the landlord to change to any term of occupancy which the landlord is required to offer pursuant to the order.

[Subparagraphs (6) and (7) added by Am. 15, 9 F.R. 14239, effective 12-2-44]

(c) *Security deposits*—(1) *General prohibition.* Regardless of any contract, agreement, lease or other obligation heretofore or hereafter entered into, no person on or after September 1, 1944, shall demand or receive a security deposit for or in connection with the use or occupancy of any room in a hotel or rooming house within the defense-rental area or retain any security deposit received prior to or on or after September 1, 1944, except as provided in this paragraph (c). The term "security deposit", in addition to its customary meaning, includes any prepayment of rent except payment in advance of the next periodic installment of rent for a period no longer than one month but shall not include rent voluntarily prepaid subsequent to possession by a tenant under a written lease for his own convenience.

[Paragraph (c) added by Am. 12, 9 F.R. 10633, effective 9-1-44; amended by Am. 14, 9 F.R. 12415, effective 10-12-44 and Am. 22, 10 F.R. 15212, effective 12-21-45]

Sec. 3. *Minimum services, furniture, furnishings, and equipment.* Except as set forth in section 5(b), every landlord shall, as a minimum, provide with a room the same essential services, furniture, furnishings and equipment as those provided on the date or during the thirty-day period determining the maximum rent, and as to other services, furniture, furnishings and equipment not substantially less than those provided on such date or during such period: *Provided, however,* That where fuel oil is used to supply heat or hot water for a room, and the landlord provided heat or hot water on the date or during the thirty-day period determining the maximum rent, the heat and hot water which the landlord is required to supply shall not be in excess of the amount which he can supply under any statute, regulation or order of the United States or any agency thereof which rations or limits the use of fuel oil.

Sec. 4. *Maximum rents.* This section establishes separate maximum rents for different terms of occupancy (daily, weekly or monthly) and numbers of occupants of a particular room. Maximum rents for rooms in a hotel or rooming

house (unless and until changed by the Administrator as provided in section 5) shall be:

(a) *Rented or regularly offered during maximum rent period.* For a room rented or regularly offered for rent during the thirty days ending on March 1, 1943, the highest rent for each term or number of occupants for which the room was rented during that thirty-day period, or, if the room was not rented or was not rented for a particular term or number of occupants during that period, the rent for each term or number of occupants for which it was regularly offered during such period.

(b) *First rented or regularly offered after maximum rent period.* For a room neither rented nor regularly offered for rent during the thirty days ending on March 1, 1943, the highest rent for each term or number of occupants for which the room was rented during the thirty days commencing when it was first offered for rent after March 1, 1943; or, if the room was not rented or was not rented for a particular term or number of occupants during that period, the rent for each term or number of occupants for which it was regularly offered during such period.

(c) *First rent after March 1, 1943 where no maximum rent established under (a) or (b).* For a room rented for a particular term or number of occupants for which no maximum rent is established under paragraphs (a) or (b) of this section the first rent for the room after March 1, 1943 for that term and number of occupants, but no more than the maximum rent for similar rooms for the same term and number of occupants in the same hotel or rooming house.

(d) *Rooms constructed and owned by the government.* For a room constructed by the United States or any agency thereof, or by a State of the United States or any of its political subdivisions, or any agency of the State or any of its political subdivisions, and owned by any of the foregoing, the rent generally prevailing in the Defense-Rental Area for comparable housing accommodations on March 1, 1943, as determined by the owner of such room: *Provided, however,* That any corporation formed under the laws of a State shall not be considered an agency of the United States within the meaning of this paragraph. The Administrator may order a decrease in the maximum rent as provided in section 5 (c) (1).

(e) *Meals with room.* For a room with which meals were provided during the thirty-day period determining the maximum rent without separate charge therefor, the rent apportioned by the landlord from the total charge for the room and meals. The landlord's apportionment shall be fair and reasonable and shall be reported in the registration statement for such room. The Administrator at any time on his own initiative or on application of the tenant may by order decrease the maximum rent established by such apportionment, if he finds that the apportionment was unfair or unreasonable.

Every landlord who provides meals with accommodations shall make separate charges for the two. No landlord

shall require the taking of meals as a condition of renting any room unless the room was rented or offered for rent on that basis on March 1, 1943.

(f) *Rooms subject to rent schedule of War or Navy Department.* For a room rented to either Army or Navy personnel including civilian employees of the War and Navy Departments, for which the rent is fixed by the national rent schedule of the War or Navy Department, the rents established by such rent schedule.

(g) *Rent fixed by order of Administrator.* For a room for a particular term or number of occupants for which no maximum rent has been established under any other provision of this regulation, the rent fixed by order of the Administrator as provided in this paragraph (g).

The Administrator at any time on his own initiative or on petition of the landlord may enter an order fixing the maximum rent and specifying the minimum services for a room for a particular term or number of occupants for which no maximum rent has been established prior to issuance of the order under any other provision of this regulation. Such maximum rent shall be fixed on the basis of the rent generally prevailing in the Defense-Rental Area for comparable housing accommodations on the maximum rent date.

[Paragraph (g) added by Am. 8, 9 F.R. 5003, effective 5-12-44]

SEC. 5. *Adjustments and other determinations.* In the circumstances enumerated in this section, the Administrator may issue an order changing the maximum rents otherwise allowable or the minimum services required.

In those cases involving a major capital improvement, an increase or decrease in services, furniture, furnishings or equipment, or a deterioration, the adjustment in the maximum rent shall be the amount the Administrator finds would have been on March 1, 1943 the difference in the rental value of the housing accommodations by reason of such change: *Provided, however,* That no adjustment shall be ordered where it appears that the rent on the date or during the thirty-day period determining the maximum rent was fixed in contemplation of and so as to reflect such change.

In all other cases, except those under paragraphs (a) (7), (a) (9), (c) (4), (c) (5), and (c) (6) of this section, the adjustment shall be on the basis of the rent which the Administrator finds was generally prevailing in the defense-rental area for comparable housing accommodations on March 1, 1943: *Provided,* That in cases under paragraph (a) (6) of this section the adjustment may be on the basis of the rental agreement in force during the thirty-day period determining the maximum rent.

[Above paragraph amended by Am. 22, 10 F.R. 15212, effective 12-21-45]

In cases under paragraph (a) (9) of this section, the adjustment in the maximum rent shall be in the amount the Administrator finds necessary to relieve the substantial hardship: *Provided,* That the adjustment shall not result in a maximum rent higher than the rent generally prevailing in the defense-rental

area for comparable housing accommodations on March 1, 1943.

In cases under paragraph (c) (6) of this section, the adjustment in the maximum rent shall be in the amount the Administrator finds warranted by the modification or elimination of the necessity for the increase in the maximum rent granted under paragraph (a) (9) of this section: *Provided,* That no decrease shall be ordered in an amount greater than the adjustment ordered under paragraph (a) (9) of this section.

In cases involving construction, appropriate allowance shall be made for general increases in costs of construction in the Defense-Rental Area since 1939.

[Above paragraph amended by Am. 22]

In cases under paragraphs (a) (7) and (c) (4) of this section, the adjustment shall be on the basis of the rents which the Administrator finds were generally prevailing in the defense-rental area for comparable housing accommodations during the year ending on March 1, 1943.

In cases under paragraph (c) (5) of this section the adjustment shall be on the basis of the average rent during the period of occupancy of the lease or other rental agreement in effect on the date determining the maximum rent.

[Above paragraphs amended by Am. 5, 9 F.R. 2086, effective 2-22-44; Am. 6, 9 F.R. 2086, effective 2-22-44; Am. 7, 9 F.R. 3422, effective 3-29-44; Am. 10, 9 F.R. 9428, effective 8-3-44; and Am. 11, 9 F.R. 10191, effective 11-1-44]

(a) *Grounds for increase of maximum rents.* Any landlord may file a petition for adjustment to increase the maximum rent otherwise allowable, only on the ground that:

(1) *Major capital improvement since maximum rent period.* There has been, since the thirty-day period or the order determining the maximum rent for the room, a substantial change in the room by a major capital improvement as distinguished from ordinary repair, replacement, and maintenance.

(2) *Change prior to March 1, 1943.* There was, on or prior to the maximum rent date, a substantial change in the room by a major capital improvement as distinguished from ordinary repair, replacement and maintenance or a substantial increase in services, furniture, furnishings or equipment, and the rent during the thirty-day period ending on March 1, 1943 was fixed by a lease or other rental agreement which was in force at the time of such change or increase.

[Subparagraph (2) amended by Am. 13, 9 F.R. 11334, effective 9-13-44]

(3) *Substantial increase in services, furniture, furnishings, or equipment.* There has been a substantial increase in the services, furniture, furnishings or equipment provided with the room since the thirty-day period or the order determining its maximum rent.

(4) *Special relationship between landlord and tenant.* The rent during the thirty-day period determining the maximum rent was materially affected by the blood, personal or other special relation-

ship between the landlord and the tenant, or by an allowance or discount to a tenant of a class of persons to whom the landlord regularly offered such an allowance or discount, and as a result was substantially lower than the rent generally prevailing in the Defense-Rental Area for comparable housing accommodations on March 1, 1943.

(5) *Lease for term commencing on or prior to March 1, 1942.* There was in force on March 1, 1943, a written lease, for a term commencing on or prior to March 1, 1942, requiring a rent lower than the rent generally prevailing in the defense-rental area for comparable housing accommodations on March 1, 1943.

(6) *Varying rents.* The rent during the thirty-day period determining the maximum rent was established by a lease or other rental agreement which provided for a higher rent at other periods during the term of such lease or agreement.

[Subparagraphs (5) and (6) corrected, 8 F.R. 14617; Amended by Am. 22, 10 F.R. 15212, effective 12-21-45]

(7) *Seasonal demand.* The rent during the thirty-day period determining the maximum rent for the room was substantially lower than at other times of year by reason of seasonal demand for such room. In such cases the Administrator's order may if he deems it advisable provide for different maximum rents for different periods of the calendar year.

(8) *Peculiar circumstances.* The rent during the thirty-day period determining the maximum rent was materially affected by peculiar circumstances and as a result was substantially lower than the rent generally prevailing in the defense-rental area for comparable housing accommodations on March 1, 1943.

[Subparagraph (8) added by Am. 9, 9 F.R. 8055, effective 7-17-44]

(9) *Substantial hardship from increase in property taxes or operating costs.* Substantial hardship has resulted from a substantial decrease in the net income (before interest) of the property for the current year as compared with a representative period prior to March 1, 1943, due to a substantial and unavoidable increase in property taxes or operating costs.

In proper cases increases in payroll and property taxes in effect on the date of the filing of the petition may be considered by the Administrator in determining whether substantial hardship exists.

Increased operating costs due to wage increases paid by the landlord shall not be included in any petition filed hereunder unless such wage increases have been approved by the appropriate wage or salary stabilization agency of the United States in accordance with Executive Order 9697 and the regulations issued by the Office of Economic Stabilization pur-

suant thereto, or unless approval is not required by said order or regulations.

[Above paragraphs added by Am. 24, effective 4-10-46]

For the purposes of this paragraph (a) (9) the term:

(i) "Net income (before interest)" means the amount determined by subtracting unavoidable property taxes and operating costs actually paid or accrued from total income earned.

(ii) "Property taxes and operating costs" includes all expenses necessary to the operation and maintenance of the property actually paid or accrued and properly allocated, including depreciation but excluding interest.

(iii) "Property" includes one or more structures operated as a single unit or enterprise.

(iv) "Total income earned" includes rental and other income earned from the property and the rental value of housing accommodations in the property occupied without the full payment of rent.

(v) "Current year" means (a) the most recent full calendar or fiscal year used by the landlord, or (b) any twelve-month period ending not more than 90 days prior to the filing of the petition: *Provided, however,* That the current year in all cases shall begin on or after the maximum rent date: *And provided, further,* That if allowance is requested for increases in payroll or property taxes not fully reflected in the "current year" as defined above, at least one calendar month must have passed between the end of the current year and the beginning of the month in which the petition is filed.

[Subparagraph (v) amended by Am. 18, 10 F.R. 2406, effective 3-1-45 and Am. 24, effective 4-10-46]

[Subparagraph (9) added by Am. 11, 9 F.R. 10191, effective 11-1-44, corrected 9 F.R. 10718, effective 8-31-44]

(b) *Decreases in minimum services, furniture, furnishings and equipment—*

(1) *Decreases existing on November 1, 1943.* If, on November 1, 1943, the services provided for a room are less than the minimum services required by section 3, the landlord shall either restore and maintain such minimum services, or, on or before November 30, 1943, file a petition requesting approval of the decreased services. If, on November 1, 1943, the furniture, furnishings or equipment provided with a room are less than the minimum required by section 3, the landlord shall on or before November 30, 1943, file a written report showing the decrease in furniture, furnishings or equipment.

(2) *Decreases after November 1, 1943.* Except as above provided, the landlord shall, until the room becomes vacant, maintain the minimum services, furniture, furnishings and equipment unless and until he has filed a petition to decrease the services, furniture, furnishings or equipment and an order permitting a decrease has been entered thereon; however, if it is impossible to provide the minimum services, furniture, furnishings

or equipment he shall file a petition within 10 days after the change occurs. When the room becomes vacant the landlord may, on renting to a new tenant, decrease the services, furniture, furnishings or equipment below the minimum; within 10 days after so renting the landlord shall file a written report showing such decrease.

(3) *Adjustment in maximum rent for decreases.* The order on any petition under this paragraph (b) may require an appropriate adjustment in the maximum rent; and any maximum rent for which a report is required by this paragraph (b) may be decreased in accordance with the provisions of section 5 (c) (3).

If the landlord fails to file the petition or report required by this paragraph (b) within the time specified, or decreases the services, furniture, furnishings, or equipment without an order authorizing such decrease where such order is required, the rent received by the landlord for any rental period commencing on or after such decrease or November 1, 1943, whichever is the later, shall be received subject to refund to the tenant of any amount in excess of the maximum rent which may later be fixed by any order decreasing the maximum rent on account of such decrease in services, furniture, furnishings, or equipment. Such amount shall be refunded to the tenant within 30 days after the date of issuance of the order. If the Administrator finds that the landlord was not at fault in failing to comply with this paragraph (b), the order may relieve the landlord of the duty to refund. The foregoing provisions and any refund thereunder do not affect any civil or criminal liability provided by the Act for failure to comply with any requirement of this paragraph (b).

[Subparagraph (3) amended by Am. 20, 10 F.R. 9445, effective 8-1-45]

(c) *Grounds for decrease of maximum rent.* The Administrator at any time, on his own initiative or on application of the tenant, may order a decrease of the maximum rent otherwise allowable, only on the grounds that:

(1) *Rent higher than rent generally prevailing.* The maximum rent for the room is higher than the rent generally prevailing in the Defense-Rental Area for comparable housing accommodations on March 1, 1943.

(2) *Substantial deterioration.* There has been a substantial deterioration of the room other than ordinary wear and tear since the date or order determining its maximum rent.

(3) *Decrease in services, furniture, furnishings, or equipment.* There has been a decrease in the minimum services, furniture, furnishings or equipment required by section 3 since the date or order determining the maximum rent.

(4) *Seasonal demand.* The rent on the date determining the maximum rent for the room was substantially higher than at other times of year by reason of seasonal demand for such rooms. In such cases the Administrator's order may if he deems it advisable provide for differ-

ent maximum rents for different periods of the calendar year.

(5) *Rent concession.* The rent on the date determining the maximum rent was established by a lease or other rental agreement for a period of occupancy of one or more years, which provided for a rent concession during such period of occupancy in the form of either a rent-free period or an abatement of rent.

[Subparagraph (5) added by Am. 6, 9 F.R. 2086, effective 2-22-44]

(6) *Modification or elimination of necessity for increase under section 5 (a) (9).* There has been a modification or elimination of the necessity for the increase in the maximum rent granted under paragraph (a) (9) of this section, since the order issued under that paragraph.

[Subparagraph (6) added by Am. 11, 9 F.R. 10191, effective 11-1-44]

(d) *Orders when facts are in dispute, in doubt or not known.* If the rent on the date determining the maximum rent, or any other fact necessary to the determination of the maximum rent, or the services, furniture, furnishings or equipment provided with the accommodations on the date determining the maximum rent, is in dispute between the landlord and the tenant, or is in doubt, or is not known, the Administrator on petition of the landlord filed on or before November 30, 1943, or at any time on his own initiative, may enter an order fixing the maximum rent by determining such fact, or determining the services, furniture, furnishings and equipment provided with the accommodations on the date determining the maximum rent or both. If the Administrator is unable to ascertain such fact, or facts, he shall enter the order on the basis of the rent which he finds was generally prevailing in the defense-rental area for comparable housing accommodations on March 1, 1943 and, where appropriate, may determine the services, furniture, furnishings and equipment included in such rent.

[Paragraph (d) amended by Am. 22, 10 F.R. 15212, effective 12-21-45]

(e) *Interim orders.* Where a petition is filed by a landlord on one of the grounds set out in paragraph (a) or (d) of this section, or a proceeding is initiated by the Administrator under paragraph (d), the Administrator may enter an interim order increasing or fixing the maximum rent until further order, subject to refund by the landlord to the tenant of any amount received in excess of the maximum rent established by final order in such proceeding. The receipt by the landlord of any rent authorized by such interim order shall constitute an agreement by the landlord with the tenant to refund to the tenant any amount received in excess of the maximum rent established by final order. The landlord shall make such refund either by repayment in cash or, where the tenant remains in occupancy after the effective

date of the final order, by deduction from the next installment of rent, or both.

[Paragraph (e) added by Am. 1, 8 F.R. 14814, effective 11-1-43; and amended by Am. 2, 8 F.R. 15581, effective 11-13-43]

(f) *Uniform daily rent.* The landlord of any establishment containing more than fifty rooms for which maximum rents on a daily basis are established, may petition the Administrator for permission to establish uniform maximum daily rents for substantially identical rooms for each number of occupants for which such rooms are offered for rent. Permission may be granted if the aggregate of the maximum daily rents requested for each group of substantially identical rooms for each number of occupants does not exceed the aggregate maximum daily rents previously established for such rooms for each number of occupants. With the consent of the Area Rent Director, minor adjustments may be permitted as between different classes of rooms and numbers of occupants providing such adjustments shall not result in an increase in aggregate scheduled revenue for the establishment as a whole. Each petition must be accompanied by a verified audit of the period or periods during which the maximum rents were established under Section 4 on forms to be supplied by the Administrator. Such requirement may be waived if the Administrator already has in his possession a complete audit of such period or periods.

[Paragraph (f) added by Am. 21, 10 F.R. 11071, effective 9-1-45]

Sec. 6. Removal of tenant—(a) Restrictions on removal of tenant. So long as the tenant continues to pay the rent to which the landlord is entitled, no tenant of a room within a hotel or rooming house shall be removed from such room, by action to evict or to recover possession, by exclusion from possession, or otherwise, nor shall any person attempt such removal or exclusion from possession, notwithstanding that such tenant has no lease or that his lease or other rental agreement has expired or otherwise terminated unless:

(1) *Tenant's refusal to renew lease.* The tenant, who had a written lease or other written rental agreement, has refused upon demand of the landlord to execute a written extension or renewal thereof for a further term of like duration but not in excess of one year, or if the lease was for a term of more than three months and was non-seasonal in character, for a term of not more than one year, for a rent not in excess of the maximum rent, but otherwise on the same terms and conditions as the previous lease or agreement, except insofar as such terms and conditions are inconsistent with this regulation; or

[Subparagraph (1) amended by Am. 18, 10 F.R. 2406, effective 3-1-45 and Am. 22, 10 F.R. 15212, effective 12-21-45]

(2) *Tenant's refusal of access.* The tenant has unreasonably refused the landlord access to the room for the purpose of inspection or of showing the room

to a prospective purchaser, mortgagee or prospective mortgagee, or other person having a legitimate interest therein: *Provided, however,* That such refusal shall not be ground for removal or eviction if such inspection or showing of the room is contrary to the provisions of the tenant's lease or other rental agreement; or

(3) *Violating obligation of tenancy or committing nuisance.* The tenant (i) has violated a substantial obligation of his tenancy, other than an obligation to pay rent, and has continued, or failed to cure such violation after written notice by the landlord that the violation cease, or (ii) is committing or permitting a nuisance or is using or permitting a use of the room for an immoral or illegal purpose; or

(4) [Revoked]

[Subparagraph (4) revoked by Am. 22, 10 F.R. 15212, effective 12-21-45]

(5) *Room not offered for rent.* The landlord seeks in good faith not to offer the room for rent. If a tenant has been removed or evicted from a room under this paragraph (a) (5), the landlord shall file a written report on a form provided therefor before renting the room during a period of 6 months after such removal or eviction.

(b) *Administrator's certificate.* No tenant shall be removed or evicted on grounds other than those stated above unless, on petition of the landlord, the Administrator certifies that the landlord may pursue his remedies in accordance with the requirements of the local law. The Administrator shall so certify if the landlord establishes that removals or evictions of the character proposed are not inconsistent with the purposes of the Act or this regulation and would not be likely to result in the circumvention or evasion thereof. The certificate shall authorize the pursuit of local remedies at the expiration of six months after the date of filing of the petition unless the Area Rent Director has determined that a three months' period is adequate for the purposes of the Act in this area, in which event the applicable period shall be three months. Within the discretion of the Area Rent Director the certificate may authorize the pursuit of local remedies for the removal or eviction of the tenant at a time less than six or three months, as the case may be, after the date of the filing of the petition if the petitioner establishes that unusual hardship would otherwise result, or that a lesser period in the particular case is consistent with the purposes of the regulation and the Act.

[Paragraph (b) amended by Am. 22, 10 F.R. 15212, effective 12-21-45]

(c) *Notice to Area Rent Office.* At the time of commencing any action to remove or evict a tenant (except an action based on nonpayment of a rent not in excess of the maximum rent) the landlord shall give written notice thereof to the Area Rent Office stating the title and number of the case, the court in which it is filed, the name and address of the

tenant and the grounds on which eviction is sought.

(d) *Exceptions from section 6.* The provisions of this section do not apply to:

(1) *Subtenants.* A subtenant or other person who occupied under a rental agreement with the tenant where removal or eviction of the subtenant or other such occupant is sought by the landlord of the tenant, unless under the local law there is a tenancy relationship between the landlord and the subtenant or other such occupant.

(2) *Daily or weekly tenants in hotel and daily tenants in rooming house.* A tenant occupying a room within a hotel on a daily or weekly basis; or a tenant occupying on a daily basis a room within a rooming house which has heretofore usually been rented on a daily basis: *Provided,* That the provisions of this section do apply to a tenant on a daily or weekly basis who has requested a weekly or monthly term of occupancy pursuant to section 2 (b) (3) or (7).

[Subparagraph (2) amended by Am. 22, 10 F.R. 15212, effective 12-21-45]

(3) *Rooms subject to rent schedule of War or Navy Department.* Rooms rented to either Army or Navy personnel, including civilian employees of the War and Navy Departments, for which the rent is fixed by the national rent schedule of the War or Navy Department.

(4) *One or two occupants.* An occupant of a furnished room or rooms not constituting an apartment, located within the residence occupied by the landlord or his immediate family, where such landlord rents to not more than two occupants within such residence.

(5) *Renting to family in landlord's residence.* A family which on or after August 1, 1943 moves into a furnished room or rooms not constituting an apartment, located within the residence occupied by the landlord or his immediate family, where such landlord does not rent to any person within such residence other than those in the one family.

(e) *Local law.* No provision of this section shall be construed to authorize the removal of a tenant unless such removal is authorized under the local law.

SEC. 7. Registration and records—(a) Registration statement. On or before December 15, 1943, every landlord of a room rented or offered for rent shall file a written statement on the form provided therefor, containing such information as the Administrator shall require, to be known as a registration statement. Any maximum rent established after November 1, 1943 under paragraphs (b) or (c) of section 4 shall be reported either on the first registration statement or on a statement filed within 5 days after such rent is established.

Where, since the filing of the registration statement but prior to May 5, 1945, there has been a change in the identity of the landlord, by transfer of title or otherwise, the present landlord, on or before May 31, 1945, shall file a notice of such change on a form provided for that purpose, to be known as a notice of change in identity. Where such a change occurs on or after May 5, 1945, or the effective date of regulation, which-

ever is the later, the new landlord shall file such a notice within thirty days after the change.

[Above paragraph amended by Am. 22, 10 F.R. 15212, effective 12-21-45]

Any notice, order or other process or paper directed to the person named on the registration statement as landlord at the address given thereon, or, where a notice of change in identity has been filed, to the person named as landlord and at the address given in the most recent such notice, shall, under the circumstances prescribed in Revised Procedural Regulation No. 3, constitute notice to the person who is then the landlord.

[Above two paragraphs added by Am. 19, 10 F.R. 5090, effective 5-5-45]

(b) *Posting maximum rents.* On or before December 15, 1943, or within 5 days after a maximum rent is established under paragraph (b), (c) or (g) of section 4, whichever is the later, every landlord shall post and thereafter keep posted conspicuously in each room rented or offered for rent a card or sign plainly stating the maximum rent or rents for all terms of occupancy and for all numbers of occupants for which the room is rented or offered for rent. Where the taking of meals by the tenant or prospective tenant is a condition of renting such room, the card or sign shall so state. Should the maximum rent or rents for the room be changed by order of the Administrator the landlord shall alter the card or sign so that it states the changed rent or rents.

[Above paragraph amended by Am. 18, 10 F.R. 2406, effective 3-1-45; corrected, 10 F.R. 2617, effective 3-7-45]

The foregoing provisions of this paragraph shall not apply to rooms under section 4 (d). The owner of such rooms shall post a copy of the registration statement in a place where it will be available for inspection by the tenants of such rooms.

[Paragraphs (a) and (b) amended by Am. 3, 8 F.R. 16219, effective 11-29-43]

(c) *Receipt for amount paid.* No payment of rent need be made unless the landlord tenders a receipt for the amount to be paid.

(d) *Rooms subject to rent schedule of War or Navy Department.* The provisions of this section shall not apply to rooms rented to either Army or Navy personnel, including civilian employees of the War and Navy Departments for which the rent is fixed by the national rent schedule of the War or Navy Department.

(e) *Records—(1) Existing records.* Every landlord of a room rented or offered for rent shall preserve, and make available for examination by the Administrator, all his existing records showing or relating to (i) the rent for each term and number of occupants for which such room was rented or regularly offered for rent during the thirty-day period determining the maximum rent for such room, (ii) the rent on any date determining a maximum rent for such room for a particular term and number of occupants

under section 4 (c), and (iii) rooms rented and offered for rent on a weekly and monthly basis during June 1943.

[Subparagraph (1) amended by Am. 4, 8 F.R. 16893, effective 12-16-43]

(2) *Record keeping.* On and after November 1, 1943, every landlord of an establishment containing more than 20 rooms rented or offered for rent shall keep, preserve, and make available for examination by the Administrator, records showing the rents received for each room, the particular term and number of occupants for which such rents were charged, and the name and permanent address of each occupant; every other landlord shall keep, preserve, and make available for examination by the Administrator, records of the same kind as he has customarily kept relating to the rents received for rooms.

SEC. 8. Inspection. Any person who rents or offers for rent or acts as a broker or agent for the rental of a room and any tenant shall permit such inspection of the room by the Administrator as he may from time to time require.

SEC. 9. Evasion—(a) General. The maximum rents and other requirements provided in this regulation shall not be evaded, either directly or indirectly in connection with the renting or leasing or the transfer of a lease of a room, by requiring the tenant to pay or obligate himself for membership or other fees, or by modification of the practices relating to payment of commissions or other charges, or by modification of the services furnished with the room, or by tying agreement, or otherwise.

(b) *Purchase of property as condition of rent.* Specifically, but without limitation on the foregoing, no person shall require a tenant or prospective tenant to purchase or agree to purchase furniture or any other property as a condition of renting rooms unless the prior written consent of the Administrator is obtained.

[Paragraph (b) amended by Am. 22, 10 F.R. 15212, effective 12-21-45]

[Sec. 9 amended by Am. 16, 10 F.R. 324, effective 1-10-45]

SEC. 10. Enforcement. Persons violating any provisions of this regulation are subject to criminal penalties, civil enforcement actions, and suits for treble damages as provided for by the act.

SEC. 11. Procedure. All registration statements, reports and notices provided for by this regulation shall be filed with the Area Rent Office. All landlord's petitions and tenant's applications shall be filed with such office in accordance with Revised Procedural Regulation No. 3^a (§§ 1300.201 to 1300.253, inclusive).

SEC. 12. Petitions for amendment. Persons seeking any amendment of general applicability to any provision of this regulation may file petitions therefor in accordance with Revised Procedural Regulation No. 3 (§§ 1300.201 to 1300.253, inclusive).

SEC. 13. Definitions. (a) When used in this regulation the term:

^a9 F.R. 10484.

(1) "Act" means the Emergency Price Control Act of 1942.

(2) "Administrator" means the Price Administrator of the Office of Price Administration, or the Rent Director or such other person or persons as the Administrator may appoint or designate to carry out any of the duties delegated to him by the Act.

(3) "Rent Director" means the person designated by the Administrator as director of the Defense-Rental Area or such person or persons as may be designated to carry out any of the duties delegated to the Rent Director by the Administrator.

(4) "Area Rent Office" means the Office of the Rent Director in the Defense-Rental Area.

(5) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons, or legal successor or representative of any of the foregoing, and includes the United States or any agency thereof, or any other government, or any of its political subdivisions, or any agency of any of the foregoing.

(6) "Housing accommodations" means any building structure, or part thereof, or land appurtenant thereto, or any other real or personal property rented or offered for rent for living or dwelling purposes (including houses, apartments, hotels, rooming or boarding house accommodations, and other properties used for living or dwelling purposes), together with all privileges, services, furnishings, furniture, equipment, facilities and improvements connected with the use or occupancy of such property.

(7) "Room" means a room or group of rooms rented or offered for rent as a unit in a hotel or rooming house. The term includes ground rented as space for a trailer.

(8) "Services" includes repairs, decorating, and maintenance, the furnishing of light, heat, hot and cold water, telephone, elevator service, window shades, and storage, kitchen, bath, and laundry facilities and privileges, maid service, linen service, janitor service, the removal of refuse and any other privilege or facility connected with the use or occupancy of a room.

(9) "Landlord" includes an owner, lessor, sublessor, assignee or other person receiving or entitled to receive rent for the use or occupancy of any room, or an agent of any of the foregoing.

(10) "Tenant" includes a subtenant, lessee, sublessee, or other person entitled to the possession or to the use or occupancy of any room.

(11) "Rent" means the consideration, including any bonus, benefit, or gratuity demanded or received for or in connection with the use or occupancy of a room or the transfer of a lease of such room.

[Subparagraph (11) amended by Am. 12, 9 F.R. 10633, effective 9-1-44]

(12) "Term of occupancy" means occupancy on a daily, weekly, or monthly basis.

(13) "Hotel" means any establishment generally recognized as such in its community, containing more than 50 rooms

and used predominantly for transient occupancy.

(14) "Rooming house" means, in addition to its customary usage, a building or portion of a building other than a hotel in which a furnished room or rooms not constituting an apartment are rented on a short time basis of daily, weekly, or monthly occupancy to more than two paying tenants not members of the landlord's immediate family. The term includes boarding houses, dormitories, auto camps, trailers, residence clubs, tourist homes or cabins, and all other establishments of a similar nature.

(b) Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942 shall apply to other terms used in this regulation.

Effective date. This regulation shall become effective November 1, 1943. [This regulation originally issued October 8, 1943]

[Effective dates of amendments are shown in notes following the parts affected]

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

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6055; Filed, Apr. 10, 1946;
4:31 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Housing in Atlantic County, Amdt. 18¹]

HOUSING IN ATLANTIC COUNTY

The Rent Regulation for Housing in the Atlantic County Defense-Rental Area is amended in the following respects:

1. Section 5 (a) (12) is amended by adding after the first unnumbered paragraph the following:

In proper cases increases in payroll and property taxes in effect on the date of the filing of the petition may be considered by the Administrator in determining whether substantial hardship exists.

Increased operating costs due to wage increases paid by the landlord shall not be included in any petition filed hereunder unless such wage increases have been approved by the appropriate wage or salary stabilization agency of the United States in accordance with Executive Order 9697 and the regulations issued by the Office of Economic Stabilization pursuant thereto, or unless approval is not required by said order or regulations.

2. The first paragraph of section 5 (a) (12) (v) is amended to read as follows:

(v) "Current year" means (a) the most recent full calendar or fiscal year used by the landlord, or (b) any twelve-month period ending not more than 90 days prior to the filing of the petition: *Provided, however,* That the current year in all cases shall begin on or after the maximum rent date: *And provided, further,* That if allowance is requested for increases in payroll or property

taxes not fully reflected in the "current year" as defined above, at least one calendar month must have passed between the end of the current year and the beginning of the month in which the petition is filed.

Issued and effective April 10, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6057; Filed, Apr. 10, 1946;
4:29 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Housing in Miami,¹ Amdt. 21]

HOUSING IN MIAMI AREA

Section 5 (a) (12) of the Rent Regulation for Housing in the Miami Defense-Rental Area is amended in the following respects:

1. Section 5 (a) (12) is amended by adding after the first unnumbered paragraph the following:

In proper cases increases in payroll and property taxes in effect on the date of the filing of the petition may be considered by the Administrator in determining whether substantial hardship exists.

Increased operating costs due to wage increases paid by the landlord shall not be included in any petition filed hereunder unless such wage increases have been approved by the appropriate wage or salary stabilization agency of the United States in accordance with Executive Order 9697 and the regulations issued by the Office of Economic Stabilization pursuant thereto, or unless approval is not required by said order or regulations.

2. The first paragraph of section 5 (a) (12) (v) is amended to read as follows:

(v) "Current year" means (a) the most recent full calendar or fiscal year used by the landlord, or (b) any twelve-month period ending not more than 90 days prior to the filing of the petition: *Provided, however,* That the current year in all cases shall begin on or after the maximum rent date: *And provided, further,* That if allowance is requested for increases in payroll or property taxes not fully reflected in the "current year" as defined above, at least one calendar month must have passed between the end of the current year and the beginning of the month in which the petition is filed.

Issued and effective April 10, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6058; Filed, Apr. 10, 1946;
4:30 p. m.]

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[RMPR 136, Amdt. 33]

MACHINES, PARTS AND INDUSTRIAL EQUIPMENT

A statement of the considerations involved in the issuance of this amendment,

¹ 9 F.R. 14994; 10 F.R. 331, 1973, 2403, 5090, 11670, 14399.

issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 136 is amended in the following respects:

1. Section 19 (k) (1) is amended by striking out the figure 5% and substituting the figure 10%, and by striking out the date May 15, 1946, and substituting the date June 15, 1946.

2. Section 19 (k) (2) is amended by striking out the date May 15, 1946, and substituting the date June 15, 1946.

3. Section 19 (k) (3) is amended by changing the listing "Plows, snow (except designed for mounting on automobile trucks and wheel type farm or garden tractors)", to read as follows: "Plows, snow (except when designed specifically for use with farm and garden tractors)".

This amendment shall become effective April 10, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6048; Filed, Apr. 10, 1946;
4:27 p. m.]

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[MPR 351, Amdt. 9]

FERROUS FORGINGS

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 351 is amended as follows:

In § 1390.204 (b) strike out the figure "8%" and substitute therefor the figure "16.25%".

This amendment shall become effective April 10, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6049; Filed, Apr. 10, 1946;
4:27 p. m.]

PART 1312—LUMBER AND LUMBER PRODUCTS

[RMFR 293, Amdt. 15]

STOCK MILLWORK

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

Revised Maximum Price Regulation 293 is amended in the following respect:

A new section 13 (c) is added to read as follows:

(c) *Individual adjustment*—(1) *Who may adjust maximum prices.* The Price Administrator or any duly authorized representative may adjust maximum prices for any of the commodities covered by this regulation as hereinafter provided.

(2) *Applications for adjustment.* Any manufacturer of stock millwork may file an application with the Office of Price Administration, Building and Construction Price Division, Washington 25, D. C., for adjustment in his maximum prices for any item of stock millwork covered by this regulation.

An application under this section must be filed in accordance with Revised Procedural Regulation No. 1, issued by the Office of Price Administration. The application shall contain:

(i) Regularly prepared balance sheets, analyses of surplus and statements of profit and loss, reflecting total company operations for the years 1937-1940, inclusive.

NOTE: The filing of these data is optional, provided reports are available from the Bureau of Internal Revenue. Should you prefer, this information will be requested by the Office of Price Administration directly from the Bureau of Internal Revenue.

(ii) Statements of profit and loss covering the company's entire operations for the year 1941 and the last full calendar or fiscal year and the latest available period in the current year, segregated as to the product or products for which an adjustment is requested and all other products together with a complete breakdown, as to direct material, direct labor and factory overhead of the cost of goods produced and sold and of selling, administrative and general expense.

(iii) Balance sheets as of the close of the year 1941 and last full calendar or fiscal year and the latest available period in the current year together with analyses of surplus.

(iv) Statement of the total volume of sales for the item for which price adjustment is requested for the same periods as in (ii) above. The volume should be stated in the units customarily used in the applicant's industry and should show unit quantities applicable to all inventory adjustments with a complete reconciliation between units produced and units sold.

Manufacturers who have previously submitted any of the above required data may omit such items from the data submitted with their application provided they indicate when and in what connection they were submitted.

(3) *Amount of adjustment.* The adjustment will not be generally more than the following:

(i) An amount sufficient to make the adjusted price equal to total cost plus a reasonable net profit on the article or line where the applicant's current over-all earnings on an annual basis are appreciably less than his average annual over-all earnings during the base period years 1937-1940, inclusive, adjusted for changes in net worth.

(ii) An amount sufficient to make the adjusted price equal to total cost, where the applicant's current over-all earnings on an annual basis do not exceed by 15 percent but are not appreciably less than his average annual over-all earnings during the base period years 1937-1940, inclusive, adjusted for changes in net worth.

(iii) An amount sufficient to make the adjusted price equal to manufacturing cost, plus packing cost and shipping cost

where delivered prices are quoted or freight is allowed or equalized, where the applicant's current over-all earnings on an annual basis represent an increase of 15 percent or more over his average annual net earnings for the base period years 1937-1940, inclusive, adjusted for changes in net worth.

(iv) In no event shall an adjustment granted a multiple line producer under subdivisions (i) and (ii) be greater than the total amount necessary to make current over-all earnings equal to 115 percent of base period over-all earnings except that any such adjustment shall at least cover manufacturing cost plus packing cost, and shipping cost where delivered prices are quoted or freight is allowed or equalized. Moreover, where such adjustment includes a reasonable profit on a product or line, the total amount of adjustment shall not be greater than that necessary to make current over-all earnings equal to base period over-all earnings.

(v) If the applicant produces the commodity in a line or series of sizes or specifications, and if it is not practical to determine the manufacturing cost or total cost, as the case may be, of each size or specification, a uniform adjustment may be made for the entire line or series. However, any such adjustment for a line or series shall be subject to the limitations in subdivisions (i) to (iv), inclusive, above.

(4) *Meaning of terms used.* In cases where the company was not in business during 1937-1940 and in extremely unusual cases where the period 1937-1940 cannot be considered a representative peacetime period, the Office of Price Administration may make an exception to the use of this base period.

The term "manufacturing cost" means the total of direct materials, direct labor, and manufacturing expenses or factory overhead, applicable to the article.

The term "total cost" means the total of manufacturing cost and reasonable general, administrative, and selling expenses applicable to the article, excluding non-operating expense items and income and excess profits taxes.

The term "over-all earnings" means net profits before income and excess profits taxes experienced on the company's entire operations.

Whenever the applicant is currently operating at a level substantially lower than his normal volume, the overhead items included in "manufacturing cost" and "total cost" may be adjusted to reasonable levels based upon a normal rate of operations. Consideration will not be given, however, to losses due to temporary or non-recurring factors, inadequate plant utilization, illegal wage payments, excessive overhead, selling and other general costs and other unusual factors.

In evaluating costs, the Office of Price Administration will give consideration to whether they are based on a representative period of normal production.

This Amendment No. 15 shall become effective April 16, 1946.

NOTE: All reporting and record-keeping requirements of this Amendment have been approved by the Bureau of the Budget in ac-

cordance with the Federal Reports Act of 1942.

Issued this 11th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6108; Filed, Apr. 11, 1946;
11:36 a. m.]

PART 1340—FUEL

[MPR 120, Amdt. 156]

BITUMINOUS COAL DELIVERED FROM MINE OR
PREPARATION PLANT

NOTE: A correction to the statement of considerations involved in the issuance of Amendment 156 to Maximum Price Regulation 120 was filed with the Division of the Federal Register as Document No. 46-6333 (N. P.) on April 11, 1946, at 11:32 a. m.

PART 1382—HARDWOOD LUMBER

[MPR 146, Amdt. 23]

APPALACHIAN HARDWOOD LUMBER

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 146 is amended in the following respects:

1. Section 1382.1 is amended to read as follows:

§ 1382.1 *Maximum prices for Appalachian hardwood lumber.* On and after June 1, 1942, regardless of any contract or other obligation, no person shall sell or deliver, and no person shall buy or receive in the course of business, any Appalachian hardwood lumber for direct-mill shipment at prices higher than the maximum prices established by this regulation, and no person shall agree, offer, or attempt to do any of these things.

The retail type of direct mill sale, which is described in paragraph (a) (8) of § 1382.8 as "retail sale" is subject to this regulation. A seller's maximum f. o. b. mill price for hardwood lumber sold on the retail type of direct mill sale is the maximum price that would be permitted to that seller under the provisions of the General Maximum Price Regulation or the maximum price which would be permitted for a sale of such lumber under the provisions of this regulation, whichever is higher.

2. In § 1382.11 (b) price tables (1) through (23) are amended to read as follows:

(1) TOUGH ASH

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
1	\$90.00	\$57.00	\$43.00	\$28.50
1 1/4	101.00	62.50	45.00	29.50
1 1/2	106.50	68.00	47.50	29.50
2	117.50	79.00	51.50	31.00
2 1/2	128.50	95.50	57.00	
3	139.50	106.50	62.50	
4	150.50	117.50	68.00	

¹ 10 F.R. 6228, 15294, 21522.

(2) BASSWOOD

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2A Common	No. 2 Common	No. 2B Common	No. 3 Common
1	\$64.00	\$45.00	\$38.50	\$33.00	\$29.50	
1 1/4	73.50	51.50	43.00	37.50	34.00	
1 1/2	82.50	57.00	47.50	42.00	37.50	
2	95.50	68.00	55.00	47.50	43.00	\$28.50
1 1/4	101.00	71.50	57.00	49.50	44.00	29.50
1 1/2	103.50	73.50	59.50	51.50	45.00	29.50
2	110.00	79.00	64.00	53.00	46.00	31.00
2 1/4	121.00	87.00	68.00	57.00		
3	137.50	92.50	72.50	57.00		
4	148.50	103.50	78.00	62.50		

(3) BEECH

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3A Common	Box Grade	No. 3B Common
1 1/4	\$54.00	\$42.00	\$31.00			
1 1/2	60.50	47.50	34.00			
1 3/4	68.00	51.50	37.50			
2	78.00	59.50	43.00	\$34.00	\$28.50	\$23.00
1 1/4	82.50	61.50	45.00	35.00	29.50	24.00
1 1/2	86.00	64.00	46.00	35.00	29.50	24.00
2	91.50	69.50	50.50	36.50	31.00	25.50

(4) BIRCH

1	\$124.50	\$76.00	\$51.50	\$34.00	\$28.50	\$23.00
1 1/4	130.00	81.50	54.00	35.00	29.50	24.00
1 1/2	132.00	84.50	57.00	35.00	29.50	24.00
2	143.00	95.50	60.50	36.50	31.00	25.50
2 1/4	150.50	106.50	62.50			
3	156.00	112.00	68.00			
4	167.00	123.00	73.50			

(5) BUCKEYE

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
1	\$73.50	\$51.50	\$40.50	\$28.50
1 1/4	79.00	53.00	40.50	29.50
1 1/2	82.50	55.00	40.50	29.50
2	84.50	55.00	40.50	31.00

(6) BUTTERNUT

1	\$88.00	\$55.00	\$40.50	\$28.50
1 1/4	99.00	60.50	43.00	29.50
1 1/2	104.50	66.00	44.00	29.50
2	115.50	77.00	46.00	31.00

(7) CHERRY

1	\$128.50	\$82.50	\$54.00	\$32.00
1 1/4	161.50	101.00	59.50	34.00
1 1/2	172.50	106.50	60.50	34.00
2	189.00	117.50	65.00	37.50
2 1/2	205.50	134.00		
3	216.50	145.00		
4	227.50	161.50		

(8) CHESTNUT—WHARD

1 1/2	\$57.00	\$36.00		
1 3/4	66.00	65.00		
2	75.00	71.50		
1	132.00	82.50	\$34.00	\$27.50
1 1/4	137.50	88.00	34.00	28.50
1 1/2	137.50	88.00	34.00	28.50
2	143.00	93.50	34.00	29.50
2 1/2			34.00	
3			34.00	

(9) CHESTNUT—WHND

Thickness (inches)	FAS	No. 1 Common and better	No. 1 Common	Sound wormy
1 1/2	\$49.50	\$43.00	\$40.50	\$36.50
1 3/4	55.00	47.50	45.00	40.50
2	60.50	51.50	51.50	45.00
1	71.50	61.50	57.00	51.50
1 1/4	73.50	66.00	61.50	56.00
1 1/2	77.00	67.00	62.50	57.00
2	82.50	72.50	68.00	62.50
2 1/2				66.00
3				71.50

(10) BLACK GUM—QUARTERED

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
1	\$65.00	\$54.00	\$39.50	\$25.50
1 1/4	67.00	56.00	40.50	26.50
1 1/2	69.50	58.50	40.50	26.50
2	75.00	64.00	43.00	27.50
2 1/2	83.50	67.00	48.50	
3	89.00	72.50	51.50	

(11) BLACK GUM—PLAIN

1 1/4	\$50.50	\$39.50	\$27.50	
1 1/2	51.50	40.50	29.50	
2	61.50	50.50	37.50	\$25.50
1 1/4	64.00	53.00	39.50	26.50
1 1/2	67.00	56.00	39.50	26.50
2	72.50	61.50	43.00	27.50

(12) HICKORY

1	\$90.00	\$51.50	\$34.00	\$28.50
1 1/4	101.00	54.00	37.50	29.50
1 1/2	101.00	57.00	44.00	29.50
2	112.00	62.50	44.00	31.00
2 1/2	123.00	73.50		
3	134.00	79.00		
4	145.00	84.50		

(13) HARD MAPLE

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	Sound Wormy	No. 3A Common	Box Grade	No. 3B Common
1 1/2	\$73.50	\$51.50	\$33.00	\$33.00			
1 3/4	84.50	58.50	36.50	36.50			
2	94.50	65.00	40.50	40.50			
1	112.00	75.00	46.00	46.00	\$34.00	\$28.50	\$23.00
1 1/4	123.00	80.50	49.50	49.50	35.00	29.50	24.00
1 1/2	128.50	83.50	51.50	51.50	35.00	29.50	24.00
2	134.00	91.50	54.00	54.00	36.50	31.00	25.50
2 1/2	150.50	106.50					
3	167.00	123.00					
4	183.50	142.00					

(14) SOFT MAPLE

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
1 1/4	\$66.00	\$47.50	\$23.00	
1 1/2	75.00	53.00	36.50	
1 3/4	83.50	59.50	40.50	
2	97.00	68.00	46.00	\$28.50
1 1/4	102.50	73.50	49.50	29.50
1 1/2	104.50	76.00	51.50	29.50
2	113.50	84.50	54.00	31.00
2 1/4	128.50	95.50		
3	145.00	106.50		
4	161.50	123.00		

(15) RED OAK—PLAIN

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	Sound Wormy	No. 3A Common	No. 3B Common
3/4	\$60.50	\$43.00	\$33.00	\$33.00		
5/8	69.50	49.50	37.50	37.50		
3/4	79.00	55.00	40.50	40.50		
1	94.50	68.00	47.50	47.50	\$34.00	\$23.00
1 1/4	102.50	72.50	50.50	51.50	34.00	23.00
1 1/2	103.50	72.50	54.00	55.00	34.00	23.00
2	112.00	77.00	58.50	60.50	34.00	23.00
2 1/2	139.50	92.50				
3	159.50	103.50				
4	176.00	117.50				

(16) RED OAK—QUARTERED

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	Sound Wormy	No. 3A Common	No. 3B Common
3/4	\$71.50	\$47.50	\$36.50	\$33.00		
5/8	82.50	54.00	40.50	37.50		
3/4	91.50	59.50	45.00	40.50		
1	106.50	68.00	47.50	47.50	\$34.00	\$23.00
1 1/4	117.50	73.50	50.50	51.50	34.00	23.00
1 1/2	123.00	79.00	54.00	55.00	34.00	23.00
2	134.00	84.50	58.50	60.50	34.00	23.00

(17) WHITE OAK—PLAIN—WHARD

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	Sound Wormy	No. 3A Common	No. 3B Common
3/4	\$82.50	\$47.50	\$35.00	\$33.00		
5/8	93.50	53.00	39.50	37.50		
3/4	106.50	58.50	44.00	40.50		
1	124.50	71.50	47.50	47.50	\$34.00	\$23.00
1 1/4	132.00	77.00	50.50	51.50	34.00	23.00
1 1/2	134.00	78.00	54.00	55.00	34.00	23.00
2	145.00	83.50	58.50	60.50	34.00	23.00
2 1/2	167.00	103.50				
3	183.50	119.00				
4	200.00	135.50				

(18) WHITE OAK—PLAIN—WHIND

Thickness (inches)	FAS	No. 1 Common and Better	No. 1 Common	
3/4		\$51.50	\$38.50	\$33.00
5/8		59.50	43.00	37.50
3/4		66.00	48.50	42.00
1		80.50	62.50	51.50
1 1/4		88.00	67.00	56.00
1 1/2		90.00	69.50	61.50
2		101.00	73.50	68.00
2 1/2		123.00	95.50	87.00
3		139.50	112.00	100.00
4		156.00	123.00	112.00

(19) WHITE OAK—QUARTERED

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	Sound Wormy	No. 3A Common	No. 3B Common
3/4	\$95.50	\$61.50	\$36.50	\$33.00		
5/8	109.00	69.50	40.50	37.50		
3/4	125.50	78.00	45.00	40.50		
1	145.00	90.00	47.50	47.50	\$34.00	\$23.00
1 1/4	156.00	98.00	50.50	51.50		
1 1/2	167.00	106.50	54.00	55.00		
2	183.50	117.50	58.50	60.50		
2 1/2	200.00	128.50				
3	216.50	139.50				

(20A) YELLOW POPLAR—PLAIN

Thickness (inches)	FAS	Saps	No. 1 Common and Selects or No. 1 Common	No. 2A Common	No. 2B Common	No. 3 Common
3/4	\$68.00	\$56.00	\$47.50	\$39.50	\$31.00	
5/8	77.00	64.00	53.00	44.00	35.00	
3/4	86.00	71.50	59.50	48.50	38.50	
1	99.00	82.50	68.00	56.00	44.00	\$28.50
1 1/4	105.50	88.00	72.50	58.50	45.00	29.50
1 1/2	109.00	91.50	77.00	60.50	46.00	29.50
2	122.00	99.00	82.50	65.00	47.50	31.00
2 1/2	143.00	115.50	93.50	69.50		
3	156.00	128.50	106.50	73.50		
4	172.50	145.00	123.00			

(20B) YELLOW POPLAR SQUARES

Thickness and width (inches)	FAS	No. 1 Common
3 x 3	\$128.50	\$79.00
4 x 4	139.50	84.50
5 x 5	150.50	90.00
6 x 6	156.00	95.50
7 x 7	189.00	117.50
8 x 8	200.00	128.50
10 x 10	227.50	150.50
12 x 12	255.00	183.50

(20C) YELLOW POPLAR—PANEL AND WIDE NO. 1

Thickness (inches)	Widths (inches)	Price
1	18 and 19	\$117.50
1	20 and 21	123.00
1	22 and 23	128.50
1	24 to 27	134.00
1 1/4	18 and 19	128.50
1 1/4	20 and 21	134.00
1 1/4	22 and 23	139.50
1 1/4	24 to 27	145.00
1 1/2	18 and 19	139.50
1 1/2	20 and 21	145.00
1 1/2	22 and 23	150.50
1 1/2	24 to 27	156.00
2	18 and 19	150.50
2	20 and 21	156.00
2	22 and 23	161.50
2	24 to 27	167.00

(20D) YELLOW POPLAR—BUNG LUMBER

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2A Common
1	\$104.50	\$72.50	\$61.50

(21) YELLOW POPLAR—QUARTERED

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2A Common	No. 2B Common	No. 3 Common
3/4	\$71.50	\$50.50	\$39.50	\$31.00	
5/8	81.50	57.00	44.00	35.00	
3/4	91.50	64.00	48.50	38.50	
1	105.50	73.50	56.00	44.00	\$28.50
1 1/4	112.00	78.00	58.50	45.00	29.50
1 1/2	115.50	82.50	60.50	46.00	29.50
2	130.00	89.00	65.00	47.50	31.00

(22) STRIPS

Species	Manufacture	Thickness (inch)	Width (inches)	Grade	
				Clear	No. 1 Common
Red oak	Quartered	1	2 to 5 1/2	\$79.00	\$51.50
White oak	do.	1	2 to 5 1/2	101.00	68.00

(23) BOX BOARDS

Species	Thickness (inch)	Widths (inches)	
		9 to 12	13 to 17
Yellow poplar	1	\$99.00	\$105.50

3. In § 1382.11, the heading of paragraph (c) and subparagraph (1) are amended to read as follows:

(c) Maximum prices for dunnage.
(1) The maximum rail-delivered price

for 1,000 feet of dunnage lumber shall be as follows:

Delivered at:	Maximum delivered price
Baltimore, Md.	\$35.00
Beaumont, Tex.	24.00
Boston, Mass.	39.50
Charleston, S. C.	25.50
Corpus Christi, Tex.	25.50
Galveston, Tex.	25.50
Gulfport, Miss.	24.00
Houston, Tex.	25.50
Jacksonville, Fla.	25.50
Lake Charles, La.	24.00
Mobile, Ala.	24.00
Morgan City, La.	24.00
Newark, N. J.	37.50
New Orleans, La.	24.00
New York, N. Y.	37.50
Pensacola, Fla.	25.50
Philadelphia, Pa.	36.50
Port Arthur, Tex.	25.50
Portsmouth, Va.	28.50
Savannah, Ga.	25.50
Tampa, Fla.	27.50

4. In § 1382.15, paragraph (a) is amended to read as follows:

(a) Ungraded hardwood lumber; maximum prices. The maximum prices for 1,000 feet board measure for the full product of the logs of ungraded Appalachian hardwood lumber, including yellow cypress lumber, produced by small mills, of any species or combination of species in green or dry condition are as follows:

Lumber cut to dry to:	
Thicknesses of 1", 1 1/4" and 1 1/2"	\$40.00
Thickness of 2"	36.50
Thicknesses over 2"	35.00

This amendment shall become effective April 11, 1946.

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6107; Filed, Apr. 11, 1946; 11:33 a. m.]

PART 1346—BUILDING MATERIALS

[MPR 592, Amdt. 5]

SPECIFIED CONSTRUCTION MATERIALS AND REFRACTORIES

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 592 is amended in the following respects:

1. The term "Bituminous coated steel sheets" in section 28 is amended to read: Bituminous and resinous coated steel sheets.

2. The list of commodities in section 28 is amended by adding the following commodity in its appropriate alphabetical position:

Cork composition products (except die cut gaskets and shape specialties).

This amendment shall become effective April 16, 1946.

Issued this 11th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6111; Filed, Apr. 11, 1946; 11:35 a. m.]

PART 1389—APPAREL

[RMPR 330, Amdt. 5]

RETAILERS' AND WHOLESALERS' PRICES FOR WOMEN'S, GIRLS', CHILDREN'S AND TODDLER'S OUTERWEAR GARMENTS

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

Revised Maximum Price Regulation 330 is amended in the following respects:

1. Section 4 (a) (4) is added to read as follows:

(4) *Rule 4.* Relief from chart markups for markups 20 or more percentage points below category averages specially computed for this purpose excluding markups below cost.

2. Section 4 (e) is added to read as follows:

(e) *Rule 4; adjustment of abnormally low chart markups.* Under this rule you are permitted to revise markups appearing on your chart where the markup for any cost price shown on your chart is 20 or more percentage points below a special category average computed excluding cost lines shown on the chart which reflect resale prices below cost.

(1) *How to determine your category average for this purpose.* You take from your chart all the costs and selling prices for a category and strike out the cost lines on which your chart reflects a selling price less than cost. Then total the remaining cost prices listed for the category; total the remaining selling prices for the category; subtract the cost total from the sales total and divide the difference by the total of the sales prices. This is the special category average. You may note this on your chart so that it will be necessary for you to compute this only once for each category.

(2) *When you may adjust a markup on your chart.* When you have found the special category average (described in subparagraph (1)) you must then determine whether any of the markups on your chart are 20 or more percentage points below this average. If you have any such markups on your chart you may adjust them in accordance with subparagraph (3).

(3) *How to adjust markups.* For each markup on your chart 20 or more percentage points below the special category average you may adjust the markup for that cost line by taking the markup for the nearest cost line in Table A in section 5. OPA may in accordance with the provisions of subparagraph (5) of this section modify this markup.

Example: If your special category average is 42%, you may adjust all markups on your chart for cost lines in that category which are 22% or less by placing the Table A markups for the nearest cost line opposite each.

(4) *How to note and report adjusted markups.* When you have found the proper markup under subparagraph (3) you must then draw a circle around the old markup on your chart and write in beside it the new markup for the cost line. You must, in addition, before sell-

¹ 9 F.R. 11350; 10 F.R. 331.

ing any article on which you desire to use the new markup, have filed with your OPA District Office and must have received an acknowledgment for, a list of the new markups indicating the category in which each appears and the cost line for which it is intended.

(5) *Revision of markups.* The Office of Price Administration may at any time by order, revise a markup adjusted under this section where it appears that the markup is out-of-line with the seller's chart.

This amendment shall become effective April 16, 1946.

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

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6109; Filed, Apr. 11, 1946; 11:35 a. m.]

PART 1413—SOFTWOOD LUMBER PRODUCTS

[MPR 483, Amdt. 3]

"GENERAL MANAGER TYPE" GRAIN DOORS AND TEMPORARY COAL DOORS FOR BOX CARS

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 483 is amended in the following respect:

1. The prices for Southern Pine grain doors in Table 10 (a) is amended to read as follows:

"General Manager Type" grain doors (size):	Southern Pine
7'0" x 20' x 1 1/8" -----	\$1.555
7'0" x 10' x 1 1/8" -----	.93

This amendment shall become effective April 16, 1946.

Issued this 11th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6110; Filed, Apr. 11, 1946; 11:35 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 609]

SOYBEANS OF THE 1946 CROP

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

Sec.

1. Applicability.
 2. Sales at other than maximum prices.
 3. Addition of transportation tax to maximum prices.
 4. Records and reports.
 5. Evasion.
 6. Enforcement.
 7. Licensing.
 8. Protests and petitions for amendment.
 9. Definitions.
 10. Maximum prices for sales of soybeans.
- Appendix A—Base prices.

AUTHORITY: §1439.360 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691.

SECTION 1. *Applicability.* Except as provided in paragraph (a) of this section this regulation shall apply to all sales and deliveries within the 48 States and the District of Columbia of the United States of raw and unprocessed soybeans of the 1946 crop.

(a) *Sales excepted.* This regulation shall not apply to

(1) Any sale or delivery of soybeans sold for use as seed for planting in 1947;

(2) Any sale or delivery of soybeans specially cleaned for use in the production of any products for human consumption not involving the extraction of soybean oil;

(3) Any sale or delivery of soybeans to the Commodity Credit Corporation;

(4) Any sale or delivery of soybeans by the Commodity Credit Corporation;

(5) The maximum price at which any person may export soybeans of the 1946 crop shall be determined in accordance with the provisions of the Second Revised Maximum Export Price Regulation;

(6) Any purchase by the United States or any of its agencies under such circumstances of emergency as to make immediate delivery imperative, and as to render it impossible to secure, or unfair to require immediate delivery at the maximum price which would otherwise be applicable, if such purchases and deliveries are made pursuant to the provisions of section 4.3 (f) of Revised Supplementary Regulation No. 1 to the General Maximum Price Regulation, as amended; *Provided, however,* That the Administrator may, by order, waive the reporting of any part of the information required by section 4.3 (f) in connection with a particular purchase or group of purchases, upon determining that such information may not reasonably be required under all the circumstances, and he may, in lieu thereof, require the reporting of other information more suited to the circumstances.

SEC. 2. *Sales at other than maximum prices.* (a) Regardless of any contract or obligation, no person shall sell or deliver, and no person shall, in the course of trade or business, buy or receive any soybeans whose transfer is covered by this regulation at a price above the maximum price established by this regulation, nor shall any person agree, solicit, offer or attempt to do any of the foregoing except as provided in the following subparagraph (1) of this paragraph (a).

(1) Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of delivery, but no person may, unless authorized by the Office of Price Administration, deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after delivery. Such authorization may be given when a request for a change in the applicable maximum price is pending but only if the authorization is necessary to promote distribution or production and if it will not interfere with the purposes of

the Emergency Price Control Act of 1942, as amended. Such authorization shall be given by an order issued by the Administrator or by any official of the Office of Price Administration having authority to act upon the pending request for a change in price or to give the authorization.

(b) Prices lower than the maximum prices established by this regulation may be charged or paid.

SEC. 3. Addition of transportation tax to maximum prices. Whenever a maximum price is determined by the addition of transportation charges, the seller may include as a part of such transportation charges the 3 percent transportation tax, when incurred, as provided for under section 620 of the Revenue Act of 1942.

SEC. 4. Records and reports. (a) Every seller subject to this regulation shall keep for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect his customary records including, if any, all bills, invoices and other documents relating to every sale or delivery of soybeans after the effective date of this regulation.

(b) Upon demand every such seller shall submit such records to the Office of Price Administration.

SEC. 5. Evasion. The maximum prices set forth in this regulation shall not be evaded in any manner whatsoever in connection with any offer, solicitation, agreement, sale, delivery, purchase or receipt of, or relating to soybeans alone, or in conjunction with any other charge, discount, premium or privilege, or by tying agreement or other trade understanding or by changing a previous business practice.

SEC. 6. Enforcement. Persons violating any provision of this regulation are subject to the license revocation or suspension provisions, civil enforcement actions, suits for damages and criminal penalties as provided for by the Emergency Price Control Act of 1942, as amended.

SEC. 7. Licensing. The provisions of Licensing Order No. 1 licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended. These provisions do not apply to any producer selling soybeans produced by him.

SEC. 8. Protests and petitions for amendment. Any person desiring to file a protest against or seeking an amendment to any provision of this regulation may do so in accordance with the provisions of Revised Procedural Regulation No. 1 issued by the Office of Price Administration.

SEC. 9. Definitions. The definitions set forth in the General Maximum Price Regulation shall apply to this regulation except as follows:

"Producer" means, with respect to any lot of soybeans, a person who grows or harvests the soybeans, whether land owner, landlord or tenant.

"Trucker-merchant" means, with respect to any lot of soybeans, a person who purchases soybeans at the farm from the producer and delivers them to a buyer by truck without warehousing.

"Actual lawful transportation charges necessarily incurred" includes a reasonable charge for transportation, not in excess of any lawful maximum price therefor, when such transportation service is furnished by a seller who owns or controls the means of transportation.

"Supplier" means, as to any seller, the person from whom he purchased the soybeans being priced.

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

"Country storage facilities" means an elevator, warehouse or other facility used for the storage of soybeans, located at a country shipping point, the term being intended to designate storage facilities through which a country shipper makes his sale.

"Storage facilities" means an elevator, warehouse or other facility used for the storage of soybeans.

SEC. 10. Maximum prices for sales of soybeans—(a) Sales by a producer. The maximum price for a sale by the producer of soybeans, bulk, shall be the applicable price set forth in Appendix A, regardless of where the purchaser takes delivery from the producer.

(b) **Sales by a trucker-merchant.** The maximum price for the sale by a trucker-merchant of soybeans, bulk, delivered to the purchaser, shall be the applicable price set forth in Appendix A, plus 1 cent per bushel plus a transportation charge for the transportation service rendered by him not exceeding the lowest common carrier rate between the points applicable to the shipment, or, if no such rate exists, the reasonable charge for such service.

(1) A trucker-merchant shall, with respect to every sale of soybeans by him, render an invoice to his purchaser stating separately the price for the soybeans and the transportation charge being made; the invoice shall also show the name and address of the producer, the quantity secured at that point, the date of purchase, and the name and address of the trucker-merchant.

(c) **Sales by a country shipper.** The maximum price for the sale of soybeans, bulk, by a country shipper, shall be the applicable price set forth in Appendix A, plus 5 cents per bushel, plus actual lawful transportation charges necessarily incurred by the seller in delivering to his purchaser from his storage facilities.

(d) **All other sales.** The maximum price for the sale of soybeans by any seller not specifically provided for in paragraphs (a) through (c) of this section, shall be the maximum price which the seller's supplier could lawfully have charged the seller, plus actual lawful transportation charges necessarily in-

curred by the seller in delivering to his purchaser, plus, to the extent permitted under subparagraph (1) of this paragraph, the appropriate one of the following markups:

If the seller owns or maintains storage facilities, except country storage facilities, and he unloads the lot into them, a maximum markup of 2½ cents per bushel; or

In all other cases, a maximum markup of 1 cent per bushel.

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

APPENDIX A—BASE PRICES

All prices herein are for a bushel of 60 pounds of soybeans after deducting the weight of foreign material and dockage in excess of 2 percent.

(a) Base prices for soybeans of grade 2. The base prices per bushel for soybeans of grade 2 as set forth in the Handbook of Official Grain Standards of the United States, issued by the United States Department of Agriculture are as follows:

	Per bushel
U. S. No. 2, classes I (yellow) and II (green)-----	\$2.10
U. S. No. 2, classes III (brown), IV (black), and V (mixed)-----	1.90

For the purpose of determining the applicable base price, all mixtures of green soybeans in class I and yellow soybeans in class II shall be disregarded, and the base price of \$2.10 shall be applicable to all such soybeans unless they contain more than five percent of brown, black, and/or bi-colored soybeans, either singly or in any combination.

(b) **Premiums and discounts.** The following premiums and discounts apply to the applicable base price:

(1) **Test Weight**—½ cent per bushel discount for each pound under 54 pounds. For the purpose of computing this discount, test weight determinations shall be rounded to the nearest pound.

(2) **Moisture**—1 cent premium for each ½ percent under 14 percent down to, and including, 11 percent, 1½ cents per bushel discount for each ½ percent in excess of 14 percent up to, and including 18 percent and 2 cents per bushel for each ½ percent in excess of 18 percent. For the purposes of computing these premiums and discounts, moisture determinations shall be rounded to the nearest ½ percent.

(3) **Splits**—¼ cent per bushel discount for each 5 percent or fraction thereof in excess of 15 percent.

(4) **Damage (other than green damage)**¹—½ cent per bushel discount for each 1 percent in excess of 3 percent, but not in excess of 25 percent. 1 cent per bushel for each 1 percent in excess of 25 percent, but not in excess of 60 percent. 1½ cents per bushel for each 1 percent in excess of 60 percent.

(5) **Green damage**¹—¾ cent per bushel discount for each 1 percent of green damage in excess of 3 percent total damage.

¹ When soybeans contain total damage in excess of 3 percent, the first 3 percent of total damage shall be considered to be damage other than green damage. For the purpose of computing these discounts, total damage and green shall be rounded to the nearest whole percent before computing damage other than green.

(6) Dockage and Foreign Material.—The total weight of foreign material and dockage combined in excess of 2 percent shall be deducted from the total gross weight of soybeans delivered when determining the net number of bushels of soybeans. For the purpose of this determination, dockage shall be expressed in whole percentages and fractional percentages shall be disregarded. Foreign material percentages shall be rounded to the nearest 1/10 percent.

(7) In rounding to the nearest whole number of percent, a fraction of one-half or less shall be disregarded and a fraction of more than one-half shall be considered a whole number or whole percent.

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

This amendment shall become effective April 11, 1946.

Issued this 11th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

Approved: April 4, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-6112; Filed, Apr. 11, 1946;
11:35 a. m.]

PART 1499—COMMODITIES AND SERVICES
[RMPR 165, Amdt. 1 to Supp. Service Reg. 12]

HAND LAUNDRIES IN PHILADELPHIA AREA

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.

Supplementary Service Regulation 12 is amended in the following respect:

Table 1 of § 1499.662 (a) (1) is amended to read as follows:

Laundry service:	Cents
Shirts .....	.17
Sheets .....	.13
Pillow cases .....	.06
Face towels .....	.04
Bath towels .....	.06
Handkerchiefs (Men's & Ladies) .....	.03
Men's socks .....	.06
Men's undershirts .....	.10
Men's shorts .....	.10
Men's pajamas .....	.25
Union suits .....	.20
Overall pants .....	.25
Wash pants .....	.35
Coveralls .....	.40

This amendment shall become effective April 16, 1946.

Issued this 11th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6128; Filed, Apr. 11, 1946;
11:34 a. m.]

PART 1499—COMMODITIES AND SERVICES
[RMPR 165, Amdt. 4 to Rev. Supp. Service Reg. 50]

POSTING OF PRICE LISTS

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

Section 1499.648 of RSSR No. 50 is amended in the following respect:

Paragraph (a) is amended to read as follows:

(a) The Price Administrator, any Regional Administrator, and any District Director authorized to act by the Regional Administrator having jurisdiction over his district, may issue:

(1) General orders applicable to the territory within his jurisdiction, or any part thereof, establishing maximum prices for those services listed in paragraph (c) subject to any limitations set forth therein; or

(2) General orders requiring sellers to post their maximum prices in accordance with the provisions of section 14 (c) of RMPR 165, as amended.

This amendment shall become effective April 16, 1946.

Issued this 11th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6129; Filed, Apr. 11, 1946;
11:34 a. m.]

PART 1499—COMMODITIES AND SERVICES
[MPR 586, Amdt. 2 to Supp. Storage Reg. 4]
MERCHANDISE WAREHOUSING FOR CERTAIN
GOVERNMENT AGENCIES IN DESIGNATED
CITIES

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

In the table of rates in Section 10, the handling rates shown for New Orleans, La, in Columns GD and GE are changed from 6.5¢ and 7¢ to 8¢ and 8.8¢, respectively.

This amendment shall become effective as of January 1, 1946.

Issued this 11th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6115; Filed, Apr. 11, 1946;
11:35 a. m.]

PART 1305—ADMINISTRATION
[SO 131, Amdt. 18]

REVISED MAXIMUM PRICES FOR CERTAIN
COTTON TEXTILES

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.

Supplementary Order No. 131 is amended in the following respects:

Section 3 (j) is added to read as follows:

(j) (i) In lieu of the maximum prices set forth in § 1400.118 (d) (7) of Maximum Price Regulation No. 118, the Band A maximum prices for the constructions of grey coutils set forth below shall be the following, and the Band B maximum prices shall be 93.5% thereof.

¹ 10 F. R. 11296, 11890, 12116, 13268, 13269, 13812, 14504, 14657, 14779, 15004, 15383; 11 F. R. 532, 1771, 1888, 2635, 2972.

Construction:	Cents per yard
40 1/2", 104 x 84, 2.05 yd.....	33 1/4
38", 112 x 56, 2.73 yd.....	24 3/4
40 1/2", 96 x 64, 2.44 yd.....	27 1/4
40 1/2", 112 x 68, 1.79 yd.....	35 1/8
40 1/2", 120 x 76, 1.55 yd.....	40 3/8
40 1/2", 96 x 80, 2.05 yd.....	33 1/4
40 1/2", 96 x 68, 2.05 yd.....	31 1/8
40 1/2", 96 x 64, 2.25 yd.....	28 3/8
41", 104 x 68, 2.05 yd.....	32
38", 96 x 62, 3.00 yd.....	24 3/8

(ii) The maximum prices for grey coutils determined by in-lining under § 1400.101 (b) (1) (ii) of Maximum Price Regulation No. 118 are increased for Band A producers by 35.25% and for Band B producers by 26.46%.

This amendment shall become effective April 11, 1946.

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6114; Filed, Apr. 11, 1946;
11:36 a. m.]

TITLE 37—PATENTS AND
COPYRIGHTS

Chapter I—Patent Office, Department of
Commerce

PART 3—LICENSES TO FILE APPLICATIONS
FOR PATENTS IN FOREIGN COUNTRIES

EXTENSION OF LICENSES; OPTIONAL
PROCEDURE

APRIL 10, 1946.

Two new sections are added reading as follows:

§ 3.20 *Extension of licenses.* Whenever a license to file an application in a foreign country has heretofore been granted by the Commissioner of Patents, under the provisions of Public Law 239, 77th Congress, Approved, August 21, 1941 (55 Stat. 657; 35 U. S. C. 42a), the license, subject to the provisions of any secrecy order as modified from time to time and the regulations of other agencies, is, in each case, hereby revived, renewed and extended to additionally empower the licensee under authority of said license, to file in any foreign country an application the subject matter of which is contained in the application identified therein. Licensee should apply to the envelope in which material is forwarded to the foreign country under this additional authority, the legend "License No. _____ Commissioner of Patents", inserting the number of the license.

§ 3.21 *Optional procedure.* A single petition in letter form may contain a request for one or more licenses to file in foreign countries applications and amendments thereto which include only the subject matter of one or more applications on file in the United States Patent Office and each of the latter applications must be identified by serial number, inventor, title of invention and date of filing. The data of each identified application must be on separate lines double spaced from the data of each other application with a wide margin on each side of the paper for any necessary entries. Each application identified will be sepa-

rately licensed to permit filing in all countries subject to secrecy orders and regulations of other agencies. Licensee, in filing abroad, may combine or divide any licensed subject matter provided such action does not involve further invention.

(Regulations of other agencies at this date prevent filing in Germany and Japan and require that technical data destined for Bulgaria, Austria, Roumania, Hungary, Spain and Argentina be forwarded to the Technical Data Licensing Section, Office of International Trade, Department of Commerce for transmission abroad. In all other cases the licensed material may be mailed or forwarded direct by the licensee without presentation of the license to the transmitting agency.)

The name and address of petitioner should be clearly set forth on all petitions.

(55 Stat. 657, 35 U. S. C. 42a)

[SEAL] CASPER W. OOMS,
Commissioner of Patents.

Approved:

H. A. WALLACE,
Secretary of Commerce.

[F. R. Doc. 46-6007; Filed, Apr. 10, 1946;
12:33 p. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—General Land Office, Department of the Interior

[Circ. 1615]

PART 191—GENERAL REGULATIONS APPLICABLE TO MINERAL PERMITS, LEASES, AND LICENSES (PARTS 192 TO 198, INCLUSIVE)

LEASES OF MINERAL DEPOSITS (OTHER THAN OIL AND GAS), AND LANDS CONTAINING SUCH DEPOSITS DEVELOPED IN CONNECTION WITH WORLD WAR II

Part 191 is amended by adding thereto the following:

§ 191.16 *Leasing of mineral deposits developed by Governmental Agency to aid in the prosecution of World War II.* Except as otherwise provided by law, any mineral deposits (other than for oil and gas) and public lands containing such deposits which are subject to disposition under the provisions of any mineral leasing act, the production from which has been used by any Federal Agency in connection with the prosecution of World War II, may be leased to the agency controlling the facilities using such production, or to any purchaser or lessee of such facilities, by negotiation, or by requiring the agency, its purchaser or lessee to meet the highest competitive bid received under sealed bids for such lease.

(Sec. 32, 41 Stat. 450, 30 U.S.C. 189; sec. 5, 44 Stat. 302, 30 U.S.C. 275; sec. 5, 44 Stat. 1058, 30 U.S.C. 285)

FRED W. JOHNSON,
Commissioner.

Approved: April 2, 1946.

OSCAR L. CHAPMAN,
Under Secretary.

[F. R. Doc. 46-6078; Filed, Apr. 11, 1946;
9:36 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[SO 95, Amdt. 4]

PART 95—CAR SERVICE

APPOINTMENT OF REFRIGERATOR CAR AGENTS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 10th day of April A. D. 1946.

Upon further consideration of the provisions of Service Order No. 95 (7 F.R. 9257), as amended (8 F.R. 17428; 10 F.R. 15175, 15354), and good cause appearing therefor; *It is ordered*, That:

Service Order No. 95 (7 F.R. 9257), as amended (8 F.R. 17428, 10 F.R. 15175, 15354) be, and it is hereby, further amended by substituting the following paragraph (d) of § 95.302, *Refrigerator car agent*, for paragraph (d) thereof:

(d) This order, as amended, shall expire at 11:59 p. m., June 30, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U.S.C. 1 (10)-(17))

It is further ordered, That this amendment shall become effective at 12:01 a. m., April 30, 1946; that a copy of this order and direction be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-6138; Filed, Apr. 11, 1946;
11:41 a. m.]

[4th Rev. S. O. 180, Amdt. 4]

PART 95—CAR SERVICE

DEMURRAGE ON REFRIGERATOR CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 10th day of April A. D. 1946.

Upon further consideration of Fourth Revised Service Order No. 180 (10 F.R. 14970) as amended (11 F.R. 1627, 1991, 3605) and good cause appearing therefor; *It is ordered*, That:

Fourth Revised Service Order No. 180 as amended be, and it is hereby, further amended by substituting the following paragraph (e) for paragraph (e) thereof:

(e) *Expiration date.* This order shall expire at 7:00 a. m., August 31, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission.

It is further ordered, That this amendment shall become effective at 12:01 a. m., April 14, 1946; that a copy of this order

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

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-6139; Filed, Apr. 11, 1946;
11:41 a. m.]

[Rev. S. O. 188, Amdt. 4]

PART 95—CAR SERVICE

REFRIGERATOR CAR DEMURRAGE ON STATE BELT RAILROAD OF CALIFORNIA

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 10th day of April A. D. 1946.

Upon further consideration of Revised Service Order No. 188 (10 F.R. 15175) as amended (11 F.R. 1626, 1992, 3605) and good cause appearing therefor; *It is ordered*, That:

Revised Service Order No. 188, as amended, be, and it is hereby, further amended by substituting the following paragraph (d) for paragraph (d) thereof:

(d) *Expiration date.* This order shall expire at 7:00 a. m., August 31, 1946, unless otherwise modified, changed, suspended, or annulled by order of this Commission. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U.S.C. 1 (10)-(17))

It is further ordered, That this amendment shall become effective at 12:01 a. m., April 14, 1946; that a copy of this order and direction shall be served upon the California State Railroad Commission and upon the State Belt Railroad of California; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-6140; Filed, Apr. 11, 1946;
11:41 a. m.]

[S. O. 396, Amdt. 2]

PART 95—CAR SERVICE

PERISHABLES; RESTRICTIONS ON RECONSIGNING

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 10th day of April A. D. 1946.

Upon further consideration of Service Order No. 396 (10 F.R. 15008), as amended (11 F.R. 1627), and good cause appearing therefor; *It is ordered*, That:

Service Order No. 396 as amended be, and it is hereby, further amended by substituting the following paragraph (h) for paragraph (h) thereof:

(h) *Expiration date.* This order shall expire at 11:59 p. m., August 31, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U.S.C. 1 (10)-(17))

It is further ordered. That this amendment shall become effective at 12:01 a. m., April 14, 1946; that a copy of this order and direction shall be served upon each State railroad regulatory body and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-6141; Filed, Apr. 11, 1946;
11:41 a. m.]

[S. O. 394, Amdt. 7]

PART 95—CAR SERVICE

FREE TIME ON REFRIGERATOR CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 10th day of April A. D. 1946.

Upon further consideration of Service Order No. 394 (10 F.R. 15008), as amended (10 F.R. 15073, 15354; 11 F.R. 408, 1627, 1992, 2277), and good cause appearing therefor: *It is ordered.* That:

Service Order No. 394, as amended, be, and it is hereby, further amended by substituting the following paragraph (h) for paragraph (h) thereof:

(h) *Expiration date.* This order shall expire at 7:00 a. m., August 31, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission.

It is further ordered. That this amendment shall become effective at 12:01 a. m., April 14, 1946; that a copy of this order and direction shall be served upon each State commission and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-6142; Filed, Apr. 11, 1946;
11:41 a. m.]

[S. O. 436, Amdt. 2]

PART 95—CAR SERVICE

REMOVAL AND RETURN OF EMPTY REFRIGERATOR CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 10th day of April A. D. 1946.

Upon further consideration of Service Order No. 436 (11 F.R. 815), as amended (11 F.R. 1627), and good cause appearing therefor: *It is ordered.* That:

Service Order No. 436 as amended be, and it is hereby further amended by substituting the following paragraph (i) for paragraph (i) thereof:

(i) *Expiration date.* This order shall expire at 11:59 p. m., August 31, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U.S.C. 1 (10)-(17))

It is further ordered. That this amendment shall become effective at 12:01 a. m., April 14, 1946; that a copy of this order and direction shall be served upon each State Commission and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-6143; Filed, Apr. 11, 1946;
11:41 a. m.]

Notices

DEPARTMENT OF THE INTERIOR.

Office of the Secretary.

[Order 2180]

COMMISSIONER OR ASSISTANT COMMISSIONER
OF GENERAL LAND OFFICE

DELEGATION OF AUTHORITY

Pursuant to sections 161, 453 and 2478, Rev. Stat. (5 U.S.C. sec. 22, and 43 U.S.C. secs. 2 and 1201, respectively), it is hereby ordered as follows:

I. In addition to the classes of matters described in Secretary's Orders Nos. 1799 of March 19, 1943 (8 F.R. 3743), and 1961 of June 27, 1944 (9 F.R. 7529), the Commissioner or Assistant Commissioner of the General Land Office may hereafter act in relation to the following classes of matters without obtaining Secretarial approval unless the Secretary in any particular matter determines otherwise, subject in any event to an appeal to the Secretary according to the rules of practice and subject to the provisions of Part II of this order:

(a) Classification under section 7 of the Taylor Grazing Act of June 28, 1934 (43 Stat. 1269, 1272), as amended by the

act of June 26, 1936 (49 Stat. 1976, 43 U.S.C. sec. 315f), of land as being suitable for disposition as follows:

(1) Under the homestead laws or the desert land laws.

(2) As an isolated tract under section 14 of the Taylor Grazing Act, as amended; and, upon such classification, the sale of such isolated tract pursuant to the policies enunciated in Secretary's Order No. 1973 of August 4, 1944.

(3) Under the Small Tract Act of June 1, 1938 (52 Stat. 609, 43 U. S. C. sec. 682a); and upon such classification, section I (b), of Secretary's Order No. 1799 of March 19, 1943, shall then apply; *Provided, however,* That classifications covering more than 2,000 acres of land shall continue to be submitted for Secretarial approval.

(4) Private land exchanges pursuant to section 8 of the Taylor Grazing Act, where both the offered and the selected lands are within a grazing district; and, upon such classification, the approval of such exchanges.

(b) Cancellation of liability on contracts (including leases and permits) and bonds after the contract has been fully performed, or terminated by agreement of the parties, and the determination incident to the cancellation of such liability.

(c) Extension of time in which to cut timber under timber patents on Oregon revested and reconveyed lands, under the act of May 19, 1930 (46 Stat. 369).

(d) Termination of rights under timber patents under the act of June 9, 1916 (39 Stat. 218).

(e) Acceptance of surrender of part or entire leases and permits of all types administered by the General Land Office.

(f) Elimination from leases and permits of all types of such lands which, having been previously disposed of, or having been subject to a withdrawal or reservation, were erroneously included.

(g) Approval of collective lease bonds to cover operations in oil and gas unit areas.

(h) Issuance of competitive oil and gas leases under section 17 of the Mineral Leasing Act after acceptance of the bids by the Secretary.

(i) Approval of applications for rights-of-way and the issuance, modification and assignment of such easements, under the following acts, *Provided however,* That the authority hereunder shall not relate to applications involving lands within national parks, Indian or other reservations of the United States:

(1) Act of March 3, 1891 (26 Stat. 1101), as amended by the act of March 4, 1917 (39 Stat. 1197), act of March 1, 1921 (41 Stat. 1194), and the act of May 28, 1926 (44 Stat. 668; 43 U.S.C. secs. 946-950), for right-of-way for canals, laterals, and reservoir sites for irrigation and drainage purposes, including the right to materials for construction thereof, and permits or easements for caretaker's building sites on adjoining acreage.

(2) Section 17 of the Federal Aid Highway Act of November 9, 1921 (42 Stat. 216; 23 U.S.C. sec. 18) for right-of-way for highways and road building material sites.

(3) Act of June 8, 1938 (52 Stat. 633, as amended; 23 U.S.C. sec. 10b) for right-of-way for roadside and landscape development under the Federal Aid Highway Act.

(4) Act of November 19, 1941 (55 Stat. 767; 23 U.S.C. Supp. IV sec. 108) for right-of-way for flight strips under the Federal Aid Highway Act.

(j) Applications for reservoir sites for water for livestock under the act of January 13, 1897 (29 Stat. 484) as amended by the act of March 3, 1923 (42 Stat. 1437; 43 U.S.C. secs. 952-955).

II. Except as provided in subsection (a) of Part I, this order does not authorize classification pursuant to section 7 of the Taylor Grazing Act or pursuant to any other act requiring classification of public lands. Nor does this order affect the responsibility of the Solicitor for the review of legal questions. In the event of any disagreement or difference of views with respect to any matter listed in this order or in Orders 1799 of March 19, 1943, and 1961 of June 27, 1944, between the General Land Office and any other Office, Bureau or Service of this Department, the matter shall be presented to the Department for Secretarial determination and approval. All general rules, regulations, circulars and instructions must be approved by the Secretary. Any matter affecting power shall be cleared through the Division of Power.

III. To the extent of any inconsistency with the foregoing provisions hereof, the following are hereby modified: Order No. 242 of August 29, 1927; Secretary Work's memorandum of August 29, 1927, to the Commissioner of the General Land Office; Order No. 1799 of March 19, 1943; Order No. 1961 of June 27, 1944; and all existing regulations relating to the performance of the matters herein listed.

IV. The Commissioner of the General Land Office shall, as promptly as possible, submit drafts of revised regulations which will formally incorporate the changes effected by this order.

V. The General Land Office shall make comprehensive quarterly reports of its activities under this and previous delegatory orders.

VI. This order is effective immediately, but matters now pending before the Department will be cleared as heretofore.

APRIL 8, 1946.

J. A. KRUG,
Secretary of the Interior.

[F. R. Doc. 46-8079; Filed, Apr. 11, 1946;
9:36 a. m.]

AGRICULTURE DEPARTMENT.

Production and Marketing Administration.

MILK IN LOWELL-LAWRENCE, MASS., MARKETING AREA

NOTICE OF REPORT AND OPPORTUNITY TO FILE WRITTEN EXCEPTIONS WITH RESPECT TO PROPOSED MARKETING AGREEMENT AND TO PROPOSED AMENDMENT TO ORDER, AS AMENDED, REGULATING HANDLING

Pursuant to the rules of practice and procedure governing proceedings to

formulate marketing agreements and marketing orders (7 CFR, Cum. Supp., 900.1 et seq., 10 F.R. 11791), notice is hereby given of the filing with the hearing clerk of this report of the Assistant Administrator for Regulatory and Marketing Service matters, Production and Marketing Administration, United States Department of Agriculture, with respect to a marketing agreement and proposed amendments to the order, as amended, regulating the handling of milk in the Lowell-Lawrence, Massachusetts, marketing area, to be made effective pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended, (7 U.S.C. 601 et seq.). Interested parties may file exceptions to this report with the Hearing Clerk, Room 1331, South Building, United States Department of Agriculture, Washington, D. C., not later than the close of business on the third day after publication of this report in the FEDERAL REGISTER. Exceptions should be filed in quadruplicate.

The proceeding was initiated by the Production and Marketing Administration as a result of a petition filed by the New England Milk Producers' Association for a public hearing to receive evidence on a proposal to increase the price for Class I milk, and to revise the provisions which exempt from the full effect of the order those handlers who dispose of no Class I milk in the marketing area. The hearing notice also included suggested amendments proposed by other persons and by the Dairy Branch, Production and Marketing Administration. It was concluded after consideration of the proposals that a hearing should be held, and a hearing was held at Lawrence, Massachusetts on February 11, 1946, following issuance of notice on February 1, 1946. The issues developed at the hearing concerned the following points:

(a) Increase in the Class I price.

(b) Provision for the same basic formulas for Class I and Class II prices used in the Greater Boston and in the Lowell-Lawrence marketing areas.

(c) Amendment of the provision which exempts from the full effect of the order those handlers who dispose of no Class I milk in the marketing area.

(d) Definition of the marketing area.

(e) Powers and duties of the market administrator.

Two of the issues developed cannot be acted upon immediately. It is desirable that the provision which exempts handlers who dispose of no Class I milk in the marketing area be amended before the season of heaviest production this year, May and June. Accordingly, this report recommends deferring any action on issues involving the Class I price, and making amendments to the order promptly on the other matters. With respect to the issues on which immediate action is recommended, conclusions as to what action should be taken by the Secretary are contained in the remainder of this report. Some of the considerations leading to the conclusions are indicated.

(2) *Provision for the same basic formulas for Class I and Class II prices in the Greater Boston and in the Lowell-*

Lawrence marketing area. With respect to the proposal that the basic formula for the Class I price be the same for the Lowell-Lawrence and the Greater Boston marketing areas, it is recommended, as stated above, that action be deferred.

With respect to the proposal that the Class II basic formula be the same for the Lowell-Lawrence and the Greater Boston marketing areas, the evidence warrants the removal of the casein factor from the Lowell-Lawrence Class II price formula for the months of April, May, and June but does not warrant any change in the differential between the city plant price for Class II milk and the country plant price for Class II.

The Dairy Branch proposed that the basic formula in the Lowell-Lawrence Order be made to conform to the formula for Class II milk in the marketing order for the Greater Boston area. The proposal was supported by the history of price relationships between the two markets and the evidence of movements of milk from one market to the other. A report has been issued for exceptions of handlers and producers in the Boston market which recommends an upward revision in the skim factor of the Class II formula for the months August through February. Therefore, the Lowell-Lawrence Order should be amended at this time to incorporate the higher skim factor for those months.

(3) *Amendment of the provision which exempts from the full effect of the order those handlers who dispose of no Class I milk in the marketing area.* Paragraph (f) of the section on application of provisions exempts now from the full effect of the order those handlers who dispose of no Class I milk in the marketing area. There was evidence that under the present language of this section, New England Milk Producers' Association will not be able to assemble the surplus milk of outside dealers at its unregulated plants for most efficient shipment to its plant in the marketing area without causing those plants to become fully subject to the order. It was proposed to amend the order to permit such movements without making these outside plants subject to the order. No basic change in the underlying principle of the provision is involved and the proposal should be adopted, to permit more efficient handling of surplus milk without disadvantage to the producers or handlers in the Lowell-Lawrence market.

The proposal in the hearing notice was intended to accomplish this result by modifying the present paragraph (f) of § 934.8. However, that proposed amendment could have excluded from the pricing provisions of the order a regular country receiving station of a Lowell-Lawrence handler. In order to limit the type of plants to which the exemption from pricing provisions would apply a new paragraph is proposed to describe the plants which the record indicates should be exempted from such provisions.

(4) *Definition of the marketing area.* The towns of Boxford and Dunstable should be removed from the list of cities and towns in the marketing area. Each town has a population of less than one

thousand. In the case of Boxford, most of the consumers are supplied with milk originating in areas which are outside the marketing area and which are under state control. Normally, none of its milk supply originates outside of Massachusetts. Except for two handlers who service Dunstable, and who would continue to be subject to the order, the other handlers in the town are producers who are classified as producer-handlers merely because they distribute small quantities of milk.

(5) *Powers and duties of the market administrator.* In verifying the utilization of milk and the quantities utilized, the market administrator must necessarily make determinations in individual cases as to how the order applies. In some instances he has already issued instructions to handlers, advising them of the method he will use in carrying out certain provisions of the order. It should be a regular function of the market administrator to issue as rules and regulations such determinations and instructions as have a general application in administering the order.

The function of preparing and disseminating market information should be transferred from the list of the market administrator's powers to the paragraph which sets forth his duties.

The following proposed amendments to the order, as amended are recommended as the detailed means by which these conclusions may be carried out. The proposed marketing agreement is not included in this report because the proposals applicable to it would be the same as those contained in the order, as amended, and as proposed here to be further amended.

Proposed Amendments

1. Delete from § 934.3 (a) (3) the words "Boxford" and "Dunstable."

2. Revise § 934.4 (b) to read as follows:

(b) *Powers.* The market administrator shall have power:

(1) To administer the terms and provisions hereof;

(2) To make rules and regulations to effectuate the terms and provisions hereof;

(3) To receive, investigate, and report to the Secretary complaints of violations of the terms and provisions hereof; and

(4) To recommend to the Secretary amendments hereto.

3. In § 934.4 (c) renumber subparagraphs 5 and 6, and add a new subparagraph 5 to read as follows:

(5) Prepare and disseminate for the benefit of producers, consumers, and handlers statistics and information concerning the operation of this order.

4. Delete § 934.6 (b) (2) (iii) and substitute:

(iii) Compute any plus amount for skim milk value which results from the following calculation. Using the midpoint in any range as one quotation, compute the average quotation per pound of nonfat dry milk solids in cartons for roller process human food products in barrels, and for hot roller process animal feed products in bags, as published during the delivery period by the United States Department of Agriculture for New York City. Multiply each such average quotation by the applicable percentage indicated for the delivery period in the following table and combine the results, subtract 4 cents, and multiply the remainder by 7.5.

Delivery period	Human food products	Animal feed products
	Percent	Percent
January.....	100	0
February.....	100	0
March.....	50	50
April.....	50	50
May.....	50	50
June.....	50	50
July.....	50	50
August.....	75	25
September.....	75	25
October.....	100	0
November.....	100	0
December.....	100	0

5. Delete § 934.6 (b) (2) (iv).

6. In § 934.8 add a new paragraph to read as follows:

(g) *Special plant transfers.* In the case of milk or skim milk handled at any of a handler's plants at which milk or skim milk is received from the type of handler described in (f) of this section, and from which all milk or skim milk sold, distributed or disposed of in the marketing area is first moved to another plant of the receiving handler from which Class I milk is disposed of in the marketing area, the provisions of this order shall apply only to the milk so moved. Milk or skim milk so moved shall be considered as a receipt of Class II milk from the type of handler described in (f) of this section: *Provided,* That no greater quantity of milk or skim milk shall be considered as receipts of Class II milk at the plant from which Class I milk is disposed of in the marketing area than the total quantity of milk or skim milk utilized as Class II milk at that plant.

7. In § 934.12 (a) insert after the words "... with respect to milk or skim milk received from the type of handler described in § 934.8 (f)", the words "and moved to the marketing area."

This report filed at Washington, D. C., this 11th day of April 1946.

[SEAL] G. T. PEYTON,
Acting Assistant Administrator
for Regulatory and Marketing
Service Matters, Production
and Marketing Administration.

[F. R. Dec. 46-6106; Filed, Apr. 11, 1946; 11:11 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. 8079), and Administrative Order June 7, 1943 (8 F.R. 7890):

Arena Manufacturing Company, 23 Washington Street, Natick, Massachusetts; Dresses; ten (10) learners (T); effective April 1, 1946, expiring March 31, 1947.

The Fitz Overall Company, 112-114 South Second Street, Atchison, Kansas; ten (10) learners (T); Pants, overalls, coveralls and workshirts; effective March 28, 1946, expiring March 27, 1947.

Gort Girls' Frocks, Inc., 75 Stark Street, N. E. Wilkes-Barre, Pennsylvania; Infants' and children's outerwear; ten (10) percent (T); effective March 23, 1946, expiring March 22, 1947.

Madison Garment Company, Madison, Virginia; Pants, overalls, coveralls and workshirts; sixty (60) learners (E); effective April 1, 1946, expiring September 30, 1946.

Hosiery Learner Regulations, September 4, 1940 (5 F.R. 3530), as amended by Administrative Order March 13, 1943 (8 F.R. 3079):

J. A. Cline & Son, Hildebran, North Carolina; seamless hosiery; ten (10) percent (AT); effective April 3, 1946, expiring October 2, 1946.

Crescent Hosiery Mills, Niota, Tennessee; seamless hosiery; five (5) percent (T); effective April 3, 1946, expiring April 2, 1947.

Damascus Hosiery Mills, Inc., Damascus, Virginia; seamless hosiery; fifteen (15) learners (E); effective March 22, 1946, expiring September 21, 1946.

Hickory Knitting Mills, Hickory, North Carolina; seamless hosiery; five (5) learners (T); effective April 3, 1946, expiring April 2, 1947.

John-Massey Hosiery Company, Valdese, North Carolina; seamless hosiery;

ten (10) learners (E); effective April 6, 1946, expiring October 5, 1946.

Independent Telephone Learner Regulations, July 17, 1944 (9 F.R. 7125):

The United Farmers Telephone Company, Cameron, West Virginia; one (1) learner (T); effective March 28, 1946, expiring March 27, 1947.

Regulations, Part 522—Regulations Applicable to the Employment of Learners:

Morse & Company, Valley Avenue, Bangor, Maine; Lumber—Building industries, doors, etc.; three (3) learners; Moulder and Shopman, 320 hours at 30 cents per hour for first 240 hours; 35 cents per hour for next 80 hours; effective April 1, 1946, expiring September 30, 1946.

Lisbon Company, Inc., 135 Main Street, Lisbon, New Hampshire; Lumber—Brush handles, brush blocks, etc.; eight (8) learners; Woodworking machine operations, inspecting operations, finishing operations, 320 hours at 37 cents per hour; effective April 10, 1946, expiring October 9, 1946.

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 sub-minimum 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 4th day of April 1946.

PAULINE C. GILBERT,
Authorized Representative of
the Administrator.

[F. R. Doc. 46-6077; Filed, Apr. 10, 1946; 4:34 p. m.]

FEDERAL POWER COMMISSION.

[Docket Nos. G-507, G-508, G-510, G-516, G-519]

HOPE NATURAL GAS CO.

ORDER REOPENING PROCEEDINGS, CONSOLIDATING PROCEEDINGS AND FIXING DATE OF HEARING

APRIL 5, 1946.

In the matters of Hope Natural Gas Company, Docket No. G-507; New York State Natural Gas Corporation, Docket No. G-508; The Manufacturers Light and Heat Company, and Manufacturers Gas Company, Docket No. G-510; United Fuel Gas Company, Docket No. G-516; Home Gas Company Docket No. G-519.

It appears to the Commission that:

(a) The Commission's Opinion No. 114 and accompanying orders entered April 26, 1944, at Docket Nos. G-507, G-508, G-510, G-516, and G-519, authorized Hope Natural Gas Company ("Hope") and New York State Natural Gas Corporation ("New York State Corporation") to construct and operate certain facilities described therein.

(b) Paragraph (C) of the aforesaid order of April 26, 1944, provides as follows:

(C) Until further order of the Commission, the facilities herein authorized shall be operated exclusively for the purpose of enabling Hope Natural Gas Company and New York State Natural Gas Corporation to supply the natural-gas requirements of the following-named customers of New York State Natural Gas Corporation in accordance with the terms and provisions of existing contracts covering the sale and delivery of such requirements, limited, however, to the maximum annual quantities of natural gas set forth in the following tabulation:

	Annual volume (Mcf)
New York State Electric & Gas Corp.	1,900,000
Central New York Power Corp.	3,300,000
Empire Gas & Fuel Co. (Pa.)	303,750
Godfrey L. Cabot, Inc.	592,750
North Penn Gas Co. & Allegany Gas Co.	1,581,250
Penn-York Gas Corp.	1,718,000

(c) By order of the Commission entered April 5, 1946, the aforementioned paragraph (C) of the order of April 26, 1944, was modified and amended so as to authorize Hope Natural Gas Company to supply the natural gas requirements of the New York State Natural Gas Corporation in accordance with the terms and provisions of the existing contract between such companies, which has been filed with the Commission and has been designated Hope Natural Gas Company Rate Schedule FPC No. 9; to authorize New York State Natural Gas Corporation to deliver to Empire Gas and Fuel Company an additional 365,250 Mcf of natural gas, thereby increasing the total maximum annual volume deliverable to Empire Gas and Fuel Company from 303,750 to 669,000 Mcf; and to authorize New York State Natural Gas Corporation to deliver to Dempseytown Gas Company 304,000 Mcf of natural gas annually.

(d) New York State Natural Gas Corporation on January 22, 1946, filed with the Commission a petition, supplemented by information submitted February 4, 1946, to authorize New York State Corporation to deliver to Dempseytown Gas Company 632,500 Mcf of natural gas annually instead of 304,000 Mcf annually as requested in an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, filed by New York State Natural Gas Corporation on October 16, 1945, Docket No. G-508.

(e) On February 25, 1946, New York State Corporation, Docket No. G-508, filed with the Commission a petition requesting modification of the limitation imposed by paragraph (C) of the afore-

said order of April 26, 1944, insofar as it pertains to the sale and delivery of natural gas to Penn-York Natural Gas Corporation. New York State Corporation requests that the limitation be modified so as to authorize it to increase from 1,718,000 Mcf to 2,083,000 Mcf, the maximum annual quantity of natural gas deliverable to Penn-York Natural Gas Corporation.

The Commission finds that:

(1) It is necessary and appropriate in the public interest that the record in the proceedings docketed as *In the Matters of Hope Natural Gas Company, et al.*, Docket Nos. G-507, G-508, G-510, G-516, and G-519, be reopened for the purpose of taking evidence with respect to the matters involved and the issues presented (1) by the petition of New York State Natural Gas Corporation filed January 22, 1946, and supplemented by information submitted February 4, 1946, for authority to deliver additional volumes of gas to Dempseytown Gas Company, and (2) by the petition filed by New York State Natural Gas Corporation on February 25, 1946, requesting modification of paragraph (C) of the Commission's order of April 26, 1944, insofar as it pertains to the sale and delivery of natural gas to Penn-York Natural Gas Corporation.

(2) The reopened proceedings referred to in paragraph (1) hereof may present substantially similar issues and facts as those presented in connection with the petition of New York State Natural Gas Corporation filed February 8, 1946, requesting modification of the limitation imposed by paragraph (C) of the aforesaid order of April 26, 1944, insofar as it pertains to the sale of natural gas to Central New York Power Corporation, and in connection with the application of Central New York Power Corporation, Docket No. G-702.

The Commission orders that:

(A) The record in the proceeding *In the Matter of Hope Natural Gas Company, et al.*, Docket Nos. G-507, G-508, G-510, G-516, and G-519 be and it is hereby reopened for the purpose of taking evidence with respect to the matters involved and the issues presented by the petitions of New York State Natural Gas Corporation referred to in paragraphs (d), (e) and (1) hereof.

(B) The reopened proceedings be consolidated for purpose of hearing with the proceeding *In the Matter of Central New York Power Corporation*, Docket No. G-702, which has been set by order of the Commission entered April 2, 1946, to commence on April 23, 1946, at 10:00 a. m. (est), in the Hearing Room of the Federal Power Commission, Hurley-Wright Building, 1800 Pennsylvania Avenue, N. W., Washington, D. C.

(C) All intervenors in the proceedings *In the Matter of Hope Natural Gas Company, et al.*, Docket Nos. G-507, G-508, G-510, G-516, and G-519 may participate in the reopened and consolidated proceedings in accordance with leave heretofore granted by the Commission.

(D) Interested State commissions may participate in said hearing as provided in § 67.4 of the Provisional rules of practice

and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-6145; Filed, Apr. 11, 1946;
11:42 a. m.]

[Docket No. G-508]

NEW YORK STATE NATURAL GAS CORP.

NOTICE OF PETITIONS FOR MODIFICATION OF
ORDER ISSUING CERTIFICATE OF PUBLIC
CONVENIENCE AND NECESSITY

APRIL 10, 1946.

Notice is hereby given of the petitions of New York State Natural Gas Corporation ("Petitioner") a corporation organized under the laws of the State of New York with its principal place of business at 30 Rockefeller Plaza, New York, New York, filed with the Federal Power Commission on January 24, 1946, as supplemented on February 4, 1946; February 25, 1946; and on April 8, 1946, requesting modification of paragraph (C) of the Commission's order of April 26, 1944, issuing to Petitioner a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, in the Matters of Hope Natural Gas Company, et al., Docket Nos. G-507, G-508, G-510, G-516 and G-519.

Paragraph (C) of the Commission's order of April 26, 1944, reads as follows:

(C) Until further order of the Commission, the facilities herein authorized shall be operated exclusively for the purpose of enabling Hope Natural Gas Company and New York State Natural Gas Corporation to supply the natural-gas requirements of the following-named customers of New York State Natural Gas Corporation in accordance with the terms and provisions of existing contracts covering the sale and delivery of such requirements, limited, however, to the maximum annual quantities of natural gas set forth in the following tabulation:

	Annual volume (Mcf)
New York State Electric & Gas Corp.....	1,900,000
Central New York Power Corp.....	3,300,000
Empire Gas & Fuel Co. (Pa.).....	303,750
Godfrey L. Cabot, Inc.....	592,750
North Penn Gas Co. & Allegany Gas Co.....	1,581,250
Penn-York Natural Gas Corp.....	1,718,000

By order of the Commission entered April 5, 1946, the aforementioned paragraph (C) of the order of April 26, 1944, was modified and amended so as to authorize Hope Natural Gas Company to supply the natural-gas requirements of New York State Natural Gas Corporation up to 14,000,000,000 cubic feet annually in accordance with the terms and provisions of the existing contract between such companies, which has been filed with the Commission and has been designated Hope Natural Gas Company Rates Schedule FPC No. 9; to authorize New York State Natural Gas Corporation to deliver to Empire Gas and Fuel Company an additional 365,250 Mcf of

natural gas annually, thereby increasing the total maximum annual volume deliverable to Empire Gas and Fuel Company from 303,750 to 669,000 Mcf; and to authorize New York State Natural Gas Corporation to deliver to Dempseytown Gas Company 304,000 Mcf of natural gas annually.

New York State Natural Gas Corporation on January 24, 1946, filed with the Commission a petition, supplemented by information submitted February 4, 1946, to authorize New York State Natural Gas Corporation, to deliver to Dempseytown Gas Company 632,500 Mcf of natural gas annually instead of 304,000 Mcf annually as requested in an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, filed by New York State Natural Gas Corporation on October 16, 1946, Docket No. G-508.

On February 25, 1946, New York State Natural Gas Corporation, Docket No. G-508, filed with the Commission a petition requesting modification of the limitation imposed by paragraph (C) of the aforesaid order of April 26, 1944, insofar as it pertains to the sale and delivery of natural gas to Penn-York Natural Gas Corporation. New York State Natural Gas Corporation requests that the limitation be modified so as to authorize it to increase from 1,718,000 Mcf to 2,083,000 Mcf, the maximum annual quantity of natural gas deliverable to Penn-York Natural Gas Corporation.

On April 8, 1946, New York State Natural Gas Corporation filed with the Commission a petition requesting modification of the limitation imposed by paragraph (C) of the aforesaid order of April 26, 1944, insofar as it pertains to the sale and delivery of natural gas to North Penn Gas Company and Allegany Gas Company. Petitioner requests that the aforementioned paragraph (C) be revised to eliminate all limitation on the volumes of gas deliverable to North Penn Gas Company and Allegany Gas Company.

A person desiring to be heard or make any protest with reference to said petitions should, on or before the 20th day of April, 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-6146; Filed, Apr. 11, 1946;
11:42 a. m.]

[Docket No. G-600]

PENN-YORK NATURAL GAS CORP.

ORDER GRANTING REHEARING AND STAY

APRIL 5, 1946.

Upon consideration of the application filed on March 11, 1946, by Penn-York Natural Gas Corporation, in the above entitled matter, for a rehearing and for stay of the Commission's order reducing rates entered February 16, 1946, pursuant to Opinion No. 129;

It appearing to the Commission that: Good cause exists for granting such rehearing and for granting a stay as hereinafter provided;

The Commission orders that:

(A) The application for rehearing of said order of February 16, 1946, be and the same is hereby granted, such rehearing to be held commencing at 10:00 a. m. (e. s. t.) on April 29, 1946, in the Main Hearing Room of the Commission, 1800 Pennsylvania Avenue NW., Washington, D. C.

(B) Said rehearing shall be limited to evidence pertaining to the rate of return as determined by the Commission in its order of February 16, 1946.

(C) Said order of February 16, 1946, be and the same is hereby stayed, pending determination of this matter before the Commission upon rehearing.

(D) Interested state commissions may participate in the rehearing as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-6147; Filed, Apr. 11, 1946;
11:42 a. m.]

[Docket No. G-707]

OHIO FUEL GAS CO.

ORDER FIXING DATE OF HEARING

APRIL 5, 1946.

Upon consideration of the application filed on March 25, 1946, by The Ohio Fuel Gas Company (Applicant), for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the construction and operation of the following facilities:

(1) About 15 miles (80,000 feet) of 12¾-inch O. D. natural gas transmission line, located in Butler Township, Montgomery County, and in Monroe and Concord Townships, Miami County, Ohio, extending from Applicant's existing 16-inch natural gas transmission line (Z-50) in Butler Township, Montgomery County, to Applicant's existing 8-inch natural gas transmission line (Z) at the western edge of the City of Troy, Concord Township, Miami County, Ohio;

(2) About one mile (5,600 feet) of 4-inch natural gas transmission line from a point of connection on the above 12¾-inch line in a generally easterly direction to Applicant's existing measuring station on the western edge of the community of Tipp City, all lying in Monroe Township, Miami County, Ohio;

(3) Also connections, valves and regulators to permit attachment and connection of proposed facilities to Applicant's existing facilities.

The Commission orders that:

(A) A public hearing be held commencing on the 24th day of April, 1946, at 10:00 a. m. (e. s. t.), in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue, N. W., Washington, D. C., concerning the matters involved and the issues presented in this proceeding.

(B) Interested State commissions may participate in this hearing as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

(C) In accordance with § 57.10 of the Provisional rules of practice and regulations under the act, the Commission may, after a noncontested hearing, proceed by order to dispose of this application upon consideration of the evidence contained in and filed with the application and such additional evidence as the Commission may require to be filed for its consideration, all of which, together with the application, it is contemplated, will be incorporated in and will, in the absence of participation by any intervening parties, constitute substantially the record of hearing to be held on the date fixed by this order.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-6148; Filed, Apr. 11, 1946;
11:42 a. m.]

[Docket No. G-708]

UNITED GAS PIPE LINE CO.

NOTICE OF APPLICATION

APRIL 8, 1946.

Notice is hereby given that on March 20, 1946, United Gas Pipe Line Company (Applicant), a Delaware corporation having its principal place of business at Shreveport, Louisiana, filed with the Federal Power Commission an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended.

According to the application the Applicant proposes to construct and operate a 6-inch transmission pipe line approximately 86 miles in length, and appurtenant facilities including measuring and regulating equipment, beginning at a point at or near the northern terminus of and connecting with Applicant's Jackson-Hattiesburg 8-inch Line at a point near the City of Jackson, Mississippi and extending in an easterly direction to a point near the town of Newton, Newton County, Mississippi, and thence in a northerly direction to terminate at a point near the town of Philadelphia, Neshoba County, Mississippi.

The estimated cost of the proposed construction of 86 miles of pipe line and appurtenant facilities is approximately \$720,000.

Applicant submits that the proposed new line is to be constructed for the purpose of supplying the requirements of natural gas for resale through distribution systems proposed to be constructed by United Gas Corporation, which corporation owns all of the issued and outstanding capital stock of Applicant. The Applicant proposes to sell natural gas to United Gas Corporation at the city rates for resale in the following communities situated along said proposed line: Brandon, Pelahatchee, Morton, Forest, Lake, Newton, Decatur, Union and Philadelphia, all in the State of Mississippi. Applicant also proposes to sell natural gas to United Gas Corporation for resale

to rural consumers along the route of the proposed line.

Applicant states there are no main line industrial customers to be served from the proposed facilities at present, and there is no other natural gas company rendering service within any of the counties to be traversed by the proposed line.

Applicant further states that a more detailed description of the facilities proposed to be constructed will be set forth in an amendment to the present application.

Any interested State commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to said application should, on or before the 25th day of April 1946, file with the Federal Power Commission, Washington 25, D. C. a petition or protest in accordance with the Commission's Provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-6149; Filed, Apr. 11, 1946;
11:42 a. m.]

[Docket No. IT-5983]

COMISION NACIONAL DE IRRIGACION AND
CENTRAL POWER AND LIGHT CO.

NOTICE OF APPLICATION

APRIL 9, 1946.

Notice is hereby given that the Comision Nacional de Irrigacion, a governmental agency of the Republic of Mexico, and Central Power and Light Company of Corpus Christi, Texas, have filed joint application pursuant to the provisions of section 202 (e) of the Federal Power Act (16 U. S. C. 824a (e)) for authority to transmit electric energy from the electric generating plant of Central Power and Light Company at San Benito, Texas, across the international boundary between the United States and Mexico near Los Ebanos, Texas, to San Miguel de Camargo, Tamaulipas, Mexico, in an amount not to exceed 576,000 kilowatt-hours per year and at a rate of supply not in excess of 100 kilowatts, and for temporary permission pending final action on the above application.

Any person desiring to be heard or to make any protest with reference to said application should, on or before April 25, 1946, 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 under the Federal Power Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-6150; Filed, Apr. 11, 1946;
11:43 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 5867]

ANDREW L. FOX, ET AL.

In re: Andrew L. Fox v. George Foshag, et al.; File D-28-9307; E. T. sec. 12274.

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 Eva Katherina Heilmann in and to the proceeds of the real estate sold pursuant to court order in a certain partition suit entitled "Andrew L. Fox v. George Foshag, et al. No. 9403," in the Dearborn Circuit Court, State of Indiana,

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

National and Last Known Address

Eva Katherina Heilmann, Germany.

That such property is in the process of administration by Charles A. Lowe, Lawrenceburg, Indiana, Commissioner, acting under the judicial supervision of the Dearborn Circuit Court, Lawrenceburg, Indiana;

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 February 7, 1946.

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

[F. R. Doc. 46-5965; Filed, Apr. 10, 1946;
11:08 a. m.]

[Vesting Order 5869]

LOUIS WIEDEMANN

In re: Estate of Louis Wiedemann, deceased; File D-28-7913; E. T. sec. 8682.

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 George Wiedemann and his heirs, names unknown, and each of them, in and to the estate of Louis Wiedemann, deceased,

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

Nationals and Last Known Address

George Wiedemann, Germany.
Heirs of George Wiedemann, names unknown, Germany.

That such property is in the process of administration by Nicholas Klein, Second National Bank Building, Cincinnati, Ohio, as Executor of the estate of Louis Wiedemann, deceased, acting under the judicial supervision of the Probate Court of Hamilton County, Ohio;

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 Prop-

erty 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 February 7, 1946.

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

[F. R. Doc. 46-5966; Filed, Apr. 10, 1946;
11:08 a. m.]

[Vesting Order 5893]

HEDWIG L. COGGESHALL

In re: Estate of Hedwig L. Coggeshall, also known as Hedwig Coggeshall, deceased; File No. D-28-9770; E. T. sec. 13727.

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 Johanna Langguth, Friz Langguth and Charlotte Langguth, and each of them, in and to the Estate of Hedwig L. Coggeshall, also known as Hedwig Coggeshall, deceased,

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

Nationals and Last Known Address

Johanna Langguth, Germany.
Friz Langguth, Germany.
Charlotte Langguth, Germany.

That such property is in the process of administration by Lewis F. Law, as Executor, acting under the judicial supervision of the Surrogate's Court, Queens County, State of New York;

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

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

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

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

lieu thereof, if and when it should be determined to take any one or all of such actions.

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

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

Executed at Washington, D. C., on February 12, 1946.

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

[F. R. Doc. 46-5967; Filed, Apr. 10, 1946;
11:08 a. m.]

[Vesting Order 6054]

ANNA FEIGENBUTZ

In re: Estate of Anna Feigenbutz, deceased; File F-28-9677; E. T. sec. 10559.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Sophie (Zeund) Zünd; Issue, names unknown, of Sophie (Zeund) Zünd; Issue, names unknown, of Wilhelm August Feigenbutz, deceased; Issue, names unknown, of Leopold Feigenbutz, deceased; Issue, names unknown, of Rudolph Feigenbutz, Sr., deceased, and each of them, in and to the estate of Anna Feigenbutz, deceased,

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

Nationals and Last Known Address

Sophie (Zeund) Zünd, Germany.
Issue, names unknown, of Sophie (Zeund) Zünd, Germany.
Issue, names unknown, of Wilhelm August Feigenbutz, deceased, Germany.
Issue, names unknown, of Leopold Feigenbutz, deceased, Germany.
Issue, names unknown, of Rudolph Feigenbutz, Sr., deceased, Germany.

That such property is in the process of administration by F. E. Merrills, 38 First National Bank Building, Belleville, Illinois, as Administrator of the estate of Anna Feigenbutz, deceased, acting under the judicial supervision of the Probate Court of St. Clair County, Illinois;

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 March 14, 1946.

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

[F. R. Doc. 46-5968; Filed, Apr. 10, 1946;
11:08 a. m.]

[Vesting Order 6055]

HERBERT G. HEINZ

In re: Estate of Herbert G. Heinz, deceased, a/k/a H. G. Heinz, deceased; File D-55-1228; E. T. sec. 12821.

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 Guido Heinz in and to the Estate of Herbert G. Heinz, a/k/a H. G. Heinz, deceased,

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

National and Last Known Address

Guido Heinz, Germany.

That such property is in the process of administration by Albert Heebner, as executor, acting under the judicial supervision of the Orphans' Court of Philadelphia County, Pennsylvania;

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 March 14, 1946.

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

[F. R. Doc. 46-5969; Filed, Apr. 10, 1946;
11:08 a. m.]

[Vesting Order 6065]

JOHANNA KAISER and UNITED STATES
NATIONAL BANK OF GALVESTON

In re: Trust Indenture between Johanna Kaiser and The United States National Bank of Galveston; File D-28-10063; E. T. sec. 14297.

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 Erna Stademann, Bertha Stademann, and Martha Stademann Vesterman, and each of them, in and to and arising out of or under that certain trust agreement dated December 29, 1938, by and between Johanna Kaiser and The United States National Bank of Galveston, a corporation organized under the National Bank Act of the United States, and in and to all property held thereunder by The United States National Bank of Galveston, Galveston, Texas, as Trustee,

is property and interests within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Erna Stademann, Germany.
Bertha Stademann, Germany.
Martha Stademann Vesterman, Germany.

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

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

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

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

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

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

Executed at Washington, D. C., on March 19, 1946.

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

[F. R. Doc. 46-5970; Filed, Apr. 10, 1946;
11:08 a. m.]

[Vesting Order 6068]

HERMAN YUERGENS

In re: Estate of Herman Yuergens, deceased; File No. D-28-9714; E. T. sec. 13614.

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 Eugene Merx and Wilhelmina Merx Fester, and each of them, in and to the Estate of Herman Yuergens, deceased,

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

Nationals and Last Known Address

Eugene Merx, Germany.
Wilhelmina Merx Fester, Germany.

That such property is in the process of administration by The First National Bank of Toms River, as Administrator, acting under the judicial supervision of the Ocean County Orphans' Court, Toms River, New Jersey;

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

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

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

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

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

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

Executed at Washington, D. C., on March 19, 1946.

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

[F. R. Doc. 46-5971; Filed, Apr. 10, 1946; 11:08 a. m.]

[Vesting Order CE 234]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MINNESOTA, OHIO, KENTUCKY, SOUTH DAKOTA, MISSOURI AND WISCONSIN COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

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

Executed at Washington, D. C., on April 2, 1946.

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

EXHIBIT A

Column 1 Name	Column 2 Country or Territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
Nels Uleberg	Norway	<i>Item 1</i> Estate of Nels Uleberg, deceased, District Court, Watonwan County, Minn.	\$510.19	Arthur Uleberg, Trustee, Watonwan County, Madelia, Minn.	\$92.00
Lazer Schlacht	Lithuania	<i>Item 2</i> Estate of Hyman Schlacht, deceased, Probate Court, Hamilton County, Ohio, Case 150,052.	694.63	Peoples Bank & Savings Co., Cincinnati, Ohio.	8.00
Chieshe Schlacht	Lithuania	<i>Item 3</i> Same	694.63	Same	8.00
Tanja Prager	Lithuania	<i>Item 4</i> Same	942.27	Same	10.00
Rachel Vapner	Lithuania	<i>Item 5</i> Same	942.27	Same	10.00
Abraham Shtshupatzki	Lithuania	<i>Item 6</i> Same	942.27	Same	10.00
Jacob Shtshupatzki	Lithuania	<i>Item 7</i> Same	942.27	Same	10.00
Lazer Charongitsky	Lithuania	<i>Item 8</i> Same	235.57	Same	5.00
Princess Eleanor Viggo	Denmark	<i>Item 9</i> Estate of Susa T. Green, deceased, Probate Court, Jefferson County, Ky.	(1)	Guaranty Trust Co., 140 Broadway, New York, N. Y., Custodian Account in the name of Princess Eleanor Viggo.	56.00

¹ \$70.32 and 8 shares of American Telephone & Telegraph Co. stock.

EXHIBIT A—Continued

Column 1 Name	Column 2 Country or Territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
Baroness Ethel Von Schilling	Denmark	<i>Item 10</i> Estate of Susa T. Green, deceased, Probate Court, Jefferson County, Ky.	(1)	Chase National Bank of New York, Fifth Ave. Branch, 204 Fifth Ave., New York 10, N. Y., Custodian Account in the name of Baroness Ethel Von Schilling.	\$56.00
Apolonia Moerman	Netherlands	<i>Item 11</i> Estate of Arie Dykshoorn, deceased, County Court, Douglas County, S. Dak.	\$1,159.54	First National Bank, Armour, S. Dak., Blocked Account No. 1.	23.00
Geertje Dykshoorn	Netherlands	Same <i>Item 12</i>	1,159.54	First National Bank, Armour, S. Dak., Blocked Account No. 2.	23.00
Martina Van Baalen	Netherlands	Same <i>Item 13</i>	1,159.54	First National Bank, Armour, S. Dak., Blocked Account No. 3.	23.00
Geertruida Schipper	Netherlands	Same <i>Item 14</i>	386.51	First National Bank, Armour, S. Dak., Blocked Account No. 4.	8.00
Geertruida Mynge Sitton	Netherlands	Same <i>Item 15</i>	386.51	First National Bank, Armour, S. Dak., Blocked Account No. 5.	8.00
Catrina Elizabet Bouwens	Netherlands	Same <i>Item 16</i>	386.52	First National Bank, Armour, S. Dak., Blocked Account No. 6.	8.00
Ewoud Dykshoorn	Netherlands	Same <i>Item 17</i>	144.94	First National Bank, Armour, S. Dak., Blocked Account No. 7.	5.00
Maarten Dykshoorn	Netherlands	Same <i>Item 18</i>	144.94	First National Bank, Armour, S. Dak., Blocked Account No. 8.	5.00
Maria Poot	Netherlands	Same <i>Item 19</i>	144.94	First National Bank, Armour, S. Dak., Blocked Account No. 9.	5.00
Abraham Dykshoorn	Netherlands	Same <i>Item 20</i>	144.94	First National Bank, Armour, S. Dak., Blocked Account No. 10.	5.00
Geertruida Dykshoorn	Netherlands	Same <i>Item 21</i>	144.95	First National Bank, Armour, S. Dak., Blocked Account No. 11.	5.00
Willem Dykshoorn	Netherlands	Same <i>Item 22</i>	144.95	First National Bank, Armour, S. Dak., Blocked Account No. 12.	5.00
Paulus Dykshoorn	Netherlands	Same <i>Item 23</i>	144.95	First National Bank, Armour, S. Dak., Blocked Account No. 13.	5.00
Arie Dykshoorn	Netherlands	Same <i>Item 24</i>	144.95	First National Bank, Armour, S. Dak., Blocked Account No. 14.	5.00
Francesco Ruggiero	Italy	<i>Item 25</i> Estate of Salvatore Ruggiero, deceased, Probate Court, Mississippi County, Mo.	985.00	Tille Ketterer, 118 W. Commercial Charleston, Mo., Administratrix w. w. a. of Estate of Salvatore Ruggiero, deceased.	9.00
Concetta Ruggiero Re	Italy	Same <i>Item 26</i>	985.00	Same	9.00
Salvator Re	Italy	Same <i>Item 27</i>	1,075.99	Same	10.00
Bartolo Ruggiero	Italy	Same <i>Item 28</i>	1,075.99	Same	10.00
Giovanni Ruggiero	Italy	Same <i>Item 29</i>	1,075.99	Same	10.00
Francesco Ruggiero	Italy	Same <i>Item 30</i>	1,075.99	Same	10.00
Salvatore Ruggiero	Italy	Same <i>Item 31</i>	1,075.99	Same	10.00
Gaetano Ruggiero	Italy	Same <i>Item 32</i>	1,075.99	Same	10.00
Vincenzo Ruggiero	Italy	Same <i>Item 33</i>	1,075.99	Same	10.00
Maria Ruggiero	Italy	Same <i>Item 34</i>	1,075.99	Same	10.00
Francesco Ruggiero	Italy	Same <i>Item 35</i>	1,075.99	Same	10.00
Lucia Ruggiero	Italy	Same <i>Item 36</i>	1,075.99	Same	10.00
Giuseppina Re, if living, or if she be dead, to her administrator, executor or heirs.	Italy	Same <i>Item 37</i>	1,075.99	Same	10.00
Heirs at law, names unknown, of Nick Gubar, also known as Seymon Gubar, also known as Szymon Hubar, deceased.	Poland	<i>Item 38</i> Estate of Nick Gubar, deceased, County Court, Douglas County, Wis.	\$1,721.00	Alex L. Soroka, Executor, in the Estate of Nick Gubar, deceased, 906 Tower Ave., Superior, Wis.	50.00

¹ \$70.32 and 8 shares of American Telephone & Telegraph Co. stock.

² Approximately.

[Vesting Order CE 233]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A, the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

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

Executed at Washington, D. C., on April 2, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
Matilda Gangl a/k/a Gangl Stiasny	Austria	<i>Item 1</i> Estate of Rudolph A. Stiasny, deceased, Surrogate's Court, New York County, N. Y. Probate No. 1139-1945.	\$20.00
Agatha Linke a/k/a Agatha Stiasny	Austria	<i>Item 2</i> Same	20.00
Albertina Stiasny	Austria	<i>Item 3</i> Same	20.00
Jan Ruc	Poland	<i>Item 4</i> In the Matter of the Estate of Wincenty Ruc a/k/a Wicenty Rutz, deceased, Surrogate's Court, Schenectady County, N. Y.	19.00
Magdalena Ruc	Poland	<i>Item 5</i> Same	19.00
Julius Thomson	China	<i>Item 6</i> Estate of Roger A. Thomson, deceased, Surrogate's Court, King's County, N. Y., Docket No. 3589-1945.	69.00
Berthe Kanner	France	<i>Item 7</i> In the Matter of the Estate of Felix V. Loeb, Surrogate's Court, New York County, A969-1944, P1054-1944, New York.	21.35
George Salmon	France	<i>Item 8</i> Same	10.68
Andre Salmon	France	<i>Item 9</i> Same	10.68
Rene Salmon	France	<i>Item 10</i> Same	10.68
Jeanne R. Kahn	France	<i>Item 11</i> Same	19.68
Laure Bugel Pican	France	<i>Item 12</i> Same	21.35
Anna Lentali	France	<i>Item 13</i> Estate of Elizabeth Livingston, deceased, Surrogate's Court, New York County, Docket No. 2748-1941.	25.00
Richard M. C. Livingston	France	<i>Item 14</i> Same	76.00

[F. R. Doc. 46-5977; Filed, Apr. 10, 1946; 11:09 a. m.]

[Vesting Order CE 235]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN IOWA, NORTH DAKOTA, NEBRASKA, MINNESOTA, OHIO AND MISSOURI COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with represent-

ing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the

date hereof, or within such further time as may be allowed by the Alien Property Custodian.

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

Executed at Washington, D. C., on April 2, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		<i>Item 1</i>	
Judith Wereide.....	Norway.....	Estate of Jacob S. J. Wereide, deceased, District Court, Hamilton County, Iowa; File No. 4488.	\$68.00
		<i>Item 2</i>	
Anna Marie Jepsen.....	Denmark.....	Estate of Peter Peterson Callesen, deceased, County Court, Stutsman County, N. Dak.	39.00
		<i>Item 3</i>	
Marie Jorgine Hansine.....	Denmark.....	Same.....	39.00
		<i>Item 4</i>	
Johannes Callesen.....	Denmark.....	Same.....	39.00
		<i>Item 5</i>	
Heirs at law, names unknown, of John Nielson, deceased.	Denmark.....	Estate of John Nielson, deceased, County Court, Otoe County, Nebr.; File No. A-5302.	41.00
		<i>Item 6</i>	
Madge Christiansen.....	Denmark.....	Estate of Chris Christensen, deceased, Probate Court, Washington County, Minn.	15.00
		<i>Item 7</i>	
Jansine Christiansen.....	Denmark.....	Same.....	15.00
		<i>Item 8</i>	
Edward Christiansen.....	Denmark.....	Same.....	15.00
		<i>Item 9</i>	
Waldemar Christiansen.....	Denmark.....	Same.....	15.00
		<i>Item 10</i>	
Elija Gronsberg.....	Lithuania.....	Estate of David Bear, deceased, Probate Court, Summit County, Ohio.....	28.00
		<i>Item 11</i>	
Berko Lurje.....	Latvia.....	Same.....	28.00
		<i>Item 12</i>	
Kostas Stagos.....	Greece.....	Estate of John Stagos, deceased, County Court, Ward County, N. D.....	18.00
		<i>Item 13</i>	
Katherine Stagos.....	Greece.....	Same.....	18.00
		<i>Item 14</i>	
Heirs at law, names unknown, of Theodore H. Saipas, deceased.	Greece.....	Estate of Theodore H. Saipas, deceased, Probate Court, Summit County, Ohio; File No. 41496.	84.00
		<i>Item 15</i>	
Wasył Andrusajko.....	Poland.....	Estate of Nick Andruszejko, deceased, Probate Court, Cuyahoga County, Ohio.	5.00
		<i>Item 16</i>	
Anna Staskiw.....	Poland.....	Same.....	30.00
		<i>Item 17</i>	
Rozalia Kohut.....	Poland.....	Same.....	30.00
		<i>Item 18</i>	
Emil Parg.....	Czechoslovakia.....	Estate of Alois Parg, deceased, Probate Court, St. Louis County, Mo.; File No. 16774.	65.00

[F. R. Doc. 46-5979; Filed, Apr. 10, 1946; 11:09 a. m.]

[Vesting Order 6088]

DIEDRICH MURKEN

In re: Bank account owned by Diedrich Murken.

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

1. That Diedrich Murken, whose last known address is Ritterhude 250, Ger-

many, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Diedrich Murken, by The Lawyers Trust Company, New York, New York, arising out of a checking account, entitled Diedrich Murken, maintained at the branch office of the aforesaid bank located at 16 Court Street, Brooklyn, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

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 constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it 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 March 26, 1946.

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

[F. R. Doc. 46-5972; Filed, Apr. 10, 1946;
11:08 a. m.]

[Vesting Order 6122]

ANNA EGER

In re: Estate of Anna Eger, deceased; File No. D-34-583; E. T. sec. 6574.

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 Margaret Szinessy in and to the estate of Anna Eger, deceased,

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

National and Last Known Address

Margaret Szinessy, Hungary.

That such property is in the process of administration by James P. Bluc, Public Administrator of the County of New York, as administrator of the Estate of

Anna Eger, acting under the judicial supervision of the Surrogate's Court, New York County, New York;

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

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 March 29, 1946.

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

[F. R. Doc. 46-5973; Filed, Apr. 10, 1946;
11:09 a. m.]

[Vesting Order 6123]

SIMON HEUMANN

In re: Estate of Simon Heumann, deceased; File No. D-28-7963; E.T. sec. 8860.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Elisabeth Bergheimer in and to the Estate of Simon Heumann, deceased,

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

National and Last Known Address

Elisabeth Bergheimer, Germany.

That such property is in the process of administration by William V. Elliott, as Public Administrator of Kings County New York, acting under the judicial supervision of the Surrogate's Court, Kings County, New York;

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

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

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

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien 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 March 29, 1946.

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

[F. R. Doc. 46-5974; Filed, Apr. 10, 1946;
11:09 a. m.]

[Vesting Order 6125]

GERTRUDE SAXER

In re: Estate of Gertrude Saxer, deceased; File D-28-8395; E. T. sec. 9761.

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 Wilhelm Jehle, Karl Jehle, Joseph Jehle, Ernest Jehle, Rosa Held, Oglia Schmid, and Marie Kromer, and each of them, in and to the Estate of Gertrude Saxer, deceased,

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

Nationals and Last Known Address

Wilhelm Jehle, Germany.
Karl Jehle, Germany.
Joseph Jehle, Germany.
Ernest Jehle, Germany.
Rosa Held, Germany.
Olga Schmid, Germany.
Marie Kromer, Germany.

That such property is in the process of administration by Stephanie Ahrendt, as Executrix, acting under the judicial supervision of the Surrogate's Court, Bronx County, State of New York;

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

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

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

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

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

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

Executed at Washington, D. C., on March 29, 1946.

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

[F. R. Doc. 46-5975; Filed, Apr. 10, 1946;
11:09 a. m.]

[Vesting Order 6130]

CONRAD VOLKMAN

In re: Estate of Conrad Volkmann, deceased; File D-28-9723; E. T. sec. 13632.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Anna Volkmann in and to the Estate of Conrad Volkmann, deceased,

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

National and Last Known Address

Anna Volkmann, Germany.

That such property is in the process of administration by Frank M. Nicolosi, as Administrator, acting under the judicial supervision of the Surrogate's Court, Queens County, New York;

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

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

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

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien 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 April 2, 1946.

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

[F. R. Doc. 46-5976; Filed, Apr. 10, 1946;
11:09 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Order 132 Under 3 (e)]

HETTON INDUSTRIES

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to § 1499.3 (e) of the General Maximum Price Regulation, *It is ordered:*

(a) Maximum delivered prices for sales of the combination Glip Kit, consisting of "Glip Rust Remover and Chrome Cleaner", in a 4 ounce container and "Glip Rust Preventive", in a 4 ounce container, manufactured by Hettom Industries, 1309 South Maple Avenue, Berwyn, Ill., are established as follows:

On sales to—		
Jobbers and salesmen	Retailers	Consumers
\$0.55	\$0.75	\$1.25

(b) No extra charge may be made for containers.

(c) With or prior to the first delivery of Glip Kit to a jobber, salesman, or retailer, the seller shall furnish such jobber, salesman, or retailer with a written notice containing the schedule of maximum prices set out in paragraph (a) above and a statement that they have been established by the Office of Price Administration. If the buyer is a jobber or salesman, the seller shall also state that the buyer is required to notify any person to whom he sells that the maximum prices for resale are those established by paragraph (a) of this order.

(d) Prior to making any delivery of Glip Kit after the effective date of this order, the manufacturer shall mark or cause to be marked thereon the following legend:

Maximum Retail Price—\$1.25

This order shall become effective April 11, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5986; Filed, Apr. 10, 1946;
11:28 a. m.]

[Order 133 Under 3 (e)]

CHEMICAL UTILITIES MFG. CO.

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 § 1499.3 (e) of the General Maximum Price Regulation, *It is ordered:*

(a) Maximum delivered prices for sales per stick (in the size submitted with the application dated March 22, 1946) of "Markit", a window cleaning compound, manufactured by Chemical Utilities Mfg.

Company, 122 East 25th Street, New York City 10, N. Y., are established as follows:

On sales to—		
Distributor	Retailer	Consumer
\$0.11875	\$0.15	\$0.25

(b) No extra charge may be made for containers.

(c) With or prior to the first delivery of the commodity described in paragraph (a) of this order. If such reseller give such reseller a written notice of the maximum retail price applicable to sales at retail as established by paragraph (a) of this order. If such reseller is a wholesaler, the notification shall include the maximum price applicable to the wholesaler's resales as established by paragraph (a) of this order and a statement that such wholesaler is required by this order to notify any retailer to whom he sells of the maximum retail price as established by paragraph (a) of this order.

(d) Prior to making any delivery of such commodity after the effective date of this order, the manufacturer shall mark or cause to be marked thereon the following legend:

Maximum Retail Price—\$0.25

This order shall become effective April 11, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5987; Filed, Apr. 10, 1946; 11:28 a. m.]

[SO 119, Order 148]

CLEVELAND BRASS MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 148 under Revised Supplementary Order No. 119. Docket No. 6123-SO119-343. Adjustment of maximum prices for specified low pressure valves and fittings as outlined in Appendix B of Revised Supplementary Order No. 119, manufactured by the Cleveland Brass Manufacturing Company, Cleveland, Ohio.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for Cleveland Brass Manufacturing Company, Cleveland, Ohio.* (1) The above manufacturer may determine his maximum prices for his line of ground key stops and cocks, low pressure stops and waste valves, low pressure ground key oil drum faucets and couplings by increasing by 21 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591

in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 148 under Revised Supplementary Order No. 119 authorizes a 21 percent increase in October 1, 1941 net prices for sales of ground key stops and cocks, low pressure stops and waste valves, low pressure ground key oil drum faucets and couplings manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 148.

(d) All prayers for relief not granted herein are denied.

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

This order shall become effective April 10, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5998; Filed, Apr. 10, 1946; 11:30 a. m.]

[MPR 64, Corr. to Amdt. 1 to Order 211]

HARDWICK STOVE 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 section 11 of Maximum Price Regulation No. 64, it is ordered:

That Amendment 1 to Order No. 211 under Maximum Price Regulation No. 64 is corrected in the following respects:

a. The table of prices in paragraph 1 is corrected to read as follows:

Model	Article	Maximum prices for sales to retail dealers			
		Zone 1	Zone 2	Zone 3	Zone 4
8448-O	Bungalow range.	Each \$103.02	Each \$105.33	Each \$108.02	Each \$110.67
8448-H	.....do.....	119.90	122.24	124.90	127.40

b. The table of prices in paragraph 2 is corrected to read as follows:

Model	Article	Maximum prices for sales to ultimate consumers			
		Zone 1	Zone 2	Zone 3	Zone 4
8448-O	Bungalow range.	Each \$169.25	Each \$172.95	Each \$177.25	Each \$181.50
8448-H	.....do.....	195.50	199.25	203.50	207.50

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

This correction shall become effective immediately.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5989; Filed, Apr. 10, 1946; 11:28 a. m.]

[MPR 86, Amdt. 1 to Order 44]

THE MAYTAG CO.

APPROVAL OF CEILING PRICES

Correction

In Federal Register Document 46-4873, page 3174, issue of Tuesday, March 26, 1946, the effective date should be March 23, 1946, and date of issuance March 22, 1946.

[MPR 188, Order 20 Under Order 8]

LIBERTY ELECTRIC CO., INC.

APPROVAL OF UNIFORM RETAIL CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 4 (a) of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188, it is ordered:

(a) This order establishes uniform retail ceiling prices for sales in all parts of the country for all small electrical appliances manufactured by Liberty Electric Company, Inc., 1915-25 Madison Avenue, Indianapolis, Indiana, and which are sold under that company's standard brand, as follows:

(1) The uniform retail ceiling price in each zone of an article which the manufacturer sold or offered for delivery during March 1942 shall be the price the manufacturer suggested as the retail price as indicated by the manufacturer's last retail price list in effect prior to April 1, 1942, reflecting only the amount of Federal excise tax paid at that time on a sale to a distributor.

(2) The uniform retail ceiling price in each zone of an article which the manufacturer did not sell or offer for delivery during March 1942, and for which a maximum price to consumers has been previously established by an order under Maximum Price Regulation No. 188, shall be the maximum price for sales to consumers which was established by such an order.

(3) The uniform retail ceiling price, of an article which the manufacturer did not sell or offer for delivery during

March 1942, and for which a maximum price to consumers has not been previously established for sales to consumers by an order under Maximum Price Regulation No. 188, shall be the retail ceiling price computed in accordance with the provisions of sections 4 (b) (1) and 4 (b) (3) of Order No. 6.

(b) The manufacturer shall determine distributors' ceiling prices for sales of articles which the manufacturer sells at increased prices permitted by Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 in accordance with the provisions of that order on the basis of the uniform retail ceiling prices fixed by this order. In the case of an article for which the manufacturer does not increase his prices to distributors as permitted by Order No. 6 he shall determine distributors' ceiling prices which will reflect the same discounts from the retail ceiling price fixed by this order which the manufacturer customarily suggested for sales at wholesale as indicated by his wholesale price list in effect immediately prior to April 1, 1942.

(c) On and after the effective date of this order the manufacturer may not deliver to a purchaser for resale an article for which the uniform retail ceiling price is fixed by this order unless there is attached to it a retail price tag or label stating the manufacturer's name or brand name, the model number or designation and the uniform retail ceiling price fixed by this order.

(d) Except as modified by this order, all provisions of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 apply to all persons and to all sales and deliveries of articles covered by this order.

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

This order shall become effective on the 11th day of April 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5991; Filed, Apr. 10, 1946; 11:30 a. m.]

[MPR 591, Order 413]

WHITE ENGINEERING WORKS, 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 section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by the White Engineering Works, Inc. to Sargent & Co., its exclusive distributor, of the Model 3974 Sliding Door Lock manufactured by it and as described in the application which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be: \$8.35 per dozen.

(b) The maximum net price for sales by Sargent & Co. to any person of the Model 3974 Sliding Door Lock manufactured by the White Engineering Works, Inc. shall be: \$10.05 per dozen.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(d) The maximum prices established by this order include the increase permitted under Amendment 12 to Order 48 under MPR 591 and may not be further increased.

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

This order shall become effective April 11, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5993; Filed, Apr. 10, 1946; 11:30 a. m.]

[MPR 188, Amdt. 1 to Order 4576]

MONROE 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,* That Order No. 4576 under § 1499.158 of Maximum Price Regulation No. 188 be amended as follows:

Paragraph (a) (1) is amended by deleting the maximum prices established therein for sales of the Models Nos. 75 and 75X Floor Lamps and substituting therein instead the following prices:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
19" Ivory or bronze and gold-finish metal and marble junior floor lamp without shade...	75	Each \$8.08	Each \$9.50	Each \$17.10
19" Ivory or bronze and gold-finish metal and marble junior floor lamp without shade...	75X	9.55	11.24	20.23

This amendment shall become effective on the 11th day of April 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5992; Filed, Apr. 10, 1946; 11:30 a. m.]

[MPR 260, Order 2117]

VANDEN BERGE CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

Correction

In the table in Federal Register Document 46-4765, page 3135, issue of Saturday, March 23, 1946, the maximum retail price of 15 cents for "Favorita" cigars should read "16."

[MPR 591, Order 414]

MILK PRODUCERS EQUIPMENT 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 section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following frozen food cabinet manufactured by the Milk Producers Equipment Company, 1443 Chouteau Avenue, St. Louis 3, Missouri, and as described in the application dated January 28, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to distributors	On sales to dealers	On sales to consumers
15 cu. ft. 1/2 hp. condensing unit.....	\$265	\$318	\$530

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: \$6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Milk Producers Equipment Company of St. Louis, Missouri, shall stencil on the lid or cover of the frozen food cabinets covered by this order, substantially the following:

OPA Maximum Retail Price—\$530.00

Plus freight and crating as provided in Order No. 414 under Maximum Price Regulation No. 591.

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

This order shall become effective April 11, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5994; Filed, Apr. 10, 1946;
11:29 a. m.]

[MPR 591, Order 415]

THERMEK ENGINEERING CORP.

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 section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) (1) The maximum net prices for sales by any person of Model B-6 steam and hot water generator complete with gas burner and all accessories manufactured by the Thermek Engineering Company of San Francisco, California, and as described in the application dated February 21, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to manu- fac- turers agents	On sales to distrib- utors	On sales to dealers	On sales to indus- trial users
Thermal Model B-6 steam and hot water generator....	\$76.00	\$95.20	\$112.00	\$136.00
	On sales to com- mercial users		On sales to consumers	
	\$144.00		\$160.00	

(2) The maximum net prices set forth in (1) above are all f. o. b. shipping point, except on sales to consumers which is a delivered price.

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(c) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except on sales to consumers.

(d) The Thermek Engineering Corporation shall stencil on the generator or attach a tag to the generator covered by this order, substantially the following:

OPA Maximum Retail Price—\$160.00

If tag is attached in lieu of stenciling, it must also contain the statement "Do Not Detach."

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

This order shall become effective April 11, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5995; Filed, Apr. 10, 1946;
11:29 a. m.]

[MPR 591, Order 416]

SANITARY REFRIGERATOR 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 section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Quickfreeze Farm Freezers, manufactured by the Sanitary Refrigerator Company, Fond du Lac, Wisconsin, and as described in the application dated March 6, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to dis- tributors	On sales to dealers	On sales to con- sumers
Model 1245 Quickfreeze, less motor only.....	\$200.50	\$240.60	\$401.00
Model 1245 Quickfreeze, less condensing unit....	147.00	176.40	294.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: \$6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Sanitary Refrigerator Company of Fond du Lac, Wisconsin, shall stencil on the lid or cover of the Quickfreeze farm freezers covered by this order, substantially the following:

OPA Maximum Retail Price—\$.....
Plus freight and crating as provided in Order No. 416 under Maximum Price Regulation No. 591.

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

This order shall become effective April 11, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5996; Filed, Apr. 10, 1946;
11:29 a. m.]

[MPR 591, Order 417]

COMPLETE REFRIGERATOR SUPPLY

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 section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following freezer display cabinets, manufactured by the Complete Refrigerator Supply Company, 92 Seventh Avenue, New York, New York, and as described in the application dated March 28, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Distrib- utors	Deal- ers	Con- sumers
C 15 SCG, 1/2-hp condensing unit.....	\$492.50	\$591	\$985
C 15 SCO, 1/2-hp condensing unit.....	492.50	591	985
C 20 SCG, 1/2-hp condensing unit.....	592.50	711	1,185
C 20 SCO, 1/2-hp condensing unit.....	592.50	711	1,185
C 20 RG, 3/4-hp condensing unit complete, installed.....	622.50	747	1,245
C 20 RG, less compressor, no installation.....	547.00	657	1,095
C 20 RO, 1/2-hp condensing unit complete, installed.....	622.50	747	1,245
C 20 RO, less compressor, no installation.....	547.50	657	1,095
C 30 RG, 3/4-hp condensing unit complete, installed.....	722.50	867	1,445
C 30 RG, less compressor, no installation.....	622.50	747	1,245
C 30 RO, less compressor, no installation.....	622.50	747	1,245
C 30 RO, 3/4-hp condensing unit complete, installed.....	722.50	867	1,445

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: \$6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to

the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(c) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Complete Refrigerator Supply of New York, New York, shall stencil on the lid or cover of the freezer display cabinets covered by this order when sold uninstalled, substantially the following:

OPA Maximum Retail Price Uninstalled—

\$-----

Plus freight and crating as provided in Order No. 417 under Maximum Price Regulation No. 591.

(g) The Complete Refrigerator Supply of New York, New York, shall stencil on the lid or cover of the freezer display cabinets covered by this order when sold installed, substantially the following:

OPA Maximum Retail Price Installed—

\$-----

Plus freight and crating as provided in Order No. 417 under Maximum Price Regulation No. 591.

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

This order shall become effective April 11, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5997; Filed, Apr. 10, 1946;
11:29 a. m.]

[SO 119, Order 147]

ELJER CO.

AUTHORIZATION OF MAXIMUM PRICES

Order No. 147 under Revised Supplementary Order No. 119. Authorization of maximum prices for sales of cast iron plumbing fixtures manufactured by the Eljer Company (Los Angeles plant only) Los Angeles, California; Docket No. 6123-SO 119-52.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the provisions of Supplementary Order No. 119, *It is ordered:*

(a) The Eljer Company (Los Angeles Plant), Los Angeles, California, may determine its maximum prices for its line of cast iron plumbing fixtures and trimmings by increasing by 22 percent its prices in effect on October 1, 1941 to each class of purchaser.

(b) Since the provisions of this order are not intended to reduce properly established maximum prices, the Eljer Company (Los Angeles Plant) may con-

tinue to use as its maximum prices to each class of purchaser for its line of cast iron plumbing fixtures, exclusive of all fittings and trimmings its properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (a) above.

(c) The Eljer Company (Los Angeles Plant), Los Angeles, California, shall notify, in writing, each of its purchasers at or before the issuance of the first invoice after the effective date of the order of the actual dollar-and-cents increase for each item of cast iron plumbing fixtures, exclusive of all fittings and trimmings, over its properly established maximum price in effect on April 10, 1946 to that class of purchasers.

(d) The maximum price for sale by any reseller of the cast iron plumbing fixtures, exclusive of all fittings and trimmings, manufactured by the Eljer Company (Los Angeles Plant) shall be his properly established price in effect on April 10, 1946 to each class of purchaser plus the actual dollar-and-cents increase in acquisition cost resulting from the increase granted the manufacturer under (a) above.

A seller shall not be considered a "reseller" within the meaning of this paragraph when he uses the cast iron plumbing fixtures exclusive of all fittings and trimmings on or in connection with the sale of another article (such as a sink cabinet) and his maximum price for the cast iron plumbing fixtures and the other article is established on the basis of a lump sum.

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

This order shall become effective April 11, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6063; Filed, Apr. 10, 1946;
4:27 p. m.]

[Rev. Supp. Order 119, Order-152]

SIMMONS CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Simmons Company, Kenosha, Wisconsin, may compute its adjusted ceiling prices for all articles of steel household furniture in its lines of sun tan cots and spring steel chairs with upholstered cushion seat and back which it manufactures, as follows:

(1) For an article in its line during May 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by the appropriate percentage set forth below:

Product line:	Percentage increase
Sun tan cots with metal frame.....	34
Spring steel chairs with unholstered cushion seat and back.....	32.6

(2) For an article not in its line during May 1941, but which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increase or adjustment changes) increased by the percentage determined for the appropriate product line in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Reseller's ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580, and a wholesaler who must determine his ceiling price under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by these regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price", the reseller shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this revised order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

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

(g) This order shall become effective on April 10, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6065; Filed, Apr. 10, 1946; 4:31 p. m.]

[RMPR 136, Amdt. 2 to Order 586]

DIAMOND T MOTOR CAR CO.

ESTABLISHMENT OF MAXIMUM PRICES

Amendment 2 to Order No. 586 under Revised Maximum Price Regulation 136. Machines, parts and industrial equipment. Diamond T Motor Car Company. Docket No. 6085-136.21-706.

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register and pursuant to section 21 of Revised Maximum Price Regulation 136, *It is ordered:*

Order No. 586, as amended, under Revised Maximum Price Regulation 136, is amended in the following respects:

No. 72—9

1. The schedule in paragraph (a) (2) (1) is amended to include the following items of extra or optional equipment and respective list prices.

Model No.	Description	List price f. o. b. factory
17S	Cab, sleeper's, for use on chassis models 404, 509, 614.	\$605
40S	Cab, sleeper's, for use on chassis models 702, 806, 900, 910.	1850
12S	Cab, sleeper's, semi-cab-over engine, for use on chassis Model 509SC.	1770
12S	Cab, sleeper's semi-cab-over engine, for use on chassis Model 509SC.	2635

¹ Applies only when produced in quantity lots of 5 or less. New maximum list price must be obtained when production is in quantity lots of greater than 5 units.

² Applies only to 12 cabs partially completed in 1941 and since in storage at the plant of the Stoughton Cab & Body Co.

2. The schedule in paragraph (b) (1) (i) is amended to include the following items of extra or optional equipment and respective list prices.

Model No.	Description	List price f. o. b. factory
17S	Cab, sleeper's, for use on chassis Models 404, 509, 614.	\$605
40S	Cab, sleeper's, for use on chassis Models 702, 806, 900, 910.	1850
12S	Cab, sleeper's, semi-cab-over engine, for use on chassis Model 509SC.	1770
12S	Cab, sleeper's semi-cab-over engine, for use on chassis Model 509SC.	2635

¹ Applies only when produced in quantity lots of 5 or less. New maximum list price must be obtained when production is in quantity lots of greater than 5 units.

² Applies only to 12 cabs partially completed in 1941 and since in storage at the plant of the Stoughton Cab & Body Co.

3. The schedule in paragraph (c) (1) (i) is amended to include the following items of extra or optional equipment and respective list prices.

Model No.	Description	List price f. o. b. factory
17S	Cab, sleeper's for use on chassis Models 404, 409, 614.	\$605
40S	Cab, sleeper's, for use on chassis Models 702, 806, 900, 910.	1850
12S	Cab, sleeper's, semi-cab-over engine, for use on chassis Model 509SC.	1770
12S	Cab, sleeper's, semi-cab-over engine, for use on chassis Model 509SC.	2635

¹ Applies only when produced in quantity lots of 5 or less. New maximum list price must be obtained when production is in quantity lots of greater than 5 units.

² Applies only to 12 cabs partially completed in 1941 and since in storage at the plant of the Stoughton Cab & Body Co.

This amendment shall be effective April 10, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6061; Filed, Apr. 10, 1946; 4:27 p. m.]

[RMPR 289, Order 1]

DAIRY PRODUCTS

ORDER GRANTING ADJUSTMENT

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

under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250, 9328, and 9599, and in accordance with section 16 of Revised Maximum Price Regulation 289; *It is hereby ordered:*

(a) Any person may deliver or agree to deliver and any person may accept delivery or agree to accept delivery of industrial casein (inedible) covered by section 23 of Revised Maximum Price Regulation 289 at a price to be adjusted upward in accordance with action taken by the Office of Price Administration after delivery.

This order shall become effective April 10, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6062; Filed, Apr. 10, 1946; 4:28 p. m.]

[Rev. Supp. Order 119, Order 151]

SIMMONS CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Simmons Company, Elizabeth, New Jersey, may compute its adjusted ceiling prices for all articles of steel household furniture in its lines of sun tan cots and spring steel chairs with upholstered cushion seat and back which it manufactures, as follows:

(1) For an article in its line during May 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by the appropriate percentage set forth below:

Product line:	Percentage increase
Sun tan cots with metal frame.....	38.5
Spring steel chairs with upholstered cushion seat and back.....	37.7

(2) For an article not in its line during May 1941, but which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increase or adjustment changes) increased by the percentage determined for the appropriate product line in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and

adjustments otherwise authorized for him individually or for his industry.

(b) *Reseller's ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580, and a wholesaler who must determine his ceiling price under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling price under that regulation as modified by Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price", the reseller shall calculate his ceiling price by adding to his invoice cost the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in

effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this revised order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

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

(g) This order shall become effective on April 10, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6064; Filed, Apr. 10, 1946;
4:31 p. m.]

INTEGRAL HORSEPOWER ELECTRIC MOTORS AND GENERATORS

[RMPR 136, Order 599]

AUTHORIZATION FOR ADJUSTABLE PRICING

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Section 23 of Revised Maximum Price Regulation 136, it is ordered:

(a) *Definition.* For the purposes of this order, the term "integral horsepower electric motors and generators" means all motors, generators and motor generators, rotary converters, dynamometers, inverters and dynamotors, AC or DC, when built in frames of one (1) horsepower, 1700-1750 rpm, continuous open type, or larger, whether with or without integrally built accessories such as brakes, clutches, or overload protection devices, and includes renewal parts for all the items listed in this paragraph. The term does not include traction motors, traction generators, rotating welding equipment, turbine generator units and power driven devices such as pumps, fans, compressors, grinder parts, etc., whether integrally or separately mounted.

(b) *Authorization for adjustable pricing.* Any seller of integral horsepower electric motors and generators is authorized, subject to agreement with his buyer, to deliver such integral horsepower electric motors and generators at a price which may be adjusted upward in accordance with the action to be taken by the OPA upon the request of the integral horsepower electric motor and generator industry for a change in the maximum prices of these commodities. Until final action is taken by the OPA with respect to the maximum prices of these products by way of an industry-wide increase or otherwise, the manufacturer may not receive payment in excess of the maximum prices in effect at the time of delivery.

This order shall become effective April 16, 1946.

Issued this 11th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6125; Filed, Apr. 11, 1946;
11:36 a. m.]

[RMPR 136, Order 600]

FRACTIONAL HORSEPOWER ELECTRIC MOTORS

AUTHORIZATION FOR ADJUSTABLE PRICING

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 23 of Revised Maximum Price Regulation 136, it is ordered:

(a) *Definition.* For the purposes of this order, the term "fractional horsepower electric motors" means all motors, generators, converters, inverters, and dynamotors, AC or DC, when built in frames smaller than one (1) horsepower, 1700-1750 rpm., continuous, open type, whether with or without integrally built accessories such as brakes, clutches, overload protection devices, and includes separately mounted accessories such as starting relays, plugging relays and speed controllers, when sold in conjunction with the motors, and includes all renewal parts for all of the above and factory rebuilt motors. The term does not include toy motors and generators, automobile starting motors and generators, and power driven devices, either integrally or separately mounted, such as pumps, fans, compressors, grinders, etc.

(b) *Authorization for adjustable pricing.* Any seller of fractional horsepower electric motors is authorized, subject to agreement with his buyer, to deliver such fractional horsepower electric motors at a price which may be adjusted upward in accordance with the action to be taken by the OPA upon the request of the fractional horsepower electric motor industry for a change in the maximum prices of these commodities. Until final action is taken by the OPA with respect to the maximum prices of these products by way of an industry-wide increase or otherwise, the manufacturer may not receive payment in excess of the maximum prices in effect at the time of delivery.

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

This order shall become effective April 16, 1946.

Issued this 11th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6126; Filed, Apr. 11, 1946;
11:36 a. m.]

[MPR 120, Order 1625]

SEALS AND LOWDER COAL MINE

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; It is ordered:

(a) The Seals & Lowder Mine of Seals & Lowder Coal Mine, Kelso, Washington, is hereby assigned Mine Index No. 1002 and its coals are classified in Subdistrict C.

(b) Coals produced by Seals & Lowder Coal Mine from the Seals and Lowder

Mine, Mine Index No. 1002, located in Cowlitz County, Washington, in Subdistrict C of District No. 23, may be purchased and sold for the indicated uses and movements at per net ton prices in cents per net ton not exceeding the following:

	Size group Nos.								
	1-5, incl.	6-10, incl.	11-12	13-14	15-18, incl.	19-20	21	22-23	24-25
All methods of transportation except truck or wagon, and for railroad fuel for all uses.....	585	615	490	445	445	435	430	430	310
Truck shipments.....	610	660	535	460	460	510	460	460	335

(c) The prices established herein are f. o. b. the mine or preparation plant for truck shipments, and f. o. b. the rail or river shipping point for rail or river shipments and for railroad fuel.

(d) All prayers of applicant not granted herein are hereby denied.

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

(f) Except as specifically provided in this order, the provisions of Maximum Price Regulation No. 120 governing the sale of bituminous coal shall remain in effect.

(g) The mine index number assigned herein is permanent, but the maximum prices may be changed by order or amendment.

This order shall become effective April 11, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6060; Filed, Apr. 10, 1946; 4:31 p. m.]

[MPR 149, Order 57]

FABRIC BACKED PRESSURE SENSITIVE INDUSTRIAL ADHESIVE TAPE

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 § 1315.30b of Maximum Price Regulation 149, It is ordered:

Any manufacturer may sell or deliver to a wholesaler or an industrial user, and any wholesaler may sell to an industrial user, and any wholesaler or industrial user may buy or receive from a manufacturer or wholesaler, fabric backed pressure sensitive industrial adhesive tape at prices to be adjusted upward in accordance with action that may hereafter be taken by the Office of Price Administration changing the existing maximum prices for such sales of fabric backed pressure sensitive industrial adhesive tape. However, no manufacturer or wholesaler may receive and no person may pay more than the existing maximum prices for such fabric backed pressure sensitive adhesive tape unless and until the Office of Price Administration changes maximum prices. The manufacturer and any wholesaler may quote or invoice at prices in excess of presently established maximum prices for sales to wholesalers and industrial

users but all such quotations and invoices shall contain a notation to the effect that such quoted or invoiced prices are subject to the approval of the Office of Price Administration.

With or prior to the first sale to any wholesaler of the mechanical rubber goods covered by this order, the manufacturer shall notify such wholesaler of the pricing provisions of this order that are applicable to the wholesaler's resales to industrial users.

This order may be amended or revoked at any time.

Issued and effective this 11th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6127; Filed, Apr. 11, 1946; 11:39 a. m.]

[MPR 188, Order 10]

PHOTOGRAPHIC EQUIPMENT

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.159e of Maximum Price Regulation No. 188, it is ordered:

SECTION 1. Purpose of this order. Photographic equipment has been found to be a reconversion product in accordance with the standards set forth in § 1499.159e of Maximum Price Regulation No. 188. This order is issued under that section and fixes new ceiling prices for sales by manufacturers (other than to ultimate consumers) by permitting them to increase their prices in effect between October 1 and October 15, 1941, or established under certain provisions of Maximum Price Regulation No. 188, by a specified price increase factor.

This order also contains provisions establishing new ceiling prices for distributors' and dealers' sales of articles for which manufacturers' ceiling prices are fixed by this order.

SEC. 2. Articles and persons covered.

(a) This order applies to sales by manufacturers, distributors, and dealers of "photographic equipment." For the purpose of this order, photographic equipment means such articles as still cameras, motion picture cameras, enlargers, printers, etc., and accessories used for photographic purposes, both amateur and professional, which are covered by Maximum Price Regulation No. 188. However this order does not cover sensi-

tized materials including films, papers and plates, photographic chemicals or any article for which the manufacturer's ceiling price has been fixed under Order 4332, under § 1499.159b of Maximum Price Regulation No. 188, or amendments or revisions of that order. This order does not include photographic machinery and equipment covered by MPR 136, such as commercial 35 mm motion picture cameras and equipment or machinery and equipment designed specifically for use in commercial photographic processing plants or printing trades. Used photographic equipment covered by Maximum Price Regulation 516 is also excluded from the coverage of this order.

(b) As used in this order:

(1) "Manufacturer" means:

(i) The person who makes the first sale of the completed article, that is, the first person having title to the article after it has been fabricated, and is ready for use, regardless of whether or not he has fabricated it. If a person purchases a completed article and then resells it after making changes in it, he is the manufacturer of the changed article, or

(ii) A person who sells an article which has been produced on his account from materials or parts owned by another.

(2) "Distributor" for the purposes of this order, means a person maintaining adequate facilities for warehousing a substantial portion of the photographic equipment which he sells and who sells the majority of that equipment to regularly established photographic equipment dealers.

(3) "Dealer" refers to persons making sales at retail as defined in the General Maximum Price Regulation.

(4) "Mail order house" means an establishment selling at retail which, as a separate operating unit, makes offerings through catalogs or printed price lists, receives orders by mail, and makes deliveries by mail, railway, express, or other common carrier.

(5) "Manufacturer's price" for the purpose of calculating resellers' ceiling prices means his ceiling price, for sales to the designated class of purchaser, f. o. b. point of shipment (exclusive of Federal excise tax) as provided by section 3 of this order, his adjusted ceiling price, f. o. b. point of shipment, or his selling price to that class of purchaser, if it is lower than that ceiling price.

SEC. 3. Manufacturers' ceiling prices.

(a) A manufacturer's ceiling price (exclusive of Federal excise tax) for a sale of an article of photographic equipment to each class of purchaser is the highest of the applicable of the following:

(1) 114% of his highest price (exclusive of Federal excise tax) to each class of purchaser, other than ultimate consumers, in effect between October 1 and October 15, 1941.

(2) 107% of the highest price (exclusive of Federal excise tax) at which he delivered or offered the article for delivery during March 1942, to each class of purchaser, other than ultimate consumers, in the case of an article which was not sold or offered for sale between October 1 and October 15, 1941.

(3) 114% of his ceiling price (exclusive of Federal excise tax) to each class of purchaser, other than ultimate consumers, established under the provisions of the First, Second or Third pricing methods of Maximum Price Regulation No. 188, provided that price was based on maximum prices of comparable articles which were no higher than the October 1 to October 15, 1941 prices, or 107% of his ceiling price when that price was based on maximum prices of comparable articles which were higher than their October 1 to October 15, 1941 prices.

(4) 107% of his ceiling price (exclusive of Federal excise tax) to each class of purchaser, other than ultimate consumer, established under the provisions of the Fourth Pricing Method (§ 1499.158) or under § 1499.159c of Maximum Price Regulation No. 188.

(5) His adjusted ceiling price (exclusive of Federal excise tax) to each class of purchaser, other than ultimate consumers, established under the provisions of Supplementary Orders 118, 119, 133, or 148.

(b) Manufacturers may also collect, in addition to the ceiling price authorized by the preceding provisions, the amount of Federal excise tax, (if any) paid by him, including Federal excise taxes paid by the manufacturer's suppliers on components included in any completed article of photographic equipment.

(c) Orders may be issued under this section denying a manufacturer permission to sell at prices adjusted by all or part of the increases authorized by this section when it appears that the manufacturer has discontinued or will discontinue production of his low-priced models of any type of photographic equipment, or will decrease the proportions of low-priced to high-priced models which he manufactures, so that his present or prospective production is not representative of his sales between October 1 and October 15, 1941. The average price at which the manufacturer's products will be sold will be considered in determining how much, if any, of the increases will be granted to such a manufacturer.

SEC. 4. Retail ceiling prices. This section provides for the determination of retail ceiling prices of articles of photographic equipment covered by this order. Manufacturers, except in the case of articles which are sold only to another manufacturer, are required to calculate the retail ceiling prices of their products in accordance with the provisions of this section and to comply with the tagging provisions of section 6.

Method A, below, may be used only by manufacturers who published retail price lists prior to November 1, 1941. A manufacturer who calculates retail ceiling prices under that provision will use as the basis the retail price list he had in effect between October 1 and October 15, 1941.

Method B shall be used by all manufacturers who do not use Method A.

(a) *Method A.* If between October 1 and October 15, 1941, a manufacturer published a suggested retail price list and took measures to insure that his products were sold at retail at the suggested prices, he may determine the retail ceiling prices of his products under

this paragraph based on the retail prices which he suggested between October 1 and October 15, 1941, when (1) the photographic equipment sold by the manufacturer is identified by a company or brand name, (2) the manufacturer's products were sold at retail at substantially uniform prices prior to November 1, 1941.

(i) The retail ceiling price of an article of photographic equipment which the manufacturer listed in his October 1 to 15, 1941 price list shall be computed by the manufacturer to reflect the total of the following adjusted to the nearest 5¢:

(a) The price set forth in the manufacturer's published retail price list in effect between October 1 and October 15, 1941, less the amount applicable to the Federal excise tax included in that price.

NOTE: The amount of tax to be deducted from the retail list price shall be computed as follows:

(1) For a manufacturer who maintained between October 1 and 15, 1941, the same percentage discount to his largest class of purchaser as he had in September 1941, the tax is 9.1% of the retail list price.

(2) For a manufacturer who has changed the percentage discount to his largest class of purchaser between September 1941 and October 1 to 15, 1941, the tax is 9.1% of the retail list price after it is adjusted to reflect the percentage mark-up the manufacturer maintained in September 1941.

(b) The dollar and cents amount of the adjustment included in the "manufacturer's price" for sales to the class of purchaser to which the manufacturer granted the lowest discount in his Published Price List in effect between October 1 to October 15, 1941. However, when that lowest discount is less than 33 1/3%, the dollar and cents amount of the adjustment shall be 9 1/3% of the retail list price (exclusive of Federal excise tax).

(c) The dollar and cents amount of Federal excise tax applicable to the article on sales to the class of purchaser used in subdivision (b) immediately above.

(2) The retail ceiling price for an article first sold or offered for sale by the manufacturer after October 15, 1941, or which was not listed in his published retail price in effect between October 1 and October 15, 1941, shall be computed as follows and adjusted to the nearest five cents:

(i) Determine the "manufacturer's price" for that article for sales to the class of purchaser to whom he sells at the lowest discount.

(ii) Calculate the percentage by which the retail ceiling price is greater than the manufacturer's ceiling price, f. o. b. factory to the same class of purchaser for the most similar article of photographic equipment for which the manufacturer has determined a retail ceiling price under paragraph (a) (i) immediately above.

(iii) Apply that percentage to his "manufacturer's price" to determine the retail ceiling price for the article being priced.

(b) *Method B.* Manufacturers who do not determine the retail ceiling prices of

their products in accordance with Method A above shall determine those ceiling prices as follows:

(1) The retail ceiling price, except for a sale by a mail order house, of an article for which the manufacturer has a ceiling price to distributors shall be the total of the following adjusted to the nearest 5¢:

(i) The "manufacturer's price" (exclusive of Federal excise tax) to the class of distributors to which he sells in the largest dollar volume.

(ii) 91% of that "manufacturer's price."

(iii) 15% of the total of (i) and (ii) above when the entire article is subject to the Federal excise tax. When only part of the article is subject to that tax, the 15% shall be applied only to the taxable part of the article.

(2) The retail ceiling price, except for sale by a mail order house, of an article for which the manufacturer does not have a ceiling price to distributors, shall be the total of the following adjusted to the nearest 5¢:

(i) The "manufacturer's price" (exclusive of Federal excise tax) at which the manufacturer sells to dealers, other than mail order houses in the largest dollar volume.

(ii) 51% of that "manufacturer's price".

(iii) 15% of the total of (i) and (ii) above when the entire article is subject to the Federal excise tax. When only part of the article is subject to that tax, the 15% shall be applied only to the taxable part of the article.

(3) The retail ceiling price for a sale by a manufacturer is the retail ceiling price determined in accordance with paragraphs (b) (1), or (b) (2) above whichever is applicable.

(4) The retail ceiling price for a sale by a mail order house is the applicable of the following:

(i) The retail ceiling price determined under Method A.

(ii) 15% less than the retail ceiling price determined under Method B.

(c) *Discounts.* (1) A dealer's ceiling prices fixed by this section are subject to the cash discounts, delivery terms, allowances and other price differentials which he had in effect during March 1942, or which have been established under the applicable OPA regulations.

(2) A dealer who did not sell photographic equipment during March 1942, shall allow the same cash discounts, delivery terms, allowances and other price differentials which the dealer's closest competitor dealer, who did sell photographic equipment during March 1942, is required to allow in accordance with the provisions of this order.

(3) A dealer who cannot ascertain the cash discounts, delivery terms, etc., which his nearest competitor dealer is required to allow, shall apply to the nearest District Office of the Office of Price Administration for an order under this section establishing the conditions to which his ceiling prices are subject. Such application may be made by letter and shall state the type of business he is operating (distributor, dealer), when he started to sell photographic equipment, and the classes of purchasers to whom he sells. An order will be issued under this sec-

tion establishing the terms, allowances and other price differentials and conditions of sale in line with the conditions of sale generally fixed by this order.

(4) If a dealer who did not sell photographic equipment during March 1942, does not allow the same discounts, delivery terms, and other price differentials allowed by his nearest competitor who did sell photographic equipment during March 1942, or does not file an application in accordance with the provision of this section, or if he fails to provide any of the information required by this section, the Price Administrator may, on his own motion, issue orders under this section fixing discounts, allowances and other price differentials in line with conditions of sale fixed by this order. Conditions of sale so established will apply to all sales and deliveries made on and after May 11, 1946.

SEC. 5. Distributors' ceiling prices. Manufacturers, except in the case of articles which are sold only to another manufacturer, are required to calculate distributors' ceiling prices in accordance with the provisions of this section. Paragraph (a) may be used only when the retail ceiling price was determined under Method A.

(a) A distributor's ceiling price for an article of photographic equipment is the manufacturer's ceiling price to the same class of dealer, or the following adjusted to the nearest 5¢:

(b) The retail ceiling price for the article (including Federal excise tax) for sales by a dealer, other than a mail order house, less:

- (i) 28% when no differentials are in effect for sales in different quantities, or
- (ii) 27% for sales in the smallest quantities and 32% for sales in the largest quantities, for which the distributor had a price in effect during March 1942, or for which maximum prices have been previously established under applicable OPA regulations.

Ceiling prices for sales in quantities other than the smallest and largest shall reflect the distributor's established differentials for sales in those quantities.

(c) **Discounts.** (1) A distributor's ceiling prices fixed by this section are subject to his cash discounts, delivery terms, allowances and other price differentials which he had in effect during March 1942, or which have been established under applicable OPA regulations.

(2) A distributor who did not sell photographic equipment during March 1942, shall allow the same cash discounts, delivery terms, allowances and other price differentials which his closest competitive distributor, who was distributing photographic equipment during March 1942, is required to allow in accordance with the provisions of this order.

(3) A distributor who cannot ascertain the cash discounts, delivery terms, etc., which his nearest competitor is required to allow, shall apply to the nearest District Office of the Office of Price Administration for an order under this section, establishing the conditions to which his ceiling prices are subject. Such application may be by letter and shall state the type of business he is operating (distributor, dealer), when he started to sell

photographic equipment, and the class of purchasers to whom he sells. An order will be issued under this section establishing the terms, allowances and other price differentials and conditions of sale in line with the conditions of sale generally fixed by this order.

(4) If a distributor who did not sell photographic equipment during March 1942 does not allow the same discounts, delivery terms and other price differentials allowed by his nearest competitor who did not sell photographic equipment during March 1942, or does not file an application in accordance with the provisions of this section, or if he fails to provide any of the information required by this section, the Price Administrator may, on his own motion, issue orders under this section fixing discounts, allowances and other price differentials in line with such conditions of sale fixed by this order. Conditions of sale so established will apply to all sales and deliveries made on and after May 11, 1946.

SEC. 6. Retail price tags. (a) On and after May 11, 1946, unless otherwise authorized by order of the Office of Price Administration, a manufacturer may not ship to any purchaser a photographic accessory for which the retail ceiling price fixed by this order is \$5.00 or more, or any camera, projector or enlarger covered by this order, unless a retail ceiling price tag or label is attached to it. That tag or label shall state: the manufacturer's name or the brand name; the model designation of the article; the retail ceiling price (inclusive of Federal excise tax), and that the tag or label may not be removed before the article is delivered to the consumer.

However, a manufacturer is not required to comply with the foregoing tagging provision with respect to articles which are shipped to another manufacturer or to mail order houses (including mail order houses which also operate as any other type of retailer) or with respect to articles which are shipped for export.

(b) On and after May 11, 1946, no dealer may display, offer for sale, sell or deliver at retail, an article of photographic equipment for which the retail ceiling price is fixed by this order (except photographic accessories retailing at less than \$5.00) unless there is attached to it a tag or label containing all the information required by paragraph (a) of this section, except that mail order houses are not required to comply with this provision with respect to those articles for which a price no higher than their retail ceiling price is published in their current catalog or price list.

All dealers who receive "untagged" an article which the manufacturer is required to tag with the retail ceiling price, must tag it with the proper retail ceiling price before it is displayed, offered for sale, sold or delivered at retail.

SEC. 7. Notification. At the time of, or prior to, the first invoice to a purchaser for resale of an article of photographic equipment covered by this order, each manufacturer and distributor shall notify purchasers for resale of the retail ceiling prices fixed under this order for

resellers. These notices may be given in any convenient form.

Section 1499.159d of Maximum Price Regulation No. 188 requires manufacturers to file with the Office of Price Administration 3 copies of each new price list or catalog which is issued to the trade. The manufacturer shall file two copies with the District Office of the Office of Price Administration having jurisdiction over the area in which his principal place of business is located and one copy with the Housewares & Accessories Price Branch, Office of Price Administration, Washington 25, D. C.

SEC. 8. Revision of ceiling prices by order. Any ceiling prices reported or established under this order may at any time be disapproved or revised when it appears that those ceiling prices are not in line with the general level of ceiling prices established by this order. In such instances the Office of Price Administration may, on its own motion, issue an order under this section establishing ceiling prices in line with the general level of ceiling prices established by this order.

SEC. 9. Credit charges on dealers' sales. Charges for the extension of credit may be added to the retail ceiling prices established by this order or by any order issued under this order unless otherwise provided. No such credit charge may exceed that permitted by this section.

(a) Dealers who in March 1942 collected a separately stated additional charge for the extension of credit on sales of photographic equipment, may collect a charge for the extension of credit on sales under this order, not exceeding such charge in March 1942 on a similar sale on similar terms to the same class of purchaser. Dealers who did not then so state and collect an additional charge, may collect a charge for the extension of credit only on installment plan sales; and the charge shall not exceed the separately stated additional charge collected for the extension of credit on a similar sale on similar terms to the same class of purchaser in March 1942 by dealer's closest competitor who made such a separately stated charge.

An installment plan sale as used in the above paragraph means a sale where the unpaid balances is to be paid in installments over a period of either (1) six weeks or more from the date of sale in the case of weekly installments, or (2) eight weeks or more in the case of other than weekly installments.

(b) All charges for the extension of credit shall be quoted and stated separately. Any charge which is not quoted and stated separately or which otherwise does not conform to this section, shall for the purpose of this order, be considered to be part of the price charged for the article sold.

(c) No dealer may require as a condition of sale that the purchaser must buy on credit.

SEC. 10. Relationship between this order and other regulations. The provisions of this order supersede the provisions of the General Maximum Price Regulation, of Maximum Price Regulation No. 188, and of any other orders previ-

ously issued under those regulations and orders, with respect to sales and deliveries for which ceiling prices are established by this order to the extent that they are inconsistent with the provisions of those regulations.

SEC. 11. Revocation of certain ceiling prices. Regardless of any provisions of the General Maximum Price Regulation, Maximum Price Regulation No. 188, or any approval or order obtained or issued thereunder by the Office of Price Administration, except Order No. 4332 under Maximum Price Regulation No. 188, all ceiling prices heretofore or hereafter established by any seller under those regulations or orders do not apply to any sales or deliveries made after May 11, 1946, except those manufacturers' ceiling prices continued in effect by section 3 of this order.

In addition, all resellers' ceiling prices approved or established by orders at any time under Supplementary Order No. 118, Revised Supplementary Order No. 119, Supplementary Order No. 133, or Supplementary Order No. 148 shall not apply to any articles which are delivered by the manufacturer on or after May 11, 1946. Resellers' ceiling prices for such articles shall be determined in accordance with the provision of this order.

SEC. 12. Compliance with this order—
(a) *No buying or selling at over ceiling prices.* Prices established by this order are ceiling prices. Prices lower than ceiling prices may be charged and collected at any time. However, regardless of any contract or other obligation, no person shall sell, offer to sell, or deliver, and in the course of trade or business, no person shall purchase or accept delivery of any photographic equipment at a price higher than the ceiling price fixed by this order or before the manufacturer has properly determined his ceiling price under this order.

If, in violation of this provision, a sale, offer to sell, or delivery of any photographic equipment is made before its ceiling price has been properly established in accordance with this order, the ceiling price applicable to the sale, offer to sell, or delivery shall be the correct ceiling price for the photographic equipment properly determined in accordance with this order.

(b) *Certain practices forbidden.* It shall be a violation of this order to charge a price above the applicable ceiling price in connection with any sale of photographic equipment, either alone or in conjunction with any other consideration, even though the price increase appears only indirectly.

The following is illustrative of the things a seller is not permitted to do. A seller is not permitted to require the purchaser, as a condition of the sale or transfer of photographic equipment to make payment over a period of time; to require him to finance the purchaser through any particular lending agency; to require him to purchase any equipment, accessories, repairs, parts or services so as to increase the total compensation above the article's ceiling price; to require him to purchase any other commodity or service; or to require him to make payment in whole or in part by

exchanging, transferring, or trading in any other photographic equipment or commodity. Where there is an exchange, transfer or trade-in in connection with a sale, it is a violation for the seller to give the purchaser an allowance for the photographic equipment or commodity exchanged, transferred or traded-in, which is less than its reasonable value.

SEC. 13. Definitions. Unless otherwise defined herein or the context otherwise requires, the definitions contained in § 1499.40 of the General Maximum Price Regulation and § 1499.163 of Maximum Price Regulation No. 188, whichever is applicable, shall apply to all terms used herein.

SEC. 14. Delegation of authority. Any Regional Administrator or District Administrator authorized by the appropriate Regional Administrator, may issue orders under sections 4 (c) and 5 (c) of this order.

SEC. 15. Modification of the provisions of this order. The provisions of this order, as applicable to articles or persons subject hereto, may be modified by orders of general applicability issued under this section.

Effective date. This order shall become effective on the 11th day of April, 1946.

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

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6131; Filed, Apr. 11, 1946;
11:33 a. m.]

[MPR 188, Order 4938]

ALUMINUM GIFTWARE

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 § 1499.159b of Maximum Price Regulation No. 188, it is hereby ordered:

(a) *To whom this order applies.* This order applies to every manufacturer of aluminum giftware who was in business before March 31, 1942.

(b) *Maximum prices.* The maximum price for the sale of an article of aluminum giftware is the last price stated for the sale of that article by the manufacturer to each class of purchaser in a price list in effect prior to March 31, 1942.

(c) The maximum price for the sale of an article which was not included in a manufacturer's published price list must be fixed under the pricing provisions of Maximum Price Regulation No. 188.

(d) The maximum prices fixed by this order are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of these articles to each class of purchaser.

(e) This order does not affect maximum prices which have been specifically fixed or adjusted by another order of the Administrator.

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

(g) This order shall become effective April 16, 1946.

Issued this 11th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6132; Filed, Apr. 11, 1946;
11:36 a. m.]

[MPR 458, Order 3]

OAK, PECAN AND MISCELLANEOUS HARDWOOD FLOORING

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and in accordance with section 6 of Maximum Price Regulation No. 458, it is ordered:

(a) *Maximum prices for sales of hardwood flooring subject to Maximum Price Regulation 458 for direct-mill shipment.* The maximum prices for sales of oak, pecan, beech and other hardwood flooring subject to Maximum Price Regulation 458 for direct-mill shipment shall be the seller's present maximum price as established under Maximum Price Regulation 458; *Provided,* That the seller may deliver, or agree to deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after shipment and collect only the existing ceiling prices pending such action.

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

This order becomes effective April 11, 1946.

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6136; Filed, Apr. 11, 1946;
11:33 a. m.]

[SR 14-H, Order 7]

PICK-UP AND DELIVERY SERVICES FOR RAILROADS AT DULUTH, MINN.

MODIFICATION OF MAXIMUM PRICES ESTABLISHED BY GENERAL MAXIMUM PRICE REGULATION FOR CERTAIN TRANSPORTATION SERVICES

For the reasons set forth in the accompanying opinion, and under the authority vested in the Administrator by section 9 of Supplementary Regulation 14-H, as amended, it is hereby ordered:

(a) *Applicability.* This order applies to all motor carriers that perform pick-up and delivery services for railroads within their terminal areas at Duluth, Minnesota.

(b) *Maximum rates.* Except as modified below, the maximum rates which may be charged or paid for the services covered by this order shall be 10 cents per hundred pounds.

(c) *Exceptions.* Any OPA order which establishes a maximum rate for the services covered hereby in excess of the maximum rate established by this order shall remain in full force and effect.

(d) *Effective date.* This order shall apply to all services performed on and after November 1, 1945.

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6116; Filed, Apr. 11, 1946;
11:37 a. m.]

Regional and District Office Orders.

[Region III Order G-8 Under MPR 592]

UNITED SAND & GRAVEL CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Order No. G-8 under section 16 of Maximum Price Regulation No. 592 provides for an adjustment of the maximum prices for the sale of sand, gravel and mason sand excavated and processed by the United Sand & Gravel Company, Canton, Ohio, hereinafter referred to as the processor. The maximum prices of the processor and the maximum prices of the resellers of such commodities are adjusted herein.

(b) *Processor's adjusted maximum prices.* (1) The adjusted maximum prices f. o. b. plant for sales by the processor of all sand, gravel and mason sand excavated and processed by it shall be:

Commodity	Adjusted maximum price per cubic yard
Sand.....	\$1.37
Gravel.....	1.37
Mason sand.....	1.65

(2) The processor's customary terms, discounts, allowances, and other price differentials shall be maintained on all its sales affected by this order.

(c) *Resellers' adjusted maximum prices.* (1) Any reseller of the commodities for which an adjustment is granted the processor in (b) above may add to his maximum prices in effect immediately preceding the effective date of this order, to each class of purchaser, the actual dollars and cents increase in invoiced cost to him resulting from the increase granted the processor by this order.

(2) Reseller's maximum prices adjusted under this paragraph are subject to each reseller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser.

(d) *Notification.* The processor, at or prior to the first billing reflecting the adjustment herein granted, shall send to each purchaser who resells the commodities covered by this order a notice of the price increases authorized by this order. Such notice shall substantially contain the following:

Order No. G-8 under section 16 of Maximum Price Regulation No. 592 provides adjusted maximum prices for the sale by the United Sand & Gravel Company of sand, gravel and mason sand excavated and processed by it. Resellers may add to their maximum prices in effect immediately preceding the effective date of this order, to

each class of purchaser, the actual dollars and cents amount of increase in their invoiced cost resulting from the increase granted to the processor by this order.

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

This order shall become effective March 26, 1946.

Issued: March 26, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-6031; Filed, Apr. 10, 1946;
2:07 p. m.]

[Region III Rev. Order G-8 Under SO 142]

NEWART MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 2 of Supplementary Order No. 142 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Revised Order No. G-8 under section 2 of Supplementary Order No. 142 provides for an adjustment of the maximum prices for the sale of electrical fittings manufactured by Harry E. Kaden, an individual doing business as the Newart Manufacturing Company of Cleveland, Ohio (hereinafter referred to as the manufacturer). The maximum prices of the manufacturer and the maximum prices of the resellers of such products are adjusted herein.

(b) *Manufacturer's adjusted maximum prices.* (1) The adjusted maximum prices for sales by the manufacturer of all electrical fittings manufactured by it shall be its maximum prices in effect immediately prior to February 1, 1946 to each class of purchaser increased by 28.62%.

(2) The manufacturer's customary cash discounts and transportation allowances shall be maintained on all its sales affected by this order.

(c) *Resellers' adjusted maximum prices.* (1) Any reseller of products for which adjustment is granted the manufacturer in (b) above may add to his maximum prices in effect immediately prior to February 1, 1946 to each class of purchaser the actual dollars and cents increase in invoiced cost to him resulting from the increase granted the manufacturer by this order.

(2) Resellers' maximum prices adjusted under this paragraph are subject to each reseller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser.

(d) *Relationship between this order and the previous Order No. G-8.* This Revised Order No. G-8 supersedes Order G-8 under Section 2 of Supplementary Order No. 142. Said Order No. G-8 is hereby revoked as of the effective date of this Revised Order No. G-8.

(e) *Notification.* The manufacturer shall, at or prior to the first billing reflecting the adjustment herein granted, send to each purchaser who resells the products covered by this order a notice specifying the amount of increase

granted by this order. Such notice shall substantially contain the following:

Order No. G-8 under section 2 of Supplementary Order No. 142 provides for a certain specified percentage increase in the net prices of electrical fittings manufactured by Harry E. Kaden, an individual doing business as the Newart Manufacturing Company. Resellers may add to their maximum prices in effect prior to February 1, 1946, the actual dollars and cents amount of increase in their invoiced cost resulting from the increase granted to the manufacturer by this order.

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

This order shall become effective March 20, 1946.

Issued: March 20, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-6033; Filed, Apr. 10, 1946;
2:08 p. m.]

[Region III Order G-6 Under MPR 592]

CRUME BRICK CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Order No. G-6 under section 16 of Maximum Price Regulation No. 592 provides for an adjustment of the maximum prices for the sale of cement brick manufactured by The Crume Brick Company, Dayton, Ohio (hereinafter referred to as the manufacturer). The maximum prices of the manufacturer and the maximum prices of the resellers of such commodity are adjusted herein.

(b) *Manufacturer's adjusted maximum prices.* (1) The adjusted maximum prices for sales by the manufacturer of all cement brick manufactured by it shall be its maximum net prices in effect immediately preceding the date of this order, to each class of purchaser, increased by 12%.

(2) The manufacturer's customary cash discounts and transportation allowances shall be maintained on all its sales affected by this order.

(c) *Reseller's adjusted maximum prices.* (1) Any reseller of the commodity for which an adjustment is granted the manufacturer in (b) above may add to his maximum prices in effect immediately preceding the effective date of this order, to each class of purchaser, the percentage amount of the increase in his invoiced cost resulting from the increase granted the manufacturer by this order.

(2) Reseller's maximum prices adjusted under this paragraph are subject to each reseller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser.

(d) *Notification.* The manufacturer, at or prior to the first billing reflecting the adjustment herein granted, shall send to each purchaser who resells the

commodity covered by this order a notice specifying the amount of increase granted by this order. Such notice shall substantially contain the following:

Order No. G-6 under Section 16 of Maximum Price Regulation No. 592 provides for a certain specified percentage increase in the net prices for cement brick manufactured by The Crume Brick Company. Resellers may add to their maximum prices in effect immediately preceding the effective date of this order the percentage amount of increase in their invoiced cost resulting from the increase granted to the manufacturer by this order.

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

This order shall become effective March 22, 1946.

Issued: March 22, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-6013; Filed, Apr. 10, 1946;
2:02 p. m.]

[Region III Order G-11 Under SO 142]

CHIEF MFG. CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 2 of Supplementary Order No. 142 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Order No. G-11 under section 2 of Supplementary Order No. 142 provides for an adjustment of the maximum prices for the sale of rug cleaning machinery, rug drying machinery, embossing machinery and dies, icing trollies and speed variators manufactured by the Chief Manufacturing Company, Inc., of Indianapolis, Indiana, hereinafter referred to as the manufacturer. The maximum prices of the manufacturer and the maximum prices of the resellers of such products are adjusted herein.

(b) *Manufacturer's adjusted maximum prices.* (1) The adjusted maximum prices for sales by the manufacturer of all rug cleaning machinery, rug drying machinery, embossing machinery and dies, icing trollies and speed variators manufactured by it shall be its maximum prices in effect on October 1, 1941, to each class of purchaser increased by 21.23%.

(2) The manufacturer's customary cash discounts, allowances and conditions of sale shall be maintained on all its sales affected by this order.

(c) *Resellers' adjusted maximum prices.* (1) Any reseller of products for which adjustment is granted the manufacturer in (b) above may add to his maximum prices in effect immediately prior to the effective date of this order to each class of purchaser the actual dollars and cents increase in cost to him resulting from the increase granted the manufacturer by this order.

(2) Resellers' maximum prices adjusted under this paragraph are subject to each seller's customary terms, discounts and allowances and other price

differentials on sales to each class of purchaser.

(d) *Notification.* The manufacturer shall, at or prior to the first billing reflecting the adjustment herein granted, notify in writing each purchaser for resale of the products covered by this order of the amount of increase granted by this order. Such notification shall substantially contain the following:

Order No. G-11 under section 2 of Supplementary Order No. 142 provides for a certain specified percentage increase in the net prices for rug cleaning machinery, rug drying machinery, embossing machinery and dies, icing trollies and speed variators manufactured by the Chief Manufacturing Company, Inc. Resellers may add to their maximum prices in effect immediately prior to the effective date of this order the actual dollars and cents amount of increase in cost to them as a result of the increase granted the manufacturer by this order.

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

This order shall become effective March 22, 1946.

Issued: March 22, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-6014; Filed, Apr. 10, 1946;
2:02 p. m.]

[Region I Order G-4 Under Gen. Order 68]

WESTERN SOFTWOOD PLYWOOD IN BOSTON REGION

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the provisions of General Order No. 68, as amended, and Third Revised Maximum Price Regulation No. 13, section 5 (a), it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales of the sizes and types of plywood listed in the annexed price tables made by sellers located in the States of Massachusetts, Connecticut, Rhode Island, New Hampshire, Vermont and Maine, excepting a portion of Northern Maine, namely, Aroostook County and those portions of Penobscot, Piscataquis and Somerset Counties which are located on or are served by the Bangor and Aroostook Railroad and have no other railroad connections.

SEC. 2. *Definition of retail sale.* A retail sale means any sale to the ultimate consumer, or to a contractor for installation rather than resale, except "direct mill sales" and "plywood distribution plant sales" as defined by Third Revised Maximum Price Regulation No. 13. The excepted sales include all those in which shipment of the plywood originates at a plywood mill or at a warehouse or yard which in the first six months of 1941 received more than 20% of its dollar income from sales of plywood or veneer of any kind. The provisions of Third Revised Maximum Price Regulation No. 13 continue to apply to all such excepted sales.

SEC. 3. *Maximum prices.* Maximum prices for retail sales of plywood as

herein set forth are established for two classes of sellers known as Class I sellers and Class II sellers.

Class I sellers are those who after June 30, 1945, receive or have received at least one carload of plywood in a direct mill shipment. Any shipment which comes directly from a plywood mill without becoming an integral part of the stock of a distribution plant or a retail yard is a direct mill shipment no matter who the seller is.

Class II sellers are all other retail sellers, principally those who buy their plywood from distribution plants.

Maximum prices for Class I sellers of Douglas Fir plywood are set forth in Tables I-A and I-B. The maximum prices of Class II sellers of Douglas Fir plywood are set forth in Table II-A and II-B. The maximum prices that may be charged for Ponderosa Pine plywood by both classes of sellers are set forth in Tables III-A and III-B. All the aforementioned price tables are hereby annexed and made a part of this order.

SEC. 4. *Additions for delivery.* The maximum prices set forth in the price tables includes delivery to any point within the seller's free delivery zone as recognized by him during March, 1942. If delivery is made outside the free delivery zone, the seller may add for delivery the amount computed by multiplying the estimated weights of the plywood sold, as shown in section 22 of Third Revised Maximum Price Regulation No. 13, by the applicable rail freight or common carrier rate. Any such additional charges for delivery must be shown separately on the invoice.

SEC. 5. *Additions for certain Class II sellers.* Those Class II sellers who are located at such a distance from their normal sources of supply that they are obliged to pay more than \$0.45 per hundred pounds for inbound common carrier freight may add that part of the actual freight paid which is in excess of \$0.45 per hundred pounds, to the price computed from the applicable dollars-and-cents prices set forth in the price tables. Normal sources of supply are those which customarily supplied Class II sellers in a particular area during and prior to 1941. All such additional charges for excess inbound freight must be shown separately on the invoice.

SEC. 6. *Discounts and allowances.* The maximum prices in this order include all commissions. All customary discounts for cash in effect in March, 1942, must be continued. Differentials in price based on quantity sold must be observed as set forth in the price tables.

SEC. 7. *New sellers.* A new Class I or Class II seller who was not in business in March, 1942, must:

(a) Maintain a free delivery zone at least equal in area to that maintained by his most closely competitive seller of the same class in March, 1942, and

(b) Grant the discounts for cash which were granted by his most closely competitive seller of the same class in March, 1942.

If the new seller is unable to ascertain the delivery or discount practices of his most closely competitive seller during March, 1942, he may apply to his nearest

Price Control Board or District Office for assistance in obtaining the required information.

SEC. 8. Sales slips and records. (a) For any sale of \$50.00 or more each seller (regardless of previous custom) must keep records so long as the Emergency Price Control Act of 1942, as amended, remains in effect, showing the following:

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description of each item sold and price charged.

(b) Every seller covered by this order shall give to the purchaser an invoice, sales slip, receipt or other evidence of purchase showing the name and address of the seller, the date of purchase, a description, quantity and the price of each item sold; the said description to be in detail sufficient to determine whether the price charged has been properly computed under this order. However, in the case of sales amounting to less than a total of \$5.00 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare the invoices, sales slips, receipts, or other evidence of purchase hereinbefore described, in duplicate, and he must keep a duplicate copy for at least one year after delivery.

(c) Each seller shall keep records or other satisfactory evidence showing his customary practices relative to free delivery and cash discounts in effect during March, 1942, or, in case he is a new seller, evidence of the customary practices of his most closely competitive seller during March, 1942, shall be preserved.

(d) All records, copies of invoices and other evidence required by this section shall be made available for inspection by representatives of the Office of Price Administration during ordinary business hours at the seller's place of business.

SEC. 9. Relationship of this order to Third Revised Maximum Price Regulation No. 13. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of Third Revised Maximum Price Regulation No. 13 shall apply to sales covered by this order.

SEC. 10. Posting of maximum prices. Every seller making sales covered by this order shall post a copy of his list of maximum prices as fixed by this order in each place of business within the area covered by this order. A Class I seller of Douglas Fir plywood shall post Tables I-A and I-B, and a Class II seller of Douglas Fir plywood shall post Tables II-A and II-B. All retail sellers of Ponderosa Pine plywood shall post Tables III-A and III-B.

SEC. 11. Revocation or amendment. This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective April 10, 1946.

Issued this 29th day of March 1946.

ELDON C. SHOUP,
Regional Administrator.

TABLE I-A—MAXIMUM PRICES FOR SALES OF DOUGLAS FIR PLYWOOD BY CLASS I SELLERS

[Sales in quantities under 1,000 square feet—price per square foot]

Thickness	Sanded 2 sides; widths to 48" (except ply-panel 1), lengths to 96" 4	Ply-wall	Ply-form	Ply-panel 1; sound 2 sides	Ply-panel, sound 1 side 2	Exterior grade 3				Plyscord, rough widths 36" and 48"; lengths, 60" to 96" 4
						Marine	Sound 2 sides	Industrial grade	Sound 1 side	
		Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	
3/16"	3 ply			7		10	8 1/4	8 1/4	7 3/4	
1/4"	3 ply	7 3/4	8 3/4	8 3/4	7 3/4	10 1/4	9 3/4	8 1/4	9	
5/16"	3 ply					11 1/4	10	9 3/4	9 1/4	6 3/4 cents.
3/8"	3 ply	9 1/4		9	9 1/2	12 3/4	11 3/4	11	11 1/2	7 3/4 cents.
7/16"	3 ply					17	14 3/4	14 1/2	14	
1/2"	5 ply	10 3/4	14 3/4	12		18 3/4	16 3/4	16	15 1/2	10 1/4 cents (3 or 5 ply at mill's option).
9/16"	5 ply		15 3/4			19 3/4	17 1/2	17 1/4	17	
5/8"	5 ply		16 3/4	14 3/4		21 3/4	19	18 3/4	18 1/2	12 3/4 cents (3 or 5 ply at mill's option).
1 1/16"	5 ply					22 3/4	20 3/4	20 1/4	20	
3/8"	5 ply		18 3/4	16 3/4		24 3/4	22 1/2	22 1/4	21 3/4	
1 3/16"	5 ply			17 3/4		28 3/4	26 1/4	25 3/4	25 1/4	
1 3/8"	7 ply			18 3/4		28 3/4	26 1/4	25 3/4	25 1/4	
7/8"	7 ply			19		30 1/2	28	27 1/2	27	
1 1/8"	7 ply					32	29 1/2	29 1/4	29	
1"	7 ply			21		34	31 1/2	31	30 3/4	
1 1/4"	7 ply					35 3/4	33 1/4	32 3/4	32 1/4	
1 3/8"	7 ply			23 1/2		37 3/4	35	34 3/4	34 1/4	

1 Ply panel prices in table apply only for widths over 36" through 48"; if widths are over 24" through 36", deduct 1/4¢ per square foot; if widths are 24" or under, deduct 1/2¢ per square foot.

2 For ply panel sound 1 side, deduct 1/2¢ per square foot from ply panel sound 2 sides price, for all items with the exception of those shown in above table.

3 Prices for exterior grades depend on thickness only; number of plies may be disregarded. Special extras not included.

4 For widths over 48" through 60" (except ply wall and plyscord), add 1 1/4¢ per square foot. For lengths over 8' through 9' for plyscord, add 3/4¢ per square foot. For lengths over 9' through 10' ply wall, add 1 1/4¢ per square foot. For lengths over 10' through 11' ply form add 2¢ per square foot. For lengths over 11' through 12' ply panel, add 2 1/2¢ per square foot.

TABLE I-B—MAXIMUM PRICES FOR SALES OF DOUGLAS FIR PLYWOOD BY CLASS I SELLERS

[Sales in quantities 1,000 square feet or over—Price per 1,000 square feet]

Thickness	Sanded 2 sides; widths to 48" (except ply-panel 1), lengths to 96" 4	Ply-wall	Ply-form	Ply-panel 1; sound 2 sides 2	Ply-panel, sound 1 side 2	Exterior grade 3				Plyscord rough widths 36" and 48"; lengths, 60" to 96" 4
						Marine	Sound 2 sides	Industrial grade	Sound 1 side	
3/16"	3 ply			\$64.80		\$81.35	\$78.00	\$75.00	\$72.15	
1/4"	3 ply	\$67.50	\$74.80	76.25	\$72.25	94.75	88.25	78.45	82.25	
5/16"	3 ply					106.35	93.00	90.10	87.15	\$62.00.
3/8"	3 ply	84.50		82.15	88.50	117.40	104.05	101.15	106.00	\$72.00.
7/16"	3 ply					156.40	136.40	132.75	129.10	
1/2"	5 ply	99.75	131.40	110.25		168.85	148.85	145.95	143.00	\$93.75 (3 or 5 ply at mill's option).
9/16"	5 ply		141.15			181.05	161.05	158.90	155.95	
5/8"	5 ply		149.05	130.25		195.40	175.45	172.55	169.60	\$115.00 (3 or 5 ply at mill's option).
1 1/16"	5 ply					210.20	190.20	187.30	183.60	
3/8"	5 ply		167.20	149.00		226.35	206.30	203.40	200.45	
1 3/16"	5 ply			163.15		263.85	240.55	236.90	233.95	
1 3/8"	7 ply			171.75		263.85	240.55	236.90	233.95	
7/8"	7 ply			174.70		280.00	256.65	253.00	249.35	
1 1/8"	7 ply					295.05	271.75	268.80	265.90	
1"	7 ply			192.15		312.35	289.00	285.35	282.40	
1 1/4"	7 ply					328.55	305.20	302.30	299.35	
1 3/8"	7 ply			215.15		346.20	322.85	319.20	315.55	

1 Ply panel prices are for widths over 36" through 48"; for widths over 24" through 36" deduct \$2.55 per 1,000 square feet; for widths 24" or under, deduct \$4 per 1,000 square feet.

2 For ply panel sound 1 side, deduct \$3.70 per 1,000 square feet from ply panel sound 2 sides price, for all items with the exception of those shown in the above table.

3 Prices for exterior grades depend on thickness only; number of plies may be disregarded. Special extras not included.

4 For widths over 48" through 60" (except ply wall and plyscord), add \$11.75 per M sq. ft. For lengths over 8' through 9' for plyscord, add \$7.75 per M sq. ft. For lengths over 9' through 10' ply wall, add \$11.75 per M sq. ft. For lengths over 10' through 11' ply form, add \$19.45 per M sq. ft. For lengths over 11' through 12' ply panel, add \$23.45 per M sq. ft.

TABLE II-A—MAXIMUM PRICES FOR SALES OF DOUGLAS FIR PLYWOOD BY CLASS II SELLERS

[Sales in quantities under 1,000 square feet—price per square foot]

Thickness	Sanded 2 sides; widths to 48" (except ply-panel 1), lengths to 96" 4	Ply-wall	Ply-form	Ply-panel 1; sound 2 sides	Ply-panel, sound 1 side 2	Exterior grades 3				Plyscord rough widths 36" and 48"; lengths, 60" to 96" 4
						Marine	Sound 2 sides	Industrial grade	Sound 1 side	
3/16"	3 ply			7 1/2		10 1/4	9	8 3/4	8 1/4	
1/4"	3 ply	7 3/4	8 3/4	8 3/4	7 3/4	11	10 1/4	9 3/4	9 1/4	
5/16"	3 ply					12 1/4	10 3/4	10 1/4	10 1/4	7 1/4 cents.
3/8"	3 ply	9 3/4		9 1/4	10 3/4	13 1/4	12	11 3/4	12 1/4	8 3/4 cents.
7/16"	3 ply					18 3/4	15 3/4	15 1/4	15	
1/2"	5 ply	11 3/4	15 3/4	12 3/4		19 3/4	17 3/4	17	16 1/2	11 cents (3 or 5 ply at mill's option).
9/16"	5 ply		16 3/4			20	18 3/4	18 1/2	18	

Footnotes at end of table.

mercial consumers of specified solid fuels when sold and delivered within the Louisville, Kentucky, Area, described as all the territory within the corporate limits of the City of Louisville, Kentucky, and all contiguous territory within the State of Kentucky that lies within four miles of the corporate limits thereof.

2. The second sentence of paragraph (e) (1) is amended to read as follows: Column I describes the solid fuel for which prices are established; Column II lists maximum prices for cash sales to domestic consumers on a direct delivery basis; and Column III lists maximum prices for cash or credit sales to commercial consumers on a direct delivery basis.

3. Paragraph (f) is added to read as follows:

(f) *Definitions*—(1) *Commercial consumer*. A commercial consumer, for the purpose of this order, is defined as any person purchasing solid fuel in quantities of forty tons or more in one year for delivery to one location. Specifically excepted from this definition is any consumer purchasing solid fuel for the purpose of heating a private dwelling in which not more than three units received their heat from a central heating plant.

This Amendment No. 1 shall become effective March 21, 1946.

Issued: March 21, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-6027; Filed, Apr. 10, 1946;
2:06 p. m.]

[Region I Order G-3 Under Gen. Order 68]

HARD BUILDING MATERIALS IN NEW HAMPSHIRE

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, as amended, it is ordered:

SECTION 1. What this order covers. This order covers all "retail sales" of the commodities listed in Appendix A, Table I, by any seller in the State of New Hampshire. For the purposes of this order a "retail sale" means a sale to an ultimate user, or a sale to a contractor or builder for resale on an installed basis.

SEC. 2. Items covered by this order. This order covers the list of hard building materials set forth in Appendix A, Table I, appearing below and made part of this order. Other related items may be added from time to time.

SEC. 3. Maximum prices. (a) The prices listed in Appendix A, Table I, appearing below, and made a part of this order, shall be the maximum prices for "retail sales" of the respective items of hard building materials listed in said table.

(b) Maximum prices established by this order shall be reduced by 2% whenever cash payment is made to the seller within 10 days of receipt of an invoice by the buyer. In addition to the 2% discount required by the preceding sentence, the seller shall continue to grant such further discounts, allowances, dif-

ferentials and terms as were in effect for such seller during March, 1942.

(c) In Column B of Table I of the Appendix where the words "customary discount" appear in place of dollar and cents prices for Large Sale Units, maximum prices for such Large Sale Units shall be the maximum price for small sale units listed in Column A of said Table I reduced by the customary discounts granted during March 1942 by the seller to purchasers of the same class on sales of the same quantity.

SEC. 4. Delivery. The maximum prices fixed by this order include free delivery by the seller within a twenty-mile radius of his customary place of business. However, where a seller's free delivery zone during March, 1942 exceeds the twenty-mile radius of his customary place of business, he shall nevertheless continue to maintain his March 1942 free delivery zone. Transportation charges may be made for deliveries beyond the free delivery zones referred to in the preceding sentences at the rates or by the method customarily charged or used by the seller during March 1942. In the case of an isolated sale of a Small Sale Unit the seller may maintain his customary delivery practices relating to such sales which were in effect for him during March 1942.

SEC. 5. New sellers. In addition to the requirements for delivery as set forth in section 4 and in addition to the requirement to grant the 2% discount provided for in section 3 (b), a seller who was not engaged in the retail sale of hard building materials during March 1942, must

(a) Grant the "customary discount", further discounts, allowances, differentials, and terms as were in effect during March, 1942, for his most closely competitive seller of the same class, and

(b) Use the same delivery practices, delivery rates and methods of computing such rates as were in effect for such competitor during that period.

SEC. 6. Sales slips and records. (a) For any sale of \$50.00 or more, each seller (regardless of previous custom) must keep records so long as the Emergency Price Control Act of 1942, as amended, remains in effect, showing the following:

1. Name and address of buyer;
2. Date of transaction;
3. Place of delivery;
4. Complete description of each item sold and price charged.

(b) Every seller covered by this order shall give to the purchaser an invoice, sales slip, receipt or other evidence of purchase showing the name and address of the seller, the date of purchase, a description, quantity and the price, of each item sold; the said description to be in detail sufficient to determine whether the price charged has been properly computed under this order. However, in the case of sales amounting to less than a total of \$5.00 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare the invoices, sales slips, receipts, or other

evidence of purchase, hereinbefore described, in duplicate, and he must keep a duplicate copy for at least one year after delivery.

(c) Records or other satisfactory evidence of each seller's delivery practices, delivery rates, methods of computing such rates, "customary discounts," further discounts, allowances, differentials and terms as were in effect during March, 1942, for each seller shall be kept and made available for inspection by representatives of the Office of Price Administration. A new seller shall obtain such records or other satisfactory evidence from his most closely competitive seller of the same class and shall also keep them and make them available for inspection by representatives of the Office of Price Administration. If a new seller is unable to ascertain or obtain from his most closely competitive seller such records or evidence, he may apply to his nearest Price Control Board or to the New Hampshire District Office for assistance to obtain the required information.

SEC. 7. Relation to other regulations. The maximum prices fixed by this order supersede any maximum prices or pricing methods previously fixed by any other order or regulation issued by the Office of Price Administration. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation shall apply to sales covered by this order.

SEC. 8. Posting of maximum prices. Every seller making sales covered by this order shall post a copy of Appendix A, Table I in his customary place of business in a manner plainly visible to all purchasers. "Customary place of business" means the location where the materials are generally stored and available for delivery.

SEC. 9. Evasion. The price limitations of this order shall not be evaded by direct or indirect methods in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any commodities covered by this Regulation or by way of commissions, services, transportation, or other charges, or by tying agreement or other trade understanding, or by making the terms and conditions of the sale more onerous to buyers than they were in March, 1942.

SEC. 10. Enforcement. Persons violating any provisions of this order are subject to the criminal penalties, civil enforcement actions, suits for treble damages, and proceedings for revocation of licenses, provided by the Emergency Price Control Act of 1942 as amended.

SEC. 11. Amendment. This order may be modified, amended, revised, or revoked at any time by the Office of Price Administration.

This order shall become effective April 6, 1946.

Issued this 28th day of March 1946.

ELDON C. SHOUP,
Regional Administrator.

APPENDIX A

TABLE 1—MAXIMUM PRICES FOR HARD BUILDING MATERIALS IN THE STATE OF NEW HAMPSHIRE
[Free delivery zone prices for small quantity and large quantity sales]

Item	A Small sale		B Large sale		Item	A Small sale		B Large sale	
	Unit	Price	Unit	Price		Unit	Price	Unit	Price
Plaster, hard wall.....	100-lb. bag	\$1.13	Ton.....	\$19.50	Fibre insulation board, 1/2" std. lath and board.	Sq. ft.....	\$0.05	1,000 sq. ft.....	\$45.00
Plaster, gauging.....	100-lb. bag	1.55	Ton.....	29.50	Fibre insulation board, 2 1/2" asphalt sheathing.	Sq. ft.....	.07	1,000 sq. ft.....	65.00
Keene's cement.....	100-lb. bag	2.25	Customary discount		Asbestos cement siding, 12", 24", or 27".	Square.....	7.65	Customary discount.	
Finishing lime.....	50-lb. bag	.75	Ton.....	28.00	Thermal insulation blankets, paper backed thick.	Sq. ft.....	.07	1,000 sq. ft.....	65.00
Gypsum lath 3/8".....	Sq. ft	.03	1,000 sq. ft.....	29.25	Thermal insulation blankets, paper backed medium.	Sq. ft.....	.05 1/2	1,000 sq. ft.....	50.00
Metal lath 2.5, painted diamond mesh.	Sq. yd	.25	Customary discount.		Thermal insulation blankets, paper backed single.	Sq. ft.....	.05	1,000 sq. ft.....	45.00
Metal lath 2.75, flat rib painted.	Sq. yd	.29	Customary discount.		Thermal insulation batts, full thick.	Sq. ft.....	.06 1/2	1,000 sq. ft.....	60.00
Metal lath, corner bead expanded type.	Lin. ft	.04	Customary discount.		Thermal insulation batts, 2" thick.	Sq. ft.....	.05 1/2	1,000 sq. ft.....	50.00
Portland cement (paper)	94-lb. bag	.85	20-94-lb. bags.....	.80	Thermal insulation, loose plain.	35-lb. bag	1.05	Ton.....	52.50
Masonry mortar (paper)	70-lb. bag	.80	Customary discount.		Thermal insulation, nodulated.	40-lb. bag	1.20	Ton.....	52.50
Mason's hydrated lime	50-lb. bag	.60	Customary discount.			35-lb. bag	1.25	Customary discount.	
Concrete block, 8 x 8 x 16, cinder.	Each	.25	Customary discount.			40-lb. bag	1.50	Customary discount.	
Gypsum wallboard 3/8".....	Sq. ft	.04	1,000 sq. ft.....	35.00					
Asphalt roofing, 90-lb.	Roll	2.58	Customary discount.						
Asphalt or tarred felt, 15-lb.	Roll (432')	2.58	Customary discount.						
Asphalt or tarred felt, 30-lb.	Roll (216')	2.58	Customary discount.						
Asphalt shingles, 210-lb. (3-in-1) thick butt).	Square	5.65	Customary discount.						
Asphalt shingles, 165-lb., 2 tab hexagon.	Square	4.65	Customary discount.						

[F. R. Doc. 46-6017; Filed, Apr. 10, 1946; 2:03 p. m.]

[Region II Order G-3 Under MPR 592]

TERRY BRICK CORP.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by the Emergency Price Control Act of 1942 as amended and by section 16 of MPR 592, as amended, it is hereby ordered that:

(a) The maximum prices of Terry Brick Corporation of Kingston, New York, for common brick are adjusted as follows:

	<i>Per thousand</i>	
F. o. b. yard wholesale.....		\$15.90
Delivered New York.....		18.90

Prices are subject to an allowance of \$1.00 per thousand for unloading and 50¢ per thousand for cash payment, and any other customary discounts, allowances or price differentials shall be maintained.

(b) Persons who buy common brick from the Terry Brick Corporation, at yard wholesale for the purpose of resale in the same form, may add to their maximum prices the dollars and cents increase in cost to them, resulting from the increase granted to Terry Brick Corporation under paragraph (a) of this order, *Provided however*, That in any area where specific maximum prices for common brick have been fixed by any area pricing order, no such person may exceed the maximum prices fixed by such area order.

(c) At or before the first sale after the date hereof to any person at yard wholesale, Terry Brick Corporation shall notify such person in writing of the provisions of paragraph (b) of this order, and shall state to such person the amount of the dollars and cents increase in price which may be added to the maximum price of such person under the provisions of paragraph (b).

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

(e) A copy of this order has been filed with the Division of the Federal Register

where it is open to inspection by the public.

(f) All prayers of the application of Terry Brick Corporation not granted herein are denied.

(g) Terry Brick Corporation may, within 60 days after the date of this order, file with this office a request for review by the Administrator of the partial denial of this application.

This order shall become effective immediately.

Issued this 4th day of April 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46-6016; Filed, Apr. 10, 1946; 2:02 p. m.]

[Louisville Order G-1 Under MPR 579]

TRANSPORTATION ALLOWANCES FOR FISH WHOLESALE IN JEFFERSON COUNTY, KY., AND FLOYD COUNTY AND CLARK COUNTY, IND.

Pursuant to the Emergency Price Control Act of 1942 as amended, the Stabilization Act of 1942 as amended, Executive Orders Nos. 9250 and 9328, Revised General Order No. 51, Third Revised Delegation Order No. 1-A, issued by the Regional Administrator of Region III of the Office of Price Administration, and for the reasons set forth in the accompanying opinion, it is hereby ordered:

SECTION 1. *Exclusive transportation allowances.* In determining maximum prices under the provisions of Maximum Price Regulation No. 579 for sales of the hereinafter designated species of frozen fish and sea food at wholesale, every person making such sales to retail establishments shall substitute in lieu of actual cost of transportation the following exclusive transportation allowance: \$1.12 per hundredweight.

No additions may be made for local hauling, icing or handling.

SEC. 2. *Species of fish and sea food included.* Provisions of this order shall apply to the following species or types of frozen fish controlled by Maximum Price

Regulation No. 579, as amended, from the North Atlantic and shipped out of the Greater Boston, Massachusetts, area:

Whiting, Black Sea Bass, Smelts, Codfish, Haddock, Pollock, Red Perch (Rosefish), Ocean Catfish, Sole.

SEC. 3. *Geographical applicability.* This order shall apply to all sales made by wholesalers to retail establishments in the Greater Louisville Area, which includes Jefferson County, Kentucky; and Floyd and Clark Counties, Indiana.

SEC. 4. *Relationship between this order and previous orders.* Order No. G-1 under section 2.11 (f) of Maximum Price Regulation No. 579, issued April 26, 1945, by the Louisville District Office, is hereby replaced by this order.

This order may be revised, revoked or amended at any time.

This order shall become effective April 1, 1946.

Issued this 29th day of March 1946.

GEO. H. GOODMAN,
District Director.

[F. R. Doc. 46-6019; Filed, Apr. 10, 1946; 2:04 p. m.]

[Region III Order G-4 Under Gen. Order 68]

STOCK MILLWORK IN THE CINCINNATI, OHIO, AREA

For the reasons set forth in an opinion issued simultaneously herewith, filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of the Office of Price Administration by General Order 68, it is ordered:

SECTION 1. *What this order does.* This order determines maximum prices for certain sales of the specified stock millwork items set forth in a price list designated Table 1, attached to this order and made a part hereof. These maximum prices shall be the only maximum prices for these items when sold to an ultimate user or to a purchaser for resale on an

TABLE 1—RETAIL MAXIMUM PRICES STOCK MILLWORK, CINCINNATI AREA, INCLUDING HAMILTON COUNTY IN OHIO, AND KENTON AND CAMPBELL COUNTIES IN KENTUCKY—Continued

FIR GLASS DOORS
[No. 2 quality]

Stock sizes	Thick-ness	3X—1 light		3X—3 lights		3X panels—4 lights		3X panels—6 lights		Stock sizes	Thick-ness	3X—1 light		3X—3 lights		3X panels—4 lights		3X panels—6 lights	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed			Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
2'0" x 6'0"-----	1 3/8"	\$6.41	\$7.25	\$6.77	\$7.68	\$6.90	\$7.60	\$7.14	\$8.10	2'10" x 6'10"-----	1 3/8"	\$7.44	\$9.26	\$7.80	\$9.42	\$7.92	\$9.54	\$8.16	\$9.96
2'6" x 6'8"-----	1 3/8"	6.50	7.40	6.86	7.83	6.99	7.95	7.23	8.34	3'0" x 7'0"-----	1 3/8"	7.88	9.90	8.24	10.05	8.36	10.17	8.61	10.59
2'8" x 6'8"-----	1 3/8"	6.68	6.68	7.04	8.12	7.17	8.25	7.46	8.64										

CELLAR SASH
[2 light cellar sash, western ponderosa pine]

Glass size	Thickness (inches)	Open	Glazed, single strength	Glass size	Thickness (inches)	Open	Glazed, single strength
12" x 14"-----	1 3/8"	\$0.95	\$1.34	14" x 18"-----	1 3/8"	\$1.16	\$1.83
12" x 10"-----	1 3/8"	.98	1.44	14" x 20"-----	1 3/8"	1.19	1.89
12" x 18"-----	1 3/8"	1.01	1.61	15" x 12"-----	1 3/8"	1.08	1.59
14" x 12"-----	1 3/8"	1.08	1.62	15" x 14"-----	1 3/8"	1.13	1.83
14" x 14"-----	1 3/8"	1.08	1.62	15" x 16"-----	1 3/8"	1.16	1.83
14" x 15"-----	1 3/8"	1.13	1.76	15" x 18"-----	1 3/8"	1.19	1.89
14" x 16"-----	1 3/8"	1.13	1.76	15" x 20"-----	1 3/8"	1.20	2.10

[3 light cellar sash—western ponderosa pine]

8" x 10"-----	1 3/8"	\$0.90	\$1.17	10" x 16"-----	1 3/8"	\$1.08	\$1.79
10" x 12"-----	1 3/8"	1.02	1.38	10" x 18"-----	1 3/8"	1.20	1.98
10" x 14"-----	1 3/8"	1.07	1.58	10" x 20"-----	1 3/8"	1.25	2.10

HOTBED SASH

Sash opening	Open	Glazed	Number rows glass	Sash opening	Open	Glazed	Number rows glass
3'0" x 6'0" 1 3/8"-----	\$3.14	\$6.29	3	4'0" x 6'0" 1 3/8"-----	\$5.57	\$9.45	4

KNOCKED DOWN SASH PARTS, TOXIC TREATED—WESTERN PONDEROSA PINE
[1 3/8" 2 check windows—Ohio knocked down wood parts—"profit"]

Glass	Stile or top rail	Check rail	Bottom rail	Glass	Stile or top rail	Check rail	Bottom rail
12"-----	\$0.17	\$0.14	\$0.20	30"-----	\$0.27	\$0.23	\$0.36
14"-----	.18	.14	.23	32"-----	.30	.24	.39
16"-----	.18	.15	.24	34"-----	.32	.26	.41
18"-----	.20	.17	.26	36"-----	.35	.27	.44
20"-----	.21	.18	.27	38"-----	.33	.27	.44
22"-----	.23	.18	.29	40"-----	.36	.29	.50
24"-----	.23	.20	.30	42"-----	.39	.30	.50
26"-----	.24	.20	.33	44"-----	.42	.33	.54
28"-----	.26	.21	.33	48"-----	.48	.39	.65

For ogee lugs (Cincinnati opening only) add for complete set (4 stiles)—\$0.45.

CUPBOARD DOORS 1 3/8"—1 PANEL WESTERN PONDEROSA PINE

1'4" x 2'0"-----	\$1.37	1'4" x 3'0"-----	\$1.86	1'4" x 4'0"-----	\$2.42	1'4" x 5'0"-----	\$3.08
1'6" x 2'0"-----	1.46	1'6" x 3'0"-----	1.95	1'6" x 4'0"-----	2.55	1'6" x 5'0"-----	3.27
1'8" x 2'0"-----	1.60	1'8" x 3'0"-----	2.13	1'8" x 4'0"-----	2.76	1'8" x 5'0"-----	3.54
2'0" x 2'0"-----	1.73	2'0" x 3'0"-----	2.37	2'0" x 4'0"-----	3.08	2'0" x 5'0"-----	3.95
1'4" x 2'6"-----	1.68	1'4" x 3'6"-----	2.18	1'4" x 4'6"-----	2.76	2'0" x 6'0"-----	4.41
1'6" x 2'6"-----	1.77	1'6" x 3'6"-----	2.28	1'6" x 4'6"-----	2.91	2'6" x 6'0"-----	5.19
1'8" x 2'6"-----	1.91	1'8" x 3'6"-----	2.51	1'8" x 4'6"-----	3.18		
2'0" x 2'6"-----	2.13	2'0" x 3'6"-----	2.76	2'0" x 4'6"-----	3.50		

FIR PANEL DOORS

Stock sizes	Thickness	F 82; 2 regular panel No. 1	F 82; 2 regular panel No. 2	F 20; 1 panel No. 1	F 3; 3 panel No. 2	Stock sizes	Thickness	F 82; 2 regular panel No. 1	F 82; 2 regular panel No. 2	F 20; 1 panel No. 1	F 3; 3 panel No. 2
2'0" x 6'0"-----	1 1/8"				\$4.59	2'4" x 7'0"-----	1 3/8"	\$7.04	\$6.84		
2'6" x 6'6"-----	1 1/8"				5.28	2'6" x 8'0"-----	1 3/8"	6.29	6.12		\$6.12
2'8" x 6'8"-----	1 1/8"				5.49	2'8" x 8'8"-----	1 3/8"	6.02	5.85		5.85
1'6" x 6'8"-----	1 3/8"	\$5.63	\$5.48	\$5.81		2'0" x 6'8"-----	1 3/8"	6.09	5.94	\$6.27	5.94
2'0" x 6'0"-----	1 3/8"	5.25	5.12		5.12	2'0" x 7'0"-----	1 3/8"	6.81	6.63		
2'0" x 6'6"-----	1 3/8"	5.49	5.34			2'8" x 8'8"-----	1 3/8"	6.27	6.09	6.45	6.09
2'0" x 6'8"-----	1 3/8"	5.63	5.48	5.81	5.48	2'8" x 7'0"-----	1 3/8"	6.98	6.80		
2'0" x 7'0"-----	1 3/8"	6.68	6.50			2'10" x 6'10"-----	1 3/8"	7.65	7.44		7.44
2'4" x 6'6"-----	1 3/8"	5.85	5.69			2'10" x 7'0"-----	1 3/8"	7.73	7.52		
2'4" x 6'8"-----	1 3/8"	5.94	5.78	6.12	6.78	3'0" x 7'0"-----	1 3/8"	8.09	7.88		7.41

TABLE 1—RETAIL MAXIMUM PRICES STOCK MILLWORK, CINCINNATI AREA, INCLUDING HAMILTON COUNTY IN OHIO, AND KENTON AND CAMPBELL COUNTIES IN KENTUCKY—Continued

WESTERN PONDEROSA PINE GLASS DOORS

Stock sizes	Thick-ness	N. D. 500		N. D. 502		N. D. 514		N. D. 530		N. D. 531		N. D. 532		N. D. 559		N. D. 561		N. D. 562		N. D. 567			
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed		
2' 6" x 6' 6"	1 3/4"																				\$7.40	\$9.39	
2' 6" x 6' 8"	1 3/4"																				7.44	9.43	
2' 8" x 6' 8"	1 3/4"	\$8.45	\$10.44	\$9.33	\$12.00	\$7.44	\$9.38	\$8.07	\$8.93	\$8.91	\$9.59	\$9.42	\$11.22	\$7.28	\$10.19	\$8.72	\$10.37	\$9.08	\$11.07		7.65	9.90	
3' 0" x 6' 8"	1 3/4"													7.59	11.30	9.03	11.91						
2' 10" x 6' 10"	1 3/4"	9.14	12.41	10.89	13.80	8.07	11.34	8.76	10.16	9.60	11.54	10.11	12.45	7.86	11.12	9.30	12.18	9.68	12.63		8.24	11.15	
2' 8" x 7' 0"	1 3/4"	9.03	12.29	10.77	13.83	7.97	10.88	8.61	10.02	9.45	10.62	9.93	12.09								8.19	11.10	
2' 6" x 7' 0"	1 3/4"	9.23	12.86	10.95	14.18	8.12	11.39	8.81	11.06	9.68	11.60	10.14	12.60								8.34	11.88	
3' 0" x 6' 8"	1 3/4"	9.45	13.16	11.19	14.51	8.34	12.05	9.03	10.64	9.87	12.02	10.35	12.84	8.12	12.14	9.56	12.78	9.93	13.05		8.49	11.76	
2' 6" x 6' 8"	1 3/4"													10.19	12.42	10.94	12.51	12.02	13.44	12.60	14.31	10.07	12.98
2' 8" x 6' 8"	1 3/4"	11.87	14.76	14.27	17.07	10.43	12.18	11.22	11.82	12.30	13.04	12.87	14.70	10.29	13.20	12.20	13.67	12.72	14.51		10.71	12.96	
3' 0" x 6' 8"	1 3/4"													10.64	13.55	11.51	12.60	12.59	13.70	13.89	16.24		
2' 10" x 6' 10"	1 3/4"	12.44	15.69	14.85	17.84	10.94	13.41	11.79	13.02	12.87	13.98	13.45	15.66	10.76	14.46	12.66	14.69	13.17	15.09		11.15	14.06	
2' 8" x 7' 0"	1 3/4"	12.87	16.14	15.32	18.23	11.33	14.60	12.20	14.19	13.29	15.23	13.89	16.24	11.15	14.42	13.05	15.95	13.59	16.55		11.57	14.48	
2' 6" x 6' 8"	1 3/4"																						
2' 8" x 6' 8"	1 3/4"	12.77	16.04	15.18	18.23	11.22	14.13	12.02	14.03	13.13	14.93	13.69	15.84										
2' 10" x 6' 10"	1 3/4"	13.05	16.32	15.47	18.51	11.45	14.70	12.38	14.61	13.46	15.39	14.04	16.50										
2' 8" x 7' 0"	1 3/4"	13.34	17.04	15.75	19.07	11.73	14.58	12.66	14.06	13.74	15.00	14.31	16.80										
3' 0" x 7' 0"	1 3/4"													11.51	15.53	13.41	15.71	13.92	16.11		11.69	14.94	
																					11.97	15.23	

Stock sizes	Thick-ness	N. D. 568		N. D. 569		N. D. 591		N. D. 592		N. D. 594		N. D. 635		N. D. 638		N. D. 641		N. D. 642	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
2' 6" x 6' 6"	1 3/4"	\$8.24	\$9.98	\$8.76	\$10.74														
2' 6" x 6' 8"	1 3/4"			8.81	11.10														
2' 8" x 6' 8"	1 3/4"	8.49	10.61	9.03	11.01	\$8.34	\$9.15	\$9.08	\$10.11	\$9.53	\$10.73	\$7.92	\$11.94	\$8.34	\$12.06	\$9.08	\$11.88	\$9.60	\$12.69
3' 0" x 6' 8"	1 3/4"																		
2' 10" x 6' 10"	1 3/4"	9.00	11.28	9.60	12.09	10.02	11.06	10.82	11.96	11.31	12.62	8.54	13.31	9.69	14.09	9.65	12.75	10.16	13.50
2' 8" x 7' 0"	1 3/4"	9.03	11.18	9.56	12.00							8.49	13.26	9.65	13.98	9.60	12.66	10.11	13.38
2' 10" x 7' 0"	1 3/4"			9.72	12.41							8.66	13.43	9.78	14.45	9.74	12.90	10.25	13.68
3' 0" x 7' 0"	1 3/4"	9.33	11.91	9.87	12.56	10.52	11.58	11.31	12.48	11.78	13.13	8.81	13.82	9.92	14.03	9.87	13.22	10.40	13.97
2' 6" x 6' 8"	1 3/4"																		
2' 8" x 6' 8"	1 3/4"	11.79	13.89	12.48	14.46	11.69	12.62	12.57	13.61	13.10	14.31	10.68	14.49	11.82	15.98	12.92	14.90	13.59	15.80
2' 10" x 6' 8"	1 3/4"			12.72	15.21														
3' 0" x 6' 8"	1 3/4"			12.95	15.44	12.32	13.32	13.20	14.31	13.73	15.03	10.86	15.27	13.38	16.95	13.38	15.72	14.06	16.50
2' 10" x 6' 10"	1 3/4"			13.24	15.83	14.03	15.06	15.00	16.14	15.57	16.89	12.30	17.07	13.79	18.18	13.79	16.89	14.45	17.78
2' 6" x 7' 0"	1 3/4"																		
2' 8" x 7' 0"	1 3/4"																		
2' 10" x 7' 0"	1 3/4"			13.46	16.14	14.31	15.35	15.29	16.46	15.87	17.18	12.26	17.03	13.74	18.08	13.73	16.80	14.40	17.67
3' 0" x 7' 0"	1 3/4"			13.74	16.43	13.41	14.42	14.31	15.44	14.85	16.14	11.64	16.28	14.15	18.02	14.16	16.58	14.82	17.42

SIDELIGHTS—WESTERN PONDEROSA PINE NO. 1

Stock sizes	Thick-ness	S. L. 676		S. L. 675, 6 lts.		S. L. 675		S. L. 675, 8 lts.		Stock sizes	Thick-ness	S. L. 676		S. L. 675, 6 lts.		S. L. 675		S. L. 675, 8 lts.	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed			Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
1' 2" x 6' 8"	1 3/4"	\$4.56	\$6.20	\$6.15	\$8.45	\$4.52	\$6.51	\$6.42	\$8.87	1' 2" x 6' 8"	1 3/4"	\$6.11	\$7.74	\$8.09	\$10.46	\$6.05	\$8.04	\$7.82	\$10.26
1' 2" x 7' 0"	1 3/4"	4.89	6.51	6.48	8.78	4.83	6.83	6.75	9.20	1' 2" x 7' 0"	1 3/4"	6.51	8.13	8.52	10.80	6.44	8.45	8.19	10.64

1 3/4" COLONIAL ENTRANCE DOORS

[No. 1 western ponderosa pine]

6 pan. 3/4" heavy panel 8 pan. 3/4" heavy panel	2' 8" x 6' 8"		3' 0" x 6' 8"		3' 0" x 7' 0"		6 pan. 3/4" heavy panel 8 pan. 3/4" heavy panel	2' 8" x 6' 8"		3' 0" x 6' 8"		3' 0" x 7' 0"	
	Open	Glazed	Open	Glazed	Open	Glazed		Open	Glazed	Open	Glazed	Open	Glazed
			\$14.73		\$15.71					\$14.73		\$15.71	
			14.90		15.89					14.90		15.89	
Design N. D. 610			\$29.27	\$32.45	\$29.97	\$33.18	Design N. D. 612			\$14.67	\$18.84	\$15.53	\$19.89
Design N. D. 607			26.07	28.01	27.90	30.02	Design N. D. 612			24.66	28.02	25.37	29.07
Design N. D. 608			33.54	35.15	34.23	37.49	Design N. D. 600			20.93	22.61	22.44	24.12
Design N. D. 612 Dutch			29.21	32.58	29.90	33.60							

FRENCH DOORS

Stiles and top rail 4 3/4"—western ponderosa pine

Stock Sizes	Thick-ness	N. D. 625		N. D. 626		N. D. 627		Stock Sizes	Thick-ness	N. D. 625		N. D. 626		N. D. 627	
		Open	Glazed	Open	Glazed	Open	Glazed			Open	Glazed	Open	Glazed	Open	Glazed
2' 0" x 6' 8"	1 3/4"	\$6.90	\$8.79	\$7.14	\$9.83			2' 6" x 7' 0"	1 3/4"	\$7.49	\$10.76	\$7.28	\$10.70	\$8.24	\$11.91
2' 6" x 6' 8"	1 3/4"	7.08	9.45	6.92	10.22	\$7.19	\$10.49	3' 0" x 7' 0"	1 3/4"					8.48	12.41
2' 8" x 6' 8"	1 3/4"			6.96	10.40	7.23	10.56	2' 6" x 6' 8"	1 3/4"					10.13	13.43
2' 0" x 7' 0"	1 3/4"	7.26	9.78					3' 0" x 7' 0"	1 3/4"					11.99	15.92

T. astragal for folding doors—western ponderosa pine \$0.90.

TABLE 1—RETAIL MAXIMUM PRICES STOCK MILLWORK, CINCINNATI AREA, INCLUDING HAMILTON COUNTY IN OHIO, AND KENTON AND CAMPBELL COUNTIES IN KENTUCKY—Continued

GARAGE DOORS

Stock sizes	Thick-ness	Glass size	Fir		Western pon-derosa pine		Stock sizes	Thick-ness	Glass size	Fir		Western pon-derosa pine	
			Design N. D. 720-722		Design N. D. 720					Design N. D. 720-722		Design N. D. 720	
			Open	Glazed	Open	Glazed				Open	Glazed	Open	Glazed
8'0" x 7'0"	1 3/4"	12 x 13	\$21.30	\$23.96	\$25.55	\$27.99	8'0" x 8'0"	1 3/4"	12 x 16	\$21.30	\$23.96	\$26.52	\$28.97
8'0" x 7'6"	1 3/4"	12 x 16	21.30	23.96	26.03	28.49							

2-LIGHT WINDOWS—1 3/8" CHECK RAIL—CLEAR WESTERN PONDEROSA PINE—TOXIC TREATED AND PFEVIT

[For lugs, add per window \$0.45]

Glass size	Ohio opening			Glass size	Ohio opening		
	Open	Glazed single strength B	Glazed double strength B		Open	Glazed single strength B	Glazed double strength B
16" x 16"	\$1.50	\$2.18	\$2.37	26" x 26"	\$2.01	\$3.69	\$4.76
16" x 18"	1.68	2.42	2.67	26" x 28"	2.06	3.98	5.13
16" x 20"	1.62	2.48	2.81	26" x 30"	2.28	4.77	5.84
16" x 24"	1.71	2.72	3.11	26" x 32"	2.48	4.92	5.96
16" x 28"	1.92	3.20	3.77	26" x 34"	2.54	5.58	6.81
16" x 28"	1.83	3.11	3.71	26" x 36"	2.58	5.63	6.87
18" x 18"	1.76	2.67	2.99	28" x 14"	1.92	3.12	3.63
18" x 20"	1.67	2.63	2.97	28" x 16"	1.98	3.29	3.92
18" x 24"	1.77	3.02	3.56	28" x 18"	2.03	3.54	4.25
18" x 26"	1.98	3.39	4.04	28" x 20"	2.10	3.69	4.43
18" x 28"	2.03	3.54	4.25	28" x 24"	2.01	3.69	4.76
20" x 14"	1.58	2.10	2.49	28" x 26"	2.06	4.22	5.13
20" x 16"	1.62	2.33	2.81	28" x 28"	2.10	4.50	5.51
20" x 18"	1.80	2.49	3.15	28" x 30"	2.36	4.82	5.87
20" x 20"	1.71	2.73	3.41	28" x 32"	2.54	5.58	6.81
20" x 24"	1.83	3.02	3.81	28" x 34"	2.58	5.63	6.87
20" x 28"	1.86	3.14	4.01	28" x 36"	2.66	6.06	7.50
20" x 28"	2.10	3.29	4.43	30" x 14"	1.95	3.26	3.78
20" x 30"	2.15	3.42	4.68	30" x 16"	2.03	3.45	4.08
20" x 32"	2.28	4.23	5.10	30" x 18"	2.10	3.69	4.43
20" x 34"	1.88	3.14	4.01	30" x 20"	2.15	3.86	4.68
22" x 24"	1.92	3.29	4.27	30" x 24"	2.06	3.87	5.06
22" x 28"	1.97	3.42	4.41	30" x 26"	2.10	4.60	5.51
22" x 30"	2.19	4.14	5.04	30" x 28"	2.18	4.55	5.54
24" x 12"	1.76	2.55	2.82	30" x 30"	2.42	5.49	6.75
24" x 14"	1.67	2.45	2.91	30" x 32"	2.58	5.63	6.87
24" x 16"	1.71	2.60	3.26	30" x 34"	2.66	6.06	7.50
24" x 18"	1.77	2.84	3.56	30" x 36"	2.70	6.11	7.55
24" x 20"	1.83	3.02	3.81	32" x 24"	2.42	4.85	5.91
24" x 22"	1.85	3.14	4.01	32" x 28"	2.54	5.58	6.81
24" x 24"	1.92	3.38	4.37	32" x 30"	2.58	5.63	6.87
24" x 26"	1.97	3.42	4.41	32" x 32"	2.66	6.06	7.50
24" x 28"	2.01	3.69	4.76	32" x 36"	2.75	6.39	8.39
24" x 30"	2.06	3.87	5.06	36" x 24"	2.54	5.25	6.44
24" x 32"	2.22	4.65	5.58	36" x 28"	2.66	6.06	7.50
24" x 34"	2.48	4.92	5.96	36" x 30"	2.70	6.11	7.55
24" x 36"	2.52	5.24	6.44	40" x 24"	2.78	5.75	6.98
26" x 14"	1.71	2.67	3.02	40" x 28"	2.90	6.81	8.46
26" x 16"	1.77	3.02	3.56	40" x 30"	2.96	6.89	8.55
26" x 18"	1.82	3.21	3.81				
26" x 20"	1.86	3.33	4.01				
26" x 24"	1.97	3.42	4.41				

Divided Light and Sash Extras

Add to 2-light window price as follows:			
Rectangular lights up to and including lights 16" high, per light.....	\$0.09	For half windows open or glazed, use half price of window and add.....	\$0.12
Rectangular lights over 16" high and up to and including lights 30" high, per light.....	.12	For rabbeting special sash in pairs, add per pair.....	.48
Rectangular lights over 30" high, per light.....	.18	For rabbeting bottom rails of sash or windows, add per sash.....	.23
(For rectangular lights formed by horizontal bars only, read width for height.)		Planing for unique balance, add per window.....	.25
		For ogee lugs on 2 and 4 check 1 3/8-inch window only, add to window price.....	.45

PLANK WINDOW FRAMES, WESTERN PONDEROSA PINE

Glass size 2-lights	5 1/4" frame wall, 1 1/8" outside casing		9" brick wall head and sill		Glass size 2-lights	5 1/4" frame wall, 1 1/8" outside casing		9" brick wall head and sill	
	Heads and sills	Sides	Heads and sills	Sides		Heads and sills	Sides	Heads and sills	Sides
20"	\$1.89		\$2.04		36"	\$2.63	\$2.86	\$3.17	\$2.55
24"	2.10	\$1.65	2.27	\$1.79	40"	3.30	2.72	3.60	2.93
28"	2.36	1.89	2.55	2.04	44"	3.65	2.94	3.90	3.18
30"	2.54	2.06	2.75	2.22	48"		3.15		3.39
32"	2.72	2.06	2.93	2.22					

EXTRAS

For smaller or intermediate sizes use next largest size.			
Add for nailing up sash frames.....			\$0.90
For frames made for sash to pivot add.....			.68

TABLE 1—RETAIL MAXIMUM PRICES STOCK MILLWORK, CINCINNATI AREA, INCLUDING HAMILTON COUNTY IN OHIO, AND KENTON AND CAMPBELL COUNTIES IN KENTUCKY—Continued

INSIDE DOOR FRAMES, WESTERN PONDEROSA PINE

Design	Knocked down 3' 0" x 7' 0"		Nailed up 2' 8" x 6' 8"	
	1 3/4" x 5 3/4" jamb.....	\$4.05	\$4.28	\$4.65	$4.88
Jamb 3/4" x 5 1/4" stop 1/2" x 1 3/8".....	2.78	2.93	3.33	3.53
Jamb 3/4" x 5 1/4" no stops.....	2.25	2.39	2.85	2.99

YELLOW PINE INSIDE DOOR FRAMES

Jamb 1 3/4" x 5 3/4" rab. 2 sides.....	\$2.88	\$3.18	\$3.48	\$3.78
Jamb 1 3/8" x 3 1/2" rab. 1 side.....	2.28	2.52	2.88	3.12

CASE OPENINGS

6'0" x 7'0" and smaller.....	3/4" x 5 1/2" jambs and heads.....	\$2.76
6'0" x 7'0" and smaller.....	1 1/8" x 5 1/2" jambs and heads.....	3.33

4-LIGHT WINDOWS—1 3/8" CHECK RAIL

[Clear western Ponderosa pine—for lugs, add per window]

Glass size	Thickness (inches)	Ohio opening		Glass size	Thickness (inches)	Ohio opening	
		Open	Glazed, single strength B			Open	Glazed, single strength B
10" x 20".....	1 3/8	\$2.15	\$3.24	14" x 28".....	1 3/8	\$2.63	\$5.00
10" x 24".....	1 3/8	2.28	3.56	14" x 30".....	1 3/8	2.70	5.16
12" x 20".....	1 3/8	2.06	3.12	14" x 32".....	1 3/8	2.91	5.48
12" x 24".....	1 3/8	2.19	3.59	14" x 34".....	1 3/8	2.96	5.67
12" x 26".....	1 3/8	2.25	3.96	14" x 36".....	1 3/8	3.06	5.96
12" x 28".....	1 3/8	2.30	4.17	15" x 24".....	1 3/8	2.55	4.52
12" x 30".....	1 3/8	2.60	4.74	15" x 26".....	1 3/8	2.60	4.95
12" x 32".....	1 3/8	2.79	5.00	15" x 28".....	1 3/8	2.67	5.61
12" x 34".....	1 3/8	2.87	5.15	15" x 30".....	1 3/8	2.75	5.36
12" x 36".....	1 3/8	2.94	5.36	15" x 32".....	1 3/8	2.96	5.37
14" x 24".....	1 3/8	2.48	4.40	15" x 34".....	1 3/8	3.11	5.91
14" x 26".....	1 3/8	2.55	4.52	15" x 36".....	1 3/8	3.11	6.39

12-LIGHT WINDOWS—1 3/8" CHECK RAIL

[Western Ponderosa pine—Prest, plowed and bored, toxic treated]

Glass size	Thickness (inches)	Open	Glazed, single strength B	Glass size	Thickness (inches)	Open	Glazed, single strength B
8" x 10".....	1 3/8	2.52	4.02	10" x 16".....	1 3/8	3.45	5.93
8" x 12".....	1 3/8	2.87	4.59	10" x 18".....	1 3/8	3.57	6.56
9" x 12".....	1 3/8	2.70	4.41	10" x 20".....	1 3/8	3.95	7.82
9" x 14".....	1 3/8	2.81	4.76	12" x 14".....	1 3/8	3.39	5.99
10" x 10".....	1 3/8	2.91	4.55	12" x 16".....	1 3/8	3.69	6.48
10" x 12".....	1 3/8	2.79	4.82	12" x 18".....	1 3/8	3.50	7.38
10" x 14".....	1 3/8	3.15	5.36	12" x 20".....	1 3/8	3.95	7.82

2 LIGHT STORM SASH

[Toxic Treated, Glazed, 4 1/2" wider and 8" longer than glass—Western Ponderosa pine]

Glass size	Thickness (inches)	Glazed	Glass size	Thickness (inches)	Glazed	Glass size	Thickness (inches)	Glazed
18" x 20".....	1 1/8	2.52	24" x 30".....	1 1/8	3.87	28" x 30".....	1 1/8	4.82
18" x 24".....	1 1/8	3.02	24" x 32".....	1 1/8	4.56	28" x 32".....	1 1/8	5.58
20" x 16".....	1 1/8	2.33	26" x 18".....	1 1/8	3.21	30" x 16".....	1 1/8	3.45
20" x 18".....	1 1/8	2.49	26" x 20".....	1 1/8	3.33	30" x 18".....	1 1/8	3.69
20" x 20".....	1 1/8	2.73	26" x 24".....	1 1/8	3.42	30" x 20".....	1 1/8	3.86
20" x 24".....	1 1/8	3.02	26" x 26".....	1 1/8	3.69	30" x 24".....	1 1/8	3.87
20" x 26".....	1 1/8	3.14	26" x 28".....	1 1/8	3.98	30" x 26".....	1 1/8	4.50
24" x 14".....	1 1/8	2.45	26" x 30".....	1 1/8	4.77	30" x 28".....	1 1/8	4.55
24" x 16".....	1 1/8	2.60	26" x 32".....	1 1/8	4.92	30" x 30".....	1 1/8	5.49
24" x 18".....	1 1/8	2.84	27" x 24".....	1 1/8	4.17	30" x 32".....	1 1/8	5.64
24" x 20".....	1 1/8	3.02	28" x 18".....	1 1/8	3.54	32" x 24".....	1 1/8	4.83
24" x 22".....	1 1/8	3.14	28" x 20".....	1 1/8	3.69	36" x 24".....	1 1/8	5.25
24" x 24".....	1 1/8	3.38	28" x 24".....	1 1/8	3.69	40" x 24".....	1 1/8	7.19
24" x 26".....	1 1/8	3.42	28" x 26".....	1 1/8	4.23			

TABLE 1—RETAIL MAXIMUM PRICES STOCK MILLWORK, CINCINNATI AREA, INCLUDING HAMILTON COUNTY IN OHIO, AND KENTON AND CAMPBELL COUNTIES IN KENTUCKY—Continued

1 LIGHT SINGLE SASH—1 3/8" THICK
[Toxic treated western ponderosa pine]

Glass size	Open	Glazed, single strength	Glazed, double strength	Glass size	Open	Glazed, single strength	Glazed, double strength
16" x 18"	\$1.01	\$1.35	\$1.53	28" x 26"	\$1.23	\$2.36	\$2.93
16" x 20"	1.04	1.49	1.68	28" x 28"	1.25	2.51	3.12
16" x 24"	1.07	1.55	1.80	28" x 30"	1.28	2.55	3.17
16" x 28"	1.11	1.85	2.21	28" x 32"	1.37	2.97	3.69
16" x 30"	1.13	1.89	2.31	30" x 18"	1.16	1.97	2.42
18" x 20"	1.07	1.55	1.76	30" x 20"	1.19	2.06	2.51
18" x 24"	1.08	1.74	2.06	30" x 24"	1.25	2.31	2.88
18" x 28"	1.13	1.89	2.31	30" x 28"	1.31	2.55	3.17
18" x 30"	1.19	1.97	2.42	30" x 30"	1.32	2.93	3.65
20" x 16"	1.04	1.49	1.68	30" x 32"	1.43	2.99	3.74
20" x 18"	1.07	1.55	1.76	30" x 36"	1.47	3.24	4.07
20" x 20"	.99	1.64	1.89	36" x 18"	1.32	2.31	2.78
20" x 24"	1.02	1.74	2.09	36" x 20"	1.35	2.46	3.03
20" x 28"	1.08	1.85	2.28	36" x 24"	1.40	2.78	3.45
24" x 16"	.98	1.44	1.79	36" x 28"	1.44	3.24	4.07
24" x 18"	.99	1.64	1.94	36" x 30"	1.50	3.29	4.11
24" x 20"	1.02	1.74	2.09	36" x 32"	1.52	3.59	4.52
24" x 24"	1.04	1.89	2.37	36" x 36"	1.59	3.88	4.88
24" x 28"	1.08	1.94	2.37	40" x 20"	1.50	2.67	3.29
24" x 30"	1.11	2.04	2.58	40" x 24"	1.55	3.12	3.81
24" x 32"	1.13	2.18	2.72	40" x 28"	1.62	3.41	4.61
26" x 16"	1.07	1.74	2.06	40" x 30"	1.64	3.41	4.61
26" x 18"	1.08	1.80	2.16	40" x 32"	1.67	3.41	4.92
26" x 20"	1.13	1.89	2.31	40" x 36"	1.74	3.41	5.63
26" x 24"	1.19	2.06	2.51	40" x 40"	1.79	3.41	5.66
26" x 28"	1.20	2.16	2.72	44" x 20"	1.56	3.86	4.20
26" x 30"	1.23	2.37	2.93	44" x 24"	1.64	3.86	4.20
26" x 32"	1.25	2.51	3.12	44" x 28"	1.68	4.97	5.63
28" x 16"	1.11	1.76	2.15	44" x 30"	1.71	5.63	5.63
28" x 18"	1.13	1.89	2.31	44" x 32"	1.74	5.63	5.63
28" x 20"	1.16	1.97	2.42	48" x 24"	1.67	4.92	4.92
28" x 24"	1.20	2.16	2.72	48" x 28"	1.76	5.63	5.63
				48" x 30"	1.79	5.66	5.66

BARN SASH
[Western ponderosa pine]

Glass size	Thick-ness (inches)	4 light barn sash		6 light barn sash		9 light barn sash		Glass size	Thick-ness (inches)	4 light barn sash		6 light barn sash		9 light barn sash	
		Open	Glazed	Open	Glazed	Open	Glazed			Open	Glazed	Open	Glazed	Open	Glazed
8" x 10"	1 3/8	\$0.89	\$1.26	\$1.04	\$1.64	\$1.44	\$2.37	8" x 10"	1 3/8	\$0.98	\$1.35	\$1.17	\$1.76	\$1.59	\$2.55
9" x 12"	1 3/8	.95	1.43	1.16	1.89	1.68	2.94	9" x 12"	1 3/8	1.07	1.53	1.31	2.01	1.91	3.17
10" x 12"	1 3/8	.99	1.60	1.20	1.98	1.68	2.94	10" x 12"	1 3/8	1.16	1.61	1.35	2.10	1.91	3.17
10" x 14"	1 3/8	1.04	1.61	1.25	2.16			10" x 14"	1 3/8	1.17	1.74	1.41	2.31		
10" x 16"	1 3/8			1.37	2.64			10" x 16"	1 3/8			1.58	2.82		

EXTERIOR DOOR FRAMES—WESTERN PONDEROSA PINE

FOR FRAME CONSTRUCTION

[5/4-inch wall]—1 3/8" Outside Casing

	With oak sill	No sill
2' 8" x 6' 8"	\$8.85	\$5.99
3' 0" x 6' 8"	9.44	6.15
3' 0" x 7' 0"	9.69	6.38

Add for nailing up \$0.90

GARAGE DOOR FRAME

Jamb—1 3/4 x 5 1/4 inch western ponderosa pine (no outside casing or sill)
Not over 8'0" x 8'0"—knocked down..... \$6.75

DOOR FRAME EXTRAS

Transom door frames (transom not over 1'6" high, add..... \$3.38
Side light door frame, figure 3 times price of single.
Circle top door frame, add to price of square head frame..... 9.53

FOR 9-INCH MASONRY CONSTRUCTION
(No Sill)

	Knocked down	Nailed up
2' 8" x 6' 8"	\$6.50	\$7.40
3' 0" x 6' 8"	6.60	7.50
3' 0" x 7' 0"	6.83	7.73

FOR 10-INCH FURRED BRICK WALL

2' 8" x 6' 8"	\$8.55	\$9.45
3' 0" x 6' 8"	9.14	10.04
3' 0" x 7' 0"	9.45	10.35

FOR 13-INCH MASONRY CONSTRUCTION

2' 8" x 6' 8"	\$10.71	\$11.61
3' 0" x 6' 8"	10.88	11.78
3' 0" x 7' 0"	11.25	12.15

Treating door frames with "wood-life" preserver..... \$0.54

TABLE 1—RETAIL MAXIMUM PRICES STOCK MILLWORK, CINCINNATI AREA, INCLUDING HAMILTON COUNTY IN OHIO, AND KENTON AND CAMPBELL COUNTIES IN KENTUCKY—Continued

EXTERIOR WINDOW FRAMES—WESTERN PONDEROSA PINE
[Important joints treated with wood preserver]

Glass size, 2 lights	5 1/4" frame wall, 1 1/4" outside casing		9" brick wall, all head and sill		"Unique balance" frame	
	Heads and Sills	Sides	Heads and Sills	Sides	Heads and Sills	Sides
12"		\$2.30				
14"	\$1.34	2.51	\$1.20	\$3.06	\$1.28	\$1.64
16"	1.44	2.66	1.28	3.26	1.35	1.79
18"	1.70	2.82	1.35	3.53	1.44	1.97
20"	1.79	3.08	1.44	3.81	1.55	2.13
22"	1.89	3.24	1.67	4.05	1.76	2.30
24"	1.98	3.38	1.74	4.28	1.85	2.45
26"	2.07	3.53	1.83	4.47	1.95	2.57
27"	2.15				2.00	
28"	2.15	3.66	1.91	4.86	2.03	2.72
30"	2.31	3.95	1.98	4.92	2.10	2.91
32"	2.49	4.11	2.07	5.39	2.21	3.18
36"	2.67	4.52	2.31	5.90	2.48	3.54
40"	2.97		2.49		2.66	

WINDOW FRAME EXTRAS

For Nailing-Up (N. U.) add to above.....	\$0.90	For Brick House Frames with Moulded Hanging Style instead of Plain, add.....	\$0.60
Mullion Frames, add to price of 2 single frames.....	.45	For cutting down Heads and Sills, add.....	.90
Triple Frames, add to price of 3 single frames.....	1.20	For cutting down Sides, add.....	.90
		Long Sill horns for Corner Construction, add to price of regular head and sill.....	.90
		For Frame House Frame, add for Hanging Stile instead of Casing.....	1.14

PORCH WORK—FIR

Colonial columns			Turned columns	
Sizes	Round cap and base	Paneled cap and base	Sizes	Turned center
6 inch x 8 feet.....	\$5.40		4" x 4", 8 feet.....	\$2.37
8 inch x 6 feet.....	6.15	\$6.00	5" x 5", 8 feet.....	3.69
8 feet.....	6.75	7.47	6" x 6", 8 feet.....	5.31
10 inch x 8 feet.....	9.12	9.42	6" x 6", 10 feet.....	6.66
9 feet.....	10.38	10.41		
12 inch x 8 feet.....		11.19		
9 feet.....		12.30		

Add for splitting columns, \$0.75.

FIR—PORCH NEWELS

Size	Square paneled, cap and base	Size	Square, turned cap
8 inch x 4 feet.....	\$4.08	5" x 5" x 4 feet.....	\$1.85
10 inch x 4 feet.....	5.16	6" x 6" x 4 feet.....	2.66

[F. R. Doc. 46-6008; Filed, Apr. 10, 1946; 1:59 p. m.]

[Region III, Order G-7 Under MPR 592]

MOWRYSTOWN BRICK & TILE CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This order No. G-7 under section 16 of Maximum Price Regulation No. 592 provides for an adjustment of the maximum prices for the sale of bricks manufactured by W. L. Beltz, an individual doing business as the Mowrystown Brick & Tile Company of Mowrystown, Ohio, hereinafter referred to as the manufacturer. The maximum prices of the manufacturer and the maximum prices of the reseller of such commodities are adjusted herein.

(b) *Manufacturer's adjusted maximum prices.* (1) The adjusted maximum prices for sales by the manufacturer of each type of brick manufactured by it shall be its maximum net prices in effect immediately preceding the date of this order, to each class of purchaser, increased by 8%.

(2) The manufacturer's customary conditions of sale, transportation allowances and cash discounts shall be maintained on all its sales affected by this order.

(c) *Resellers' adjusted maximum prices.* (1) Any reseller of commodities for which adjustment is granted the manufacturer in (b) above may add to his maximum prices in effect immediately preceding the effective date of this order, to each class of purchaser, the percentage amount of increase in cost to him resulting from the increase granted the manufacturer by this order.

(2) Resellers' maximum prices adjusted under this paragraph are subject to each reseller's customary terms, discounts and allowances and other price differentials to each class of purchaser.

(d) *Notification.* The manufacturer, at or prior to the first billing reflecting the adjustment herein granted, shall send to each purchaser who resells the commodities covered by this order a notice specifying the amount of increase granted by this order. Such notice shall substantially contain the following:

Order No. G-7 under section 16 of Maximum Price Regulation No. 592 provides for a certain specified percentage increase in the net

prices for bricks manufactured by the Mowrystown Brick & Tile Company. Resellers may add to their maximum prices in effect immediately preceding the effective date of this order the percentage amount of increase in cost to them resulting from the increase granted to the manufacturer by this order.

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

This order shall become effective March 25, 1946.

Issued: March 25, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-6030; Filed, Apr. 10, 1946; 2:07 p. m.]

INTERSTATE COMMERCE COMMISSION.

[Corr. S. O. 486]

UNLOADING OF MACHINERY AT SAN ANTONIO, TEX., ON INTERNATIONAL-GREAT NORTHERN RAILROAD CO.

At a session of the Interstate Commerce Commission, Division 3, held at its

office in Washington, D. C., on the 9th day of April A. D. 1946.

It appearing, that CNW 47971 and Milw 65866 containing machinery at San Antonio, Texas, on the International-Great Northern Railroad Company (Guy A. Thompson, Trustee), have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action, it is ordered, that:

Machinery at San Antonio, Texas, be unloaded. (a) The International-Great Northern Railroad Company, (Guy A. Thompson, Trustee), its agents or employees, shall unload forthwith CNW 47971 and Milw 65866 loaded with machinery now on hand at San Antonio, Texas, consigned order Iowa Manufacturing Co., notify King Transport Co.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that 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; that a copy of this order and direction shall be served upon the International-Great Northern Railroad Company (Guy A. Thompson, Trustee), and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-6144; Filed, Apr. 11, 1946;
11:41 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 54-133]

ASSOCIATED GAS AND ELECTRIC CO. ET AL. ORDER GRANTING EXTENSION

In the matter of Stanley Clarke, Trustee of Associated Gas and Electric Company; Denis J. Driscoll and Willard L. Thorp, Trustees of Associated Gas and Electric Corporation; NY PA NJ Utilities Company, General Gas & Electric Corporation, General Public Utilities Corporation, Associated General Utilities Company, Metropolitan Edison Company, Gas & Electric Associates, File No. 54-133.

An application for approval of a plan filed pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 having been filed by Stanley Clarke, Trustee of Associated Gas and Electric

Company, a registered holding company, Denis J. Driscoll and Willard L. Thorp, Trustees of Associated Gas and Electric Corporation, a registered holding company, and the following direct or indirect subsidiaries of the said two registered holding companies: NY PA NJ Utilities Company, General Gas & Electric Corporation, General Public Utilities Corporation (formerly Associated Utilities Corporation), and Gas & Electric Associates, each of which is a registered holding company, and Metropolitan Edison Company and Associated General Utilities Company; and the said plan proposing that various securities registered in the name of Day & Co., Dean & Co., Drake & Co., and Holland & Co., be transferred and delivered to the respective applicants above named, as beneficial owners of such securities, and that Day & Co., Dean & Co., Drake & Co., and Holland & Co., be dissolved; and

The Commission having on November 1, 1945, made and filed its Findings and Opinion and Order (Holding Company Act Release No. 6180) approved the plan subject to the conditions specified in Rule U-24 of the general rules and regulations promulgated pursuant to said act; and

The Commission having, by orders dated December 28, 1945, and February 15, 1946, upon the request of applicants, extended the time for consummating the transactions proposed by said plan to and including April 15, 1946; and

Applicants having advised the Commission that, although most of the securities referred to in said plan have been transferred and that Dean & Co., Drake & Co., and Holland & Co. have been dissolved, the parties have been unable to consummate all of the transactions proposed by said plan, and having requested that the time for such consummation be extended to and including June 14, 1946; and

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that such extension of time be granted:

It is ordered, That the time for consummating such transactions be, and hereby is, extended to and including June 15, 1946.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-6080; Filed, Apr. 11, 1946;
9:36 a. m.]

[File No. 70-1256]

NIAGARA FALLS POWER CO. AND GORGE VIEW PARK, INC.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 9th day of April 1946.

Notice is hereby given that a joint declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Gorge View Park, Inc., and its parent, The Niagara Falls Power Company, which is

a subsidiary of Buffalo Niagara Electric Corporation, which is a subsidiary of Niagara Hudson Power Corporation, which, in turn, is a subsidiary of The United Corporation, a registered holding company; and

Notice is further given that any interested person may, not later than April 15, 1946, at 5:30 p. m., e. s. t. request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, such declaration, as filed or as amended, may be permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated pursuant to said act or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said declaration which is on file in the offices of said Commission for a statement of the transactions therein proposed, which are summarized below:

The Niagara Falls Power Company owns all of the outstanding capital stock of Gorge View Park, Inc., an inactive real estate company having no assets and no liabilities except an open account advance in the amount of \$2,555.43 owing to The Niagara Falls Power Company. The Niagara Falls Power Company proposes to forgive the open account indebtedness and to surrender for cancellation all of its holdings of the capital stock of Gorge View Park, Inc., whereupon the latter will be dissolved pursuant to the laws of the State of New York.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-6081; Filed, Apr. 11, 1946;
9:36 a. m.]

[File Nos. 54-108, 59-81]

CRESCENT PUBLIC SERVICE CO. ET AL. SUPPLEMENTAL ORDER GRANTING APPLICATIONS AND DECLARATIONS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 10th day of April A. D. 1946.

In the matters of Crescent Public Service Company, Central Ohio Light & Power Company, Colorado Central Power Company, Empire Southern Service Company, Helene Curley Rea, Robert W. Rea, Floyd W. Woodcock, Kathleen T. Woodcock, Robin Corporation, (Applicants), File No. 54-108; Crescent Public Service Company Central Ohio Light & Power Company, Colorado Central Power Company, Empire Southern Service Company, (Respondents), File No. 59-81.

Crescent Public Service Company ("Crescent"), a registered holding company, and Central Ohio Light & Power Company ("Central Ohio"), a subsidiary of Crescent, having filed herein amended

applications and declarations pursuant to sections 6 (b) and 12 of the Public Utility Holding Company Act of 1935 and Rule U-50 regarding the proposed issue and sale at competitive bidding by Central Ohio of 12,000 shares of new preferred stock, the acquisition, redemption and retirement by Central Ohio, using the proceeds of such issue and sale, of the 12,000 \$6 preferred shares of Central Ohio to remain outstanding upon consummation of the recapitalization heretofore approved herein, including 28 shares held by Crescent, and the sale by Crescent to Central Ohio of said 28 \$6 preferred shares of Central Ohio; and

The Commission by order dated March 28, 1946, having granted and permitted to become effective said amended applications and declarations, including the application of Central Ohio with respect to the proposed sale at competitive bidding of 12,000 shares of new preferred stock, subject, however, to the condition that said proposed sale should not be consummated until the results of competitive bidding pursuant to Rule U-50 should have been made a matter of record in this proceeding and a further order entered in the light of the record so completed; and

The Commission in said order having reserved jurisdiction over the payment of all legal fees and expenses of counsel in connection with the proposed trans-

actions, including the fees and expenses of counsel for the prospective bidders; and

Central Ohio having filed a further amendment herein on April 10, 1946, setting forth the action taken to comply with the requirements of Rule U-50 and showing that pursuant to the invitation for competitive bids, bids for said 12,000 shares of preferred stock were submitted as follows:

Underwriting group	Price to company per share	Divi-	Annual
		dend rate	cost to company
		Percent	Percent
Kidder, Peabody & Co.	\$100.929	3.60	3.5668
The First Boston Corp.	100.519	3.60	3.58
W. E. Hutton & Co.	100.5199	3.70	3.68
E. H. Rollins & Sons, Inc.	100.41	3.80	3.78
Otis & Co.	100.2679	3.90	3.89
W. C. Langley & Co.	101.089	4.00	3.96

Said amendment having further stated that Central Ohio has accepted the bid of Kidder, Peabody & Co. for the preferred stock, as set out above, and that the securities will be offered for sale to the public at a price of \$102.489 per share resulting in an underwriters' spread of \$1.56 per share; and

The Commission having examined the amendment and having considered the record herein and finding no basis for

imposing terms and conditions with respect to the price to be paid to the company, the dividend rate on the preferred stock, the redemption price therefor and the proposed underwriters' spread, and further finding that the fees and expenses proposed to be paid to counsel by the successful bidders are not unreasonable and that jurisdiction over them should now be released;

It is ordered. That the applications and declarations herein, as amended, be and they are hereby granted and permitted to become effective, subject, however, to the terms and conditions prescribed in Rule U-24, and that the jurisdiction heretofore reserved with respect to fees and expenses of counsel for the bidders be, and the same hereby is, released.

It is further ordered. That the jurisdiction heretofore reserved with respect to the payment of all legal fees and expenses in connection with these proceedings, with the exception of the fees and expenses of counsel for the bidders which may be paid, be and it is hereby continued.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 46-6082; Filed, Apr. 11, 1946; 9:36 a. m.]

